



State Water Resources Control Board

NOTICE OF CHANGE PETITIONS FOR RIPARIAN WATER RIGHT(S) REPORTED UNDER STATEMENT OF WATER DIVERSION AND USE NUMBERS S017293, S017319, S017388, S017392, AND S018230 OF RIVER PARTNERS

COUNTY: Stanislaus

STREAM SYSTEM: San Joaquin River

On March 19, 2020, Tuolumne River Trust on behalf of River Partners filed five petitions for change with the State Water Resources Control Board (State Water Board), Division of Water Rights (Division) pursuant to Water Code sections 1701 and 1707. The petitions request State Water Board approval for the addition of instream fish and wildlife preservation and enhancement as purpose and place of use for up to 7,020 acre-feet of water per year under one or more riparian water rights associated with the Dos Rios and Hidden Valley Ranch conservation properties in Stanislaus County. Water diversion and use claimed under these rights is currently reported under Statement of Water Diversion and Use (Statement) Numbers S017293, S017319, S017388, S017392, and S018230. Consistent with Water Code section 1707, subdivision (d), Tuolumne River Trust requests that water approved for instream use pursuant to the subject petitions be used to satisfy applicable federal, state, and local regulatory requirements governing water quantity, water quality, instream flows, fish and wildlife, wetlands, recreation, and other instream beneficial uses in the Sacramento-San Joaquin Delta. As of the date of this notice, the Division has not evaluated the scope or validity of the underlying riparian water rights.

Following is a summary of the subject Statements and the petitioned changes.

Summary of Statement Number S017319 and Petitioned Changes

Source: Tuolumne River

Point of Diversion: Surface water diversion works identified as River Pumps DR5 and 6 located at North 2,044,656 feet and East 6,371,901 feet by California Coordinate System, Zone 3, North American Datum 1983, being within the Northwest quarter of the northwest quarter of Section 12, Township 4 South, Range 7 East, Mount Diablo Base and Meridian, near Tuolumne River Mile 2

Purpose of Use: Irrigation

E. JOAQUIN ESQUIVEL, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

Place of Use: 380 acres within a gross area of 437.35 acres comprising Assessor Parcel Numbers 017-066-014 (153 acres), 017-066-015 (11 acres), 017-066-016 (57 acres), 017-066-017 (136.26 acres), 017-066-027 (40.09 acres), and 017-066-028 (40 acres) within the Southwest quarter of Section 1, Southeast quarter of Section 2, Northern half of Section 11, and the Northern half of Section 12, all within Township 4 South, Range 7 East, Mount Diablo Base and Meridian

Petitioned Changes: (1) The addition of fish and wildlife preservation and enhancement as a purpose of use, and (2) the corresponding addition of instream place of use as follows:

- Upstream Limit: The existing point of diversion described above
- Downstream Limit: The confluence of the Sacramento and San Joaquin Rivers located at North 2,213,282 feet and East 6,174,003 feet by California Coordinate System, Zone 3, North American Datum 1983, being within the Northwest quarter of the Northeast quarter of projected Section 34, Township 3 North, Range 1 East, Mount Diablo Base and Meridian

Summary of Statement Number S017392 and Petitioned Changes

Source: Tuolumne River

Point of Diversion: Surface water diversion works identified as River Pump DR7 located at North 2,042,016 feet and East 6,376,098 feet by California Coordinate System, Zone 3, North American Datum 1983, being within the Southeast quarter of the Northeast quarter of Section 12, Township 4 South, Range 7 East, Mount Diablo Base and Meridian, near Tuolumne River Mile 3.2, one-half mile downstream of the Shiloh Road Bridge.

Purpose of Use: Irrigation

Place of Use: 173 acres within a gross area of 269.53 acres comprising Assessor Parcel Numbers 017-066-013 (112.17 acres), 017-069-001 (65.83 acres), and 017-069-006 (91.53 acres) covering portions of Sections 11 and 12, and the Northwest quarter of the Northeast quarter of Section 13, Township 4 South, Range 7 East, Mount Diablo Base and Meridian

Petitioned Changes: (1) The addition of fish and wildlife preservation and enhancement as a purpose of use, and (2) the corresponding addition of instream place of use as follows:

- Upstream Limit: The existing point of diversion described above
- Downstream Limit: The confluence of the Sacramento and San Joaquin Rivers located at North 2,213,282 feet and East 6,174,003 feet by California Coordinate System, Zone 3, North American Datum 1983, being within the Northwest quarter of the Northeast quarter of projected Section 34, Township 3 North, Range 1 East, Mount Diablo Base and Meridian

Summary of Statement Number S017293 and Petitioned Changes

Source: San Joaquin River

Point of Diversion: Surface water diversion works identified as River Pumps DR1,2,3 located at North 2,038,417 feet and East 6,367,197 feet by California Coordinate System, Zone 3, North American Datum 1983, being within the Southeast quarter of the Northwest quarter of Section 14, Township 4 South, Range 7 East, Mount Diablo Base and Meridian, near San Joaquin River Mile 86.2

Purpose of Use: Irrigation

Place of Use: 598 acres within a gross area of 725.21 acres comprising Assessor Parcel Numbers 017-066-019 (180.59 acres), 017-069-002 (124.98 acres), 017-069-003 (79.59 acres), 017-069-007 (126.21 acres), 017-069-008 (78.88 acres), and 017-069-010 (134.96 acres) covering portions of the southern halves of Sections 11 and 12, and the Northern halves of Sections 13, and 14, all within Township 4 South, Range 7 East, Mount Diablo Base and Meridian

Petitioned Changes: (1) The addition of fish and wildlife preservation and enhancement as a purpose of use, and (2) the corresponding addition of instream place of use as follows:

- Upstream Limit: The existing point of diversion described above
- Downstream Limit: The confluence of the Sacramento and San Joaquin Rivers located at North 2,213,282 feet and East 6,174,003 feet by California Coordinate System, Zone 3, North American Datum 1983, being within the Northwest quarter of the Northeast quarter of projected Section 34, Township 3 North, Range 1 East, Mount Diablo Base and Meridian

Summary of Statement Number S017388 and Petitioned Changes

Source: San Joaquin River

Point of Diversion: Surface water diversion works identified as River Pump DR4 located at North 2,041,335 feet and East 6,367,574 feet by California Coordinate System, Zone 3, North American Datum 1983, being within the Northeast quarter of Southwest quarter of Section 11, Township 4 South, Range 7 East, Mount Diablo Base and Meridian, near San Joaquin River Mile 85.3

Purpose of Use: Irrigation.

Place of Use: 110 acres within 170.55 acres on Assessor Parcel Number 017-066-018, covering a portion of the Northeast quarter of the Southeast quarter of Section 10 and portions of the Northeast, Northwest, and Southwest quarters of Section 11, Township 4 South, Range 7 East, Mount Diablo Base and Meridian

Petitioned Changes: (1) The addition of fish and wildlife preservation and enhancement as a purpose of use, and (2) the corresponding addition of instream place of use as follows:

- Upstream Limit: At Point of Diversion
- Downstream Limit: The confluence of the Sacramento and San Joaquin Rivers located at North 2,213,282 feet and East 6,174,003 feet by California Coordinate System, Zone 3, North American Datum 1983, being within the Northwest quarter of the Northeast quarter of projected Section 34, Township 3 North, Range 1 East, Mount Diablo Base and Meridian

Summary of Statement Number S018230 and Petitioned Changes

Source: Laird Slough Reach of San Joaquin River

Point of Diversion: River pump located at North 2,034,735 feet and East 6,371,397 feet by California Coordinate System, Zone 3, North American Datum 1983, being within the Southwest quarter of the Southwest quarter of Section 13, Township 4 South, Range 7 East, Mount Diablo Base and Meridian

Purpose of Use: Irrigation

Place of Use: 340 acres within 465.87 acres on Assessor Parcel Number 017-066-003 covering portions of the south halves of Sections 13 and 14 and the north half of Section 24, all within Township 4 South, Range 7 East, Mount Diablo Base and Meridian

Petitioned Changes: (1) The addition of fish and wildlife preservation and enhancement as a purpose of use, and (2) the corresponding addition of instream place of use as follows:

- Upstream Limit: The existing point of diversion described above
- Downstream Limit: The confluence of the Sacramento and San Joaquin Rivers located at North 2,213,282 feet and East 6,174,003 feet by California Coordinate System, Zone 3, North American Datum 1983, being within the Northwest quarter of the Northeast quarter of projected Section 34, Township 3 North, Range 1 East, Mount Diablo Base and Meridian

Procedures for Filing Protests

Pursuant to California Water Code section 1703.1, any interested person may file a protest against approval of the subject petitions. Protests filed in response to this notice should be submitted to the entities and persons listed below and must be received by the Division no later than **APRIL 2, 2023**. The State Water Board may, for good cause shown, allow additional time to file protests. The protestant and the petitioner are expected to make a good faith effort to resolve the protest within 180 days from the close of the protest submission period.

Protests may be provided via email prior to the deadline; however, a copy of the original signed letter of protest must be subsequently filed with the Division. Protest requirements and submittal information can be found here:

www.waterboards.ca.gov/waterrights/water_issues/programs/applications/docs/protests/ubmittalinfo.pdf

State Water Resources Control Board
Division of Water Rights
Attn: Kevin Long
P.O. Box 2000
Sacramento, CA 95812-2000
Kevin.Long@waterboards.ca.gov

Tuolumne River Trust
c/o Tom Hicks
Hicks Law
35 Temescal Terrace
San Francisco, CA 94118
TDH@tomhickslaw.com

Copies of the subject petitions and related documentation are available upon request. Please direct all requests and inquiries regarding this notice and the subject petitions to Kevin Long by e-mail at Kevin.Long@waterboards.ca.gov. Written correspondences should be addressed as follows: State Water Resources Control Board, Division of Water Rights, Attn: Kevin Long, P.O. Box 2000, Sacramento, CA 95812-2000.

Date of Notice: FEBRUARY 2, 2023