

Please indicate County where your project is located here:

Yuba

MAIL FORM AND ATTACHMENTS TO:
State Water Resources Control Board
DIVISION OF WATER RIGHTS
P.O. Box 2000, Sacramento, CA 95812-2000
Tel: (916) 341-5300 Fax: (916) 341-5400
http://www.waterboards.ca.gov/waterrights

STATE WATER RESOURCES CONTROL BOARD
DIV OF WATER RIGHTS
SACRAMENTO
2014 FEB -5 8:20

PETITION FOR CHANGE

Separate petitions are required for each water right. Mark all areas that apply to your proposed change(s). Incomplete forms may not be accepted. Location and area information must be provided on maps in accordance with established requirements. (Cal. Code Regs., tit. 23, § 715 et seq.) Provide attachments if necessary.

- Point of Diversion, Point of Rediversion, Place of Use, Purpose of Use, Distribution of Storage, Temporary Urgency, Instream Flow Dedication, Waste Water, Split, Terms or Conditions, Other
Application Att. A, Permit Att. A, License, Statement

I (we) hereby petition for change(s) noted above and described as follows:

Point of Diversion or Rediversion - Provide source name and identify points using both Public Land Survey System descriptions to 1/4-1/4 level and California Coordinate System (NAD 83).

Present: As stated in permits
Proposed: No changes are requested

Place of Use - Identify area using Public Land Survey System descriptions to 1/4-1/4 level; for irrigation, list number of acres irrigated.

Present: As stated in permits
Proposed: No changes are requested

Purpose of Use

Present: As stated in permits
Proposed: No changes are requested

Split

Provide the names, addresses, and phone numbers for all proposed water right holders.

[Empty box for listing water right holders]

In addition, provide a separate sheet with a table describing how the water right will be split between the water right holders: for each party list amount by direct diversion and/or storage, season of diversion, maximum annual amount, maximum diversion to offstream storage, point(s) of diversion, place(s) of use, and purpose(s) of use. Maps showing the point(s) of diversion and place of use for each party should be provided.

Distribution of Storage

Present:
Proposed:

Rec'd \$850
CDLC # 53018
2/5/14

Rec'd \$6,062
CDLC # 53017
2/5/14

CK Rec'd
2.5.14
53017

Temporary Urgency

This temporary urgency change will be effective from to

Include an attachment that describes the urgent need that is the basis of the temporary urgency change and whether the change will result in injury to any lawful user of water or have unreasonable effects on fish, wildlife or instream uses.

Instream Flow Dedication – Provide source name and identify points using both Public Land Survey System descriptions to ¼-¼ level and California Coordinate System (NAD 83).

Upstream Location:
Downstream Location:

List the quantities dedicated to instream flow in either: cubic feet per second or gallons per day:

Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

Will the dedicated flow be diverted for consumptive use at a downstream location? Yes No

If yes, provide the source name, location coordinates, and the quantities of flow that will be diverted from the stream.

Waste Water

If applicable, provide the reduction in amount of treated waste water discharged in cubic feet per second.

Will this change involve water provided by a water service contract which prohibits your exclusive right to this treated waste water? Yes No

Will any legal user of the treated waste water discharged be affected? Yes No

General Information – For all Petitions, provide the following information, if applicable to your proposed change(s).

Will any current Point of Diversion, Point of Storage, or Place of Use be abandoned? Yes No

I (we) have access to the proposed point of diversion or control the proposed place of use by virtue of:
 ownership lease verbal agreement written agreement

If by lease or agreement, state name and address of person(s) from whom access has been obtained.

Give name and address of any person(s) taking water from the stream between the present point of diversion or rediversion and the proposed point of diversion or rediversion, as well as any other person(s) known to you who may be affected by the proposed change.

All Right Holders Must Sign This Form: I (we) declare under penalty of perjury that this change does not involve an increase in the amount of the appropriation or the season of diversion, and that the above is true and correct to the best of my (our) knowledge and belief. Dated at


Right Holder or Authorized Agent Signature

Right Holder or Authorized Agent Signature

NOTE: All petitions must be accompanied by:
(1) the form Environmental Information for Petitions, including required attachments, available at: http://www.waterboards.ca.gov/waterrights/publications_forms/forms/docs/pet_info.pdf
(2) Division of Water Rights fee, per the Water Rights Fee Schedule, available at: http://www.waterboards.ca.gov/waterrights/water_issues/programs/fees/
(3) Department of Fish and Wildlife fee of \$850 (Pub. Resources Code, § 10005)

**Yuba County Water Agency
Temporary Urgency Change Petition
Attachment A**

This petition is being filed for Yuba County Water Agency ("YCWA") water right Permits 15026, 15027 and 15030, which were issued on Applications 5632, 15204 and 15574.

These permits were amended by SWRCB Revised Decision 1644 and Corrected Order WR 2008-0014. YCWA requests the following temporary changes to the following permit terms that were amended or added by this decision and this order:

1. Term 3 on pages 178-179 of the SWRCB's Revised Decision 1644 amended these YCWA water right permits to add this term. It requires that lower Yuba River flows at the Smartsville Gage not to be reduced to less than 65 percent of the maximum flow that has occurred from November to March 31. This term is currently requiring a minimum release of 683 cfs. YCWA requests that the SWRCB authorize a reduction to a minimum required flow of 500 cfs for February 1 through March 31, 2014.
2. Term 1 on pages 56-58 of the SWRCB's Corrected Order WR 2008-0014 requires YCWA to maintain the Lower Yuba River Fisheries Agreement minimum instream flows, which are specified in Exhibit 1 to that order, unless Conference Year conditions are present. Conference Year conditions are present when the North Yuba Index, which is defined in Exhibit 4 of the Fisheries Agreement, has a value of less than 500 TAF. Because Exhibit 4 specifies that the 50% exceedance forecasts in DWR's Bulletin 120 will be used to calculate this index, the values of this index that are calculated with the February, March and April values of this index may be greater than 500 TAF, even though this year's critically dry conditions probably will result in the May value of this index being less than 500 TAF. YCWA requests that the SWRCB temporarily amend YCWA's water right permits to provide that the required minimum instream flows between the date of the SWRCB action and May 15, 2014 will be those for Conference Years. On and after May 15, 2014, the May Bulletin 120 will be used to determine the North Yuba Index and the appropriate minimum flow schedules.
3. Under paragraph 1.d on page 57 of Corrected Order WR 2008-0014, the required minimum instream flows for Conference Years are those specified in the 1965 agreement between YCWA and the California Department of Fish and Game, and these include a minimum flow requirement of 600 cfs at the Smartsville Gage. YCWA requests that the SWRCB temporarily reduce this requirement to 500 cfs for February 1 through March 31, 2014. YCWA also requests that the SWRCB increase the required minimum instream flow at the Smartsville Gage for April 1 to April 30, 2014 from no requirement to 500 cfs and increase the required minimum instream flow at Marysville Gage for February 1 through March 31, 2014 from 245 cfs to 350 cfs.

Current hydrological conditions in the Yuba River watershed, current supplies in and forecasted operations for the Yuba River Development Project and the reasons for these requested temporary changes to YCWA's permits are described in detail in the technical report by Stephen

Grinnell, P.E., "Yuba River Development Project 2014 Drought Planning." A copy of this report is attached to this petition as Attachment B.