

STATE OF CALIFORNIA
CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY
STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

In the Matter of Application 30930

Conzelman Vineyards, LLC

ORDER CANCELING APPLICATION

SOURCE: Unnamed Stream tributary to Floodgate Creek thence Navarro River

COUNTY: Mendocino

WHEREAS:


1. Rose Family Vineyards (Applicant) filed a water right application with the State Water Resources Control Board (State Water Board), Division of Water Rights (Division), on August 18, 1999, requesting the right to divert 20 acre-feet per annum from unnamed stream tributary to Floodgate Creek thence Navarro River.
2. On January 28, 2000, the Division noticed Application 30930. Navarro Watershed Protection Association, Friends of the Navarro Watershed, Mendocino Group of the Sierra Club, California Department of Fish and Game, National Marine Fisheries Service, Douglass Hendricks, and Daniel Meyer filed protests against Application 30930. All protests are unresolved.
3. On January 19, 2007, the Division received notice of assignment assigning Application 30930 to Conzelman Vineyards, LLC. On July 19, 2007, the application was re-assigned to Conzelman Vineyards, LLC.
4. On April 6, 2009, the Division received notice from the Applicant's Representative requesting cancellation of Application 30930.
5. The State Water Board has delegated the authority to cancel applications to the Deputy Director of the Division pursuant to Resolution No. 2007-0057. The Deputy Director has redelegated this authority to the Assistant Deputy Director in the absence of the Deputy Director, pursuant to redelegation order dated October 4, 2007.

THEREFORE, IT IS ORDERED THAT APPLICATION 30930 IS HEREBY CANCELED.

The Applicant has designed a bypass system around the reservoir such that surface water cannot enter the reservoir. Therefore, the reservoir will remain in place. The bypass system must be maintained in good working condition.

Applicant is hereby put on notice that any diversion of water from the point of diversion on the unnamed stream proposed under this application may be subject to administrative civil liability of up to \$500 per day without further notice, pursuant to Water Code section 1052. The State Water Board also may issue a cease and desist order in response to an unauthorized diversion or threatened unauthorized diversion pursuant to Water Code section 1831.

STATE WATER RESOURCES CONTROL BOARD


Victoria A. Whitney
Deputy Director for Water Rights

Dated: JUN 03 2009