

EXHIBIT 3

ORIG.

MINIMUM FILING FEE: \$100.00
FILE ORIGINAL & ONE COPY
TYPE OR PRINT IN BLACK INK
(For explanation of entries required, see booklet "How to File an Application to appropriate Water in California")

STATE OF CALIFORNIA
State Water Resources Control Board
DIVISION OF WATER RIGHTS
901 P Street, Sacramento
P. O. Box 2000, Sacramento, CA 95812-2000

STATE WATER RESOURCES CONTROL BOARD

1991 JUL 12 AM 11:29

APPLICATION TO APPROPRIATE WATER BY PERMIT OF WATER RIGHTS SACRAMENTO
OR
 REGISTRATION OF SMALL DOMESTIC USE APPROPRIATION*

(Check one box only)

(If this form is used to register a small domestic use appropriation, the terms "application" and "applicant" herein, and in related forms, shall mean "registration" and "registrant".)

Application No. 29977
(Leave blank)

1. APPLICANT

G. Scott Fahey
(Name of applicant)

479 - 8479 Mobile
948 - 0333 Office
(209) 520 - 1074 Pager
(Telephone number where you may be reached between 8 a. m. and 5 p. m. - include area code)

120 N. Bryan Oakdale Calif. 95361
(Mailing address) (City or town) (State) (Zip code)

2. SOURCE

a. The name of the source at the point of diversion is Deadwood Springs (DW) / Cottonwood Spring (CW).
(DW) - Deadwood Springs thence unnamed stream, aka Deadwood Crk, through Basin Crk, thence North Fork Tuleuma River tributary to CW - Cottonwood Spring thence Cottonwood Crk thence Clancy River thence Tuleuma River
b. In a normal year does the stream dry up at any point downstream from your project? YES NO If yes, during what months is it usually dry? From _____ to _____
What alternate sources are available to your project should a portion of your requested direct diversion season be excluded because of a dry stream or nonavailability of water? NONE

3. POINTS OF DIVERSION and REDIVERSION

a. The point(s) of diversion will be in the County of Tulare

List all points giving coordinate distances from section corner or other fee as allowed by Board regulations I. e. California Coordinate System	Point is within (40-acre subdivision)		Section	Township	Range	Base and Meridian
	East	North				
POD#1 5'N & 5'W of Sec. 16's SE Corner	SE 1/4 of	SE 1/4	16	2N	17E	Mt. Diablo
POD#2 1350'N & 2190'W of Sec. 16's SE Corner	NW 1/4 of	SE 1/4	16	2N	17E	Mt. Diablo
POD#3 2385'N & 2300'E of Sec. 30's NW Corner	SW 1/4 of	NE 1/4	30	2N	17E	Mt. Diablo

c. Does applicant own the land at the point of diversion? YES NO
d. If applicant does not own the land at point of diversion, state name and address of owner and what steps have been taken to obtain right of access: Estate of W.D. Fahey; 56 Roland Fahey; P.O. Box 576; Oakdale, Calif. 95361
Access by lease agreement

4. PURPOSE OF USE, AMOUNT and SEASON

a. In the table below, state the purpose(s) for which water is to be appropriated, the quantities of water for each purpose, and the dates between which diversions will be made. Use gallons per day if rate is less than 0.025 cubic foot per second (approximately 16,000 gallons per day). Purpose must only be "Domestic" for registration of small domestic use.*

JWK 5/23/91
7/19/91 2/23/91

PURPOSE OF USE (Irrigation, Domestic, etc.)	DIRECT DIVERSION				STORAGE		
	QUANTITY		SEASON OF DIVERSION		AMOUNT (Acre-feet per annum)	COLLECTION SEASON	
	RATE (Cubic feet per second or gallons per day)	AMOUNT (Acre-feet per year)	Beginning Date (Mo. & Day)	Ending date (Mo. & Day)		Beginning Date (Mo. & Day)	Ending date (Mo. & Day)
<u>DW (Bottled Water)</u>	<u>20,000</u>	<u>22.41</u>	<u>Yr. Around</u>	<u>Yr. Around</u>			
<u>CW (Bottled Water)</u>	<u>20,000</u>	<u>22.41</u>	<u>Yr. Around</u>	<u>Yr. Around</u>			
		<u>44.82</u>	TOTAL AMOUNT			TOTAL AMOUNT	

b. Total combined amount taken by direct diversion and storage during any one year will be 44.82 acre-feet.
* Not to exceed 4,500 gallons per day by direct diversion or 10 acre-feet per annum by storage.
WR 1 (7/80)

FOR0053

6/18/91
\$100.00
Cm

5. JUSTIFICATION OF AMOUNT (For small domestic use registration, complete item b. only)

a. IRRIGATION: Maximum area to be irrigated in any one year is _____ acres.

CROP	ACRES	METHOD OF IRRIGATION (Sprinklers, flooding, ect.)	ACRE-FEET PER YEAR	NORMAL SEASON	
				Beginning date	Ending date

b. DOMESTIC: Number of residences to be served is _____. Separately owned? YES NO
 Total number of people to be served is _____. Estimated daily use per person is _____ (gallons per day)
 Total area of domestic lawns and gardens is _____ square feet.
 Incidental domestic uses are _____
 (Dust control area, number and kind of domestic animals, etc.)

c. STOCKWATERING: Kind of stock _____ Maximum number _____ Describe type of operation: _____
 (Feed lot, dairy, range, etc.)

d. RECREATIONAL: Type of recreation: Fishing Swimming Boating Other

e. MUNICIPAL: (Estimated projected use)

POPULATION		MAXIMUM MONTH		ANNUAL USE		
PERIOD	POP.	Average daily use	Rate of diversion (cfs)	Average daily use (gal. per capita)	Acre-foot (per capita)	Total acre-foot
Present						

Month of maximum use during year is _____ Month of minimum use during year is _____

f. HEAT CONTROL: The total area to be heat protected is _____ net acres.
 Type of crop protected is _____
 Rate at which water is applied to use is _____ gpm per acre.
 The heat protection season will begin about _____ (Date) and end about _____ (Date)

g. FROST PROTECTION: The total area to be frost protected is _____ net acres.
 Type of crop protected is _____
 Rate at which water is applied to use is _____ gpm per acre.
 The frost protection season will begin about _____ (Date) and end about _____ (Date)

h. INDUSTRIAL: Type of industry is _____
 Basis for determination of amount of water needed is _____

i. MINING: The name of the claim is _____ Patented Unpatented
 The nature of the mine is _____ Mineral to be mined is _____
 Type of milling or processing is _____
 After use, the water will be discharged into _____ (Name of stream)
 In _____ 1/4 of _____ 1/4 of Section _____, T _____, R _____, B. & M.
 (40-acre subdivision)

j. POWER: The total fall to be utilized is 1200 feet. The maximum amount of water to be used through the penstock is 0.2228 cubic feet per second. The maximum theoretical horsepower capable of being generated by the works is 30.38 (Cubic feet per second x fall - 8.8) Electrical capacity is 18.18 (HP x 0.746 x efficiency) kilowatts at 80 % efficiency.
 After use, the water will be discharged into 3" of Fiberglass Pipe through 16,500 gal Stainless Steel Tank (Name of stream)
 In SW 1/4 of NE 1/4 of Section 30, T 2N, R 12E, B. & M. FERC No. _____
 (40-acre subdivision)

k. FISH AND WILDLIFE PRESERVATION AND/OR ENHANCEMENT: YES NO If yes, list specific species and habitat type that will be preserved or enhanced in Item 17 of Environmental Information form WR 1-2.

l. OTHER: Describe use: 1) Commercial Sale to Batling Co. Basis for determination of amount of water needed is 80% of water issuing from each spring; the 20% balance is required for cattle, wildlife, & plants living in general area. 2) Fire Suppression, USES may use water in the 6,000 gal for 16,500 gal tanks at anytime to suppress inevitable FORROSS wild fire in the general area.

6. PLACE OF USE

- a. Does applicant own the land where the water will be used? YES NO Is land in joint ownership? YES NO
 (All joint owners should include their names as applicants and sign the application.)

If applicant does not own land where the water will be used, give name and address of owner and state what arrangements have been made with the owner.

Water shall be deposited in tanker-trucks at POR #2 & trucked to bottling factory

b.

USE IS WITHIN (40-acre subdivision)	SECTION	TOWNSHIP	RANGE	BASE & MERIDIAN	IF IRRIGATED	
					Number of acres	Presently cultivated (Y/N)
1/4 of	1/4					
1/4 of	1/4					
1/4 of	1/4					
1/4 of	1/4					
1/4 of	1/4					
1/4 of	1/4					

(If area is unsurveyed, state the location as if lines of the public land survey were projected, or contact the Division of Water Rights. If space does not permit listing all 40-acre tracts, include on another sheet or state sections, townships and ranges, and show detail on map.)

7. DIVERSION WORKS

- a. Diversion will be by gravity by means of Spring Boxes to Pipes to Tanker-Trucks via Steeple Street Tanks & Generator
 (Dam, pipe in/unobstructed channel, pipe through dam, siphon, weir, gate)

- b. Diversion will be by pumping from _____ Pump discharge rate _____ Horsepower _____
 (Sump, offset well, channel, reservoir, etc.) (cfs or gpm) (cfs or gpm)

- c. Conduit from diversion point to first lateral or to offstream storage reservoir:

CONDUIT (Pipe or)	MATERIAL (Type of pipe or channel lining)	GROSS SECTIONAL DIMENSION (Pipe diameter or ditch depth)	LENGTH Ft	TOTAL LIFT OR FALL		CAPACITY cfs/Mfd
				Feet	+ or -	
Pipe	Fiberglass	2" of POR #1 to POR #1	2,500	160	(-)	20 gpm
		2" of POR #1 to POR #2 to 4" of 1/4" tank	2,000	160	(-)	20 gpm
		2" of 4" of 1/4" tank to generator	2,500	1200	(-)	150 gpm
Pipe	Fiberglass	3" of generator to 1/2" 500 gpm tank	4,000	350	(-)	240 gpm
Pipe	Fiberglass	4" of 1/2" 500 gpm tank to POR #2	2,000	300	(-)	600 gpm

- d. Storage reservoirs: (For underground storage, complete Supplement 1 to WR1, available upon request.)

Name or number of	DAM			RESERVOIR			
	Vertical height from downstream toe of slope to	Construction	Dam length	Freeboard Dam height above spillway	Approximate surface area when full	Approximate capacity	Maximum water depth

- e. Outlet pipe: (For storage reservoirs having a capacity of 10 acre-feet or more.)

Diameter of outlet pipe (inches)	Length of outlet pipe (feet)	FALL (Vertical distance between entrance and exit of outlet pipe in feet)	HEAD (Vertical distance from spillway to outlet pipe in reservoir in feet)	Estimated storage below outlet pipe entrance (dead storage)

- f. If water will be stored and the reservoir is not at the point of diversion, the maximum rate of diversion to offstream storage will be _____ cfs. Diversion to offstream storage will be made by: Pumping Gravity

8. COMPLETION SCHEDULE

- a. Year work will start May 92 b. Year work will be completed July 92
 c. Year water will be used to the full extent intended July 92 d. If completed, year of first use July 92 to July 93

FOR0053

9. GENERAL

- a. Name of the post office most used by those living near the proposed point of diversion is Tuolumne City
- b. Does any part of the place of use comprise a subdivision on file with the State Department of Real Estate? YES NO
 If yes, state name of the subdivision _____
 If no, is subdivision of these lands contemplated? YES NO
 Is it planned to individually meter each service connection? YES NO If yes, When? _____
- c. List the names and addresses of diverters of water from the source of supply downstream from the proposed point of diversion: NONE
- d. Is the source used for navigation, including use by pleasure boats, for a significant part of each year at the point of diversion, or does the source substantially contribute to a waterway which is used for navigation, including use by pleasure boats? YES NO If yes, explain: _____

10. EXISTING WATER RIGHT

Do you claim an existing right for the use of all or part of the water sought by this application? YES NO
 If yes, complete table below:

Nature of Right (surface, appropriate, groundwater)	Year of First Use	Purpose of use made in recent years including amount, if known	Season of Use	Source	Location of Point of Diversion

11. AUTHORIZED AGENT (Optional)

With respect to all matters concerning this water right application those matters designated as follows:

_____ (Name of agent) _____ (Telephone number of agent between 8 a. m. and 5 p. m.)

_____ (Mailing address) _____ (City or town) _____ (State) _____ (Zip code)

Is authorized to act on my behalf as my agent.

12. SIGNATURE OF APPLICANT

I (we) declare under penalty of perjury that the above is true and correct to the best of my (our) knowledge and belief.
 Dated 28 MAY 19 91 at Oakdale, California
 California

(If there is more than one owner of the project, please indicate their relationship.)

Ms. Mr. _____
 Miss. Mrs. _____ (Signature of applicant)

Ms. Mr. _____
 Miss. Mrs. _____ (Signature of applicant)

Additional information needed for preparation of this application may be found in the instruction Booklet entitled "HOW TO FILE AN APPLICATION TO APPROPRIATE WATER IN CALIFORNIA". If there is insufficient space for answers in this form, attach extra sheets. Please cross-reference all remarks to the numbered item of the application to which they may refer. Send original application and one copy to the STATE WATER RESOURCES CONTROL BOARD, DIVISION OF WATER RIGHTS, P. O. Box 2000, Sacramento, CA 95812-2000, with \$100 minimum filing fee.

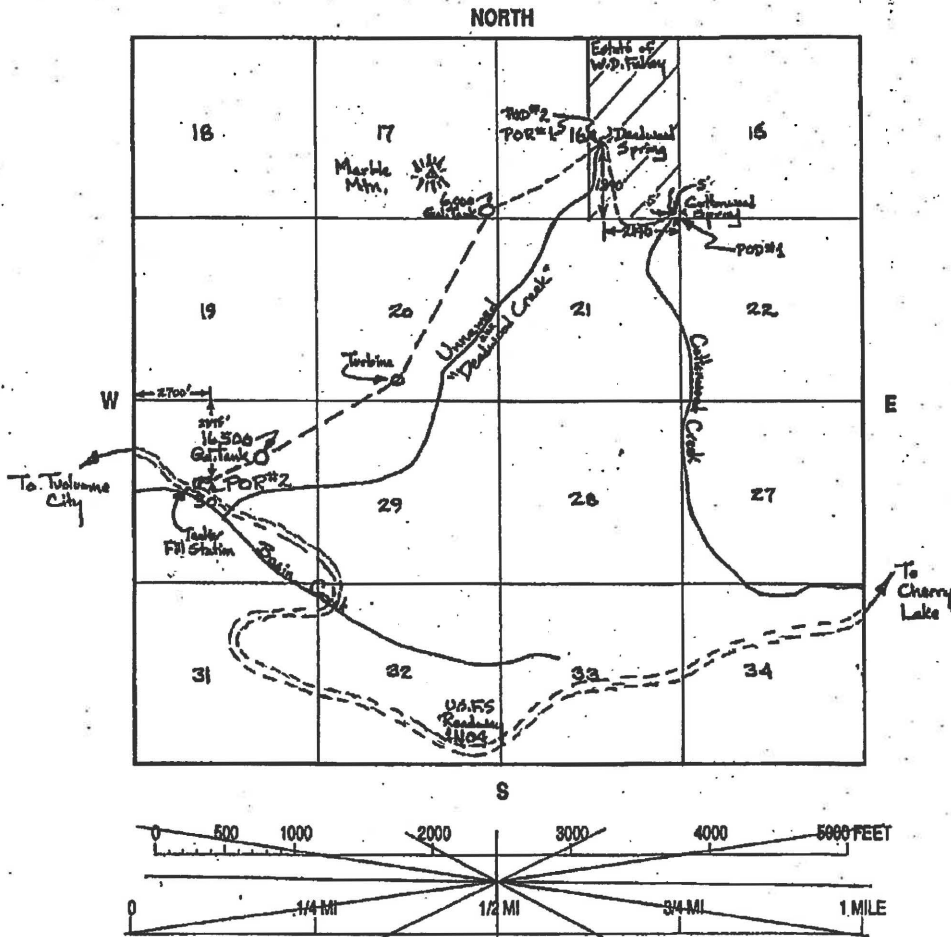
NOTE:
 If this application is approved for a permit, a minimum permit fee of \$100 will be required before the permit is issued.
 There is no additional fee for registration of small domestic use.

FOR0053

13. MAP

(Please complete legibly, with as much detail as possible, or attach a suitable alternative. See example in instruction booklet.)

SECTION(S) As Shown TOWNSHIP 2N RANGE 7E Mt. D. H. B. & M.



- (1) Show location of the stream or spring, and give name.
- (2) Locate and describe the point of diversion (i. e. the point at which water is to be taken from the stream or spring) in the following way: Begin at the most convenient known corner of the public land survey, such as a section or quarter section corner (if on unsurveyed land more than two miles from a section corner, begin at a mark or some natural object or permanent monument that can be readily found and recognized) and measure directly north or south until opposite the point which it is desired to locate; then measure directly east or west to the desired point. Show these distances in figures on the map as shown in the instructions.
- (3) Show location of the main ditch or pipeline from the point of diversion.
- (4) Indicate clearly the proposed place of use of the water.

14. SUPPLEMENTAL INFORMATION

- a. If you are applying for a permit, Environmental Information form WR1-2 should be completed and attached to this form.
- b. If you are registering a small domestic use, Fish and Game Information form WR1-3 should be completed and attached to this form.
- c. If you are applying for underground storage, Supplement 1 to WR 1 (available upon request) should be completed and attached to this form.

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
901 P Street, Sacramento
P. O. Box 2000, Sacramento, CA 95810

APPLICATION TO APPROPRIATE WATER
ENVIRONMENTAL INFORMATION

(THIS IS NOT A CEQA DOCUMENT)

APPLICATION NO. _____
(leave blank)

The following information will aid in the environmental review of your application as required by the California Environmental Quality Act (CEQA). IN ORDER FOR YOUR APPLICATION TO BE ACCEPTED AS COMPLETE, ANSWERS TO THE QUESTIONS LISTED BELOW MUST BE COMPLETED TO THE BEST OF YOUR ABILITY. Failure to answer all questions may result in your application being returned to you, causing delays in processing. If you need more space, attach additional sheets. Additional information may be required from you to amplify further or clarify the information requested in this form.

PROJECT DESCRIPTION

1. Provide a brief description of your project, including but not limited to type of construction activity, structures existing or to be built, area to be graded or excavated and project operation.

Approximately 80% or 14 gal/min, whichever is less, of the water which naturally issues from the Deadwood Springs & Cottonwood Spring located on the E 1/4 of Sec. 16, T.2N, R.17E, Mt. Diablo S.M. shall be diverted & redirected for sale to State certified water bottling companies.

The diversion & first redirection shall be via a 2" fiberglass pipe to a 6,000 gal lined 316 stainless steel holding tank, located at the SE corner of Section 17, T.2N, R.17E. Once full the 6,000 gal holding tank shall be released via a 2" fiberglass pipe which falls 1200 ft vertically to a generator located at the NE corner of the SE 1/4 of the SW 1/4 of Section 20, T.2N, R.17E. The turbine will charge batteries; this stored power shall be used during winter months for heat tape. The heat tape will prevent freeze damage of the pipe. The generator discharge will enter a 3" line leading to a 16,500 gal storage tank located near the NE corner of the SW 1/4 of the NE 1/4 of Section 20, T.2N, R.17E. From the 16,500 gal tank a 4" line shall lead to a tanker-truck filling point, located near the center of the SE 1/4 of the NW 1/4 of Section 20, T.2N, R.17E. Six 6,000 gal tanker-trucks shall be filled each day. Twice weekly an addition two trucks will be filled for an average total use of 40,000 gal/day.

All pipe shall be buried, except that which crosses U.S. Forest Service land, per the request of the USES. The trenches for the pipe shall be 6" wide x 4' deep.

Concrete vaults for the generator, battery bank & tanker fill point are required. The approximate size being 4' x 5' x 5'.

The 6,000 gal & 16,500 gal storage tanks shall be buried in holes 8' x 8' x 30' & 12' x 12' x 30'. This is to prevent vandals from shooting the tanks.

GOVERNMENTAL REQUIREMENTS

Before a final decision can be made on your water right application, we must consider the information contained in an environmental document prepared in compliance with the requirements of CEQA. If an environmental document has been prepared for your project by another agency, we must consider it. If one has not been prepared, a determination must be made as to who is responsible for the preparation of the environmental document for your project. The following questions are to aid us in that determination.

2. Contact your county planning or public works department for the following information: Fillament Corp. - Sec. 20 52-050-07, 24, 25; Sec. 29 52-050-10, 20, 22-050-01
L.H.R. - Sec. 16 52-030-22; Sec. 17 52-030-21; Sec. 20 52-030-20, 21, 22
Public of W.D. Hwy. - Sec. 16 52-030-04
- (a) Assessor's Parcel No. _____
- (b) County Zoning Designation Timber Resource District (TRD)
- (c) Will the county have to issue any permits or approvals for your project? Yes If yes, check appropriate spaces below:
 Grading Permit, Use Permit, _____ Watercourse
Obstruction Permit, _____ Change of Zoning, _____ General Plan
Change, _____ Other: _____
- (d) If any permits have been obtained list permit type and permit number: _____
- (e) Person contacted Shirley Dahlin Date of contact 8/1/90
Loyal Bowditch
Department Planning Dept. Telephone (209) 533-5611
Dept. of Transp. & Eng. 232-5601
3. Are any additional state or federal permits required for your project? (i.e., Federal Energy Regulatory Commission, U.S. Forest Service, Bureau of Land Management, Soil Conservation Service, Department of Water Resources (Division of Dam Safety), Reclamation Board, Coastal Commission, State Lands Commission, etc.)
For each agency from which a permit is required provide the following information:
Permit type Special Use / Permission for pipe in creek private property
Person contacted Dirk Williamson / Bill Snyder Agency U.S. Forest Service / Fibreboard Corp
Date of contact 7/31/90 Telephone (209) 536-3734 / 537-7141 Ext. 710
4. Has your agency, if it is a public agency, or any permitting agency prepared any environmental documents for your project? No
If so, you must submit a copy of the latest environmental document with this application, including a copy of the notice of determination.
If not, will any environmental documents be prepared by any permitting agency, or will you be preparing environmental documents for your project? No If so, explain: _____

Note: When completed, the final environmental document (including notice of determination) or notice of exemption must be submitted to the Board. Processing of your water right application cannot proceed until such documents are submitted.

5. Will your project, during construction or operation, generate waste or wastewater containing such things as sewage, industrial chemicals, metals, or agricultural chemicals, or cause erosion, turbidity or sedimentation? No If so, explain: _____

If you answered yes or you are unsure of your answer, contact your local Regional Water Quality Control Board for the following information (See attachment for address and telephone number):
Will a waste discharge permit be required for your project? No
Person contacted N/A Date of contact N/A
What method of treatment and disposal will be used? _____

6. Have any archeological reports been prepared on this project, or will you be preparing an archeological report to satisfy another public agency? No

Do you know of any archeological or historic sites located within the general project area? No If so, explain: _____

ENVIRONMENTAL SETTING

7(a) Describe the current land use of the area at the point of water diversion, immediately downstream of the diversion, and at the place where the water is to be used. Attach photographs of these areas. Date and label photos. **TWO SETS**

Point of diversion: Privately owned, Estate of W.D. Eby, forested land with range cattle in the summer months.

Downstream of diversion: Brush & mixed timber, bordered in 1951 forest fire U.S. Forest Service & Fiberboard land, reserved by range cattle in the summer months.

Place of use: Commercial Bottling Factory (est)

(b) Describe the types of existing vegetation at the point of diversion, immediately downstream of the point of diversion, and at the place where the water is to be used. These vegetation types should be shown in the photographs submitted.

Point of diversion: Ponderosa pine, fir, & deer-brush.

Downstream of diversion: Ponderosa pine & thick brush mixture.

Place of Use: N/A

8. What changes in the project site and surrounding area will occur or are likely to occur because of construction and operation of your project? Include in your answer such things as approximate number and size/age of trees to be removed or areas of vegetation/brush removal; area or extent of streambed alteration, trenching, grading, excavation, plowing, or road, dam or building construction; etc. Consider all aspects of your project, including diversion structure, pipelines or ditches, water use, and changes at the place of use.

- No tree removal. Some brush removal, approximately 3' wide between 6,000 gal tank & generator.

- Trenching, 6" wide x 4' deep maximum of 11,500 ft.

- Excavation, 8'x8'x30' for 6,000 gal tank & 10'x10'x30' for 16,500 gal tank.

- Concrete Vaults, 3ea 4'x5'x5' at turbine, battery house, & fill point.

- Above Ground Pipeline, 5,200 ft of 2" pipe within brush field between 6,000 gal tank & generator.

FISH AND WILDLIFE CONCERNS

Contact your regional office of the State Department of Fish and Game (DFG) to obtain the information requested in questions 9 through 17 (see page 6 for address and telephone number):

9. Person contacted Jim Maddox; Game Branch & Randy Kelly; Fisheries Branch
Date of contact 7/31/90 Telephone (209) 532-4630 J.M. 532-9396 R.K.
10. According to the DFG representative, when did or when will a DFG representative visit the project site area? As soon as available upon request.
What is the name of the DFG representative who made or will make the inspection of the project site area? Jim Maddox
11. According to the DFG representative, will this project require a Streambed Alteration Agreement? Extremely unlikely
12. According to the DFG representative, do any resident or migratory game or non-game fish species occur in the affected stream? Deadwood, Drought, Cottonwood, Yes
If so, what species? Rainbow Trout
What season of the year do they occur in the stream? Year around in Cottonwood Crk.; if at all in early spring in Deadwood Crk.
13. According to the DFG representative, do any plants or animals which are (1) federally identified as candidate, threatened, or endangered; (2) state listed as rare, threatened, or endangered; or (3) listed by the DFG Natural Diversity Data Base, occur in the project area? No
Will they be impacted in any way by the project? N/A
If so, identify the species and explain how they will be impacted:
N/A
14. Does the DFG representative expect that your project will have an adverse effect on any resident or migratory fish populations, any wildlife populations, or any rare or endangered plant or animal species? No If so, explain:
15. What measures relating to your project have been proposed by the DFG representative to protect fish, wildlife or endangered or rare species? Ensure the requested appropriation rates are not surpassed.
16. Will you make changes in your project as recommended by DFG? Yes

If not, explain: N/A

17. If your application lists wildlife enhancement as a proposed use, what specific species or habitat type will be enhanced? The entire spectrum of animals when the non-appropriated water is distributed in quantities & at locations required by each respective type of animal. See appendix A.

According to the DFG representative, does your proposed project utilize a sound technique for the purpose of wildlife enhancement?
Yes

EXISTING STORAGE OR DIVERSIONS

If you currently have an interest in any other water projects which store or divert water and this application requests additional water from the same watershed, answer the following additional question for each project:

18. Does the project have fish and wildlife protection requirements? N/A
If so, list the permit number and specific protection requirements for each project: N/A

CERTIFICATION

I hereby certify that the statements I have furnished above and in the attached exhibits are complete to the best of my ability, and that the facts, statements, and information presented are true and correct to the best of my knowledge.

Date 28 Mar, 1991 Signature [Handwritten Signature]

STATE OF CALIFORNIA
 DEPARTMENT OF FISH AND GAME

★ **CENTRAL OFFICE**

1416 Ninth Street
 Sacramento, CA 95814
 Information: (916) 445-3531

• **REGIONAL OFFICES**

Region I - Redding

P. O. Box 1480
 801 Locust Street (96001)
 Environmental Services: (916) 225-2373

Region II - Rancho Cordova

1701 Nimbus Road (95670)
 Environmental Services: (916) 355-7030

Region III - Yountville

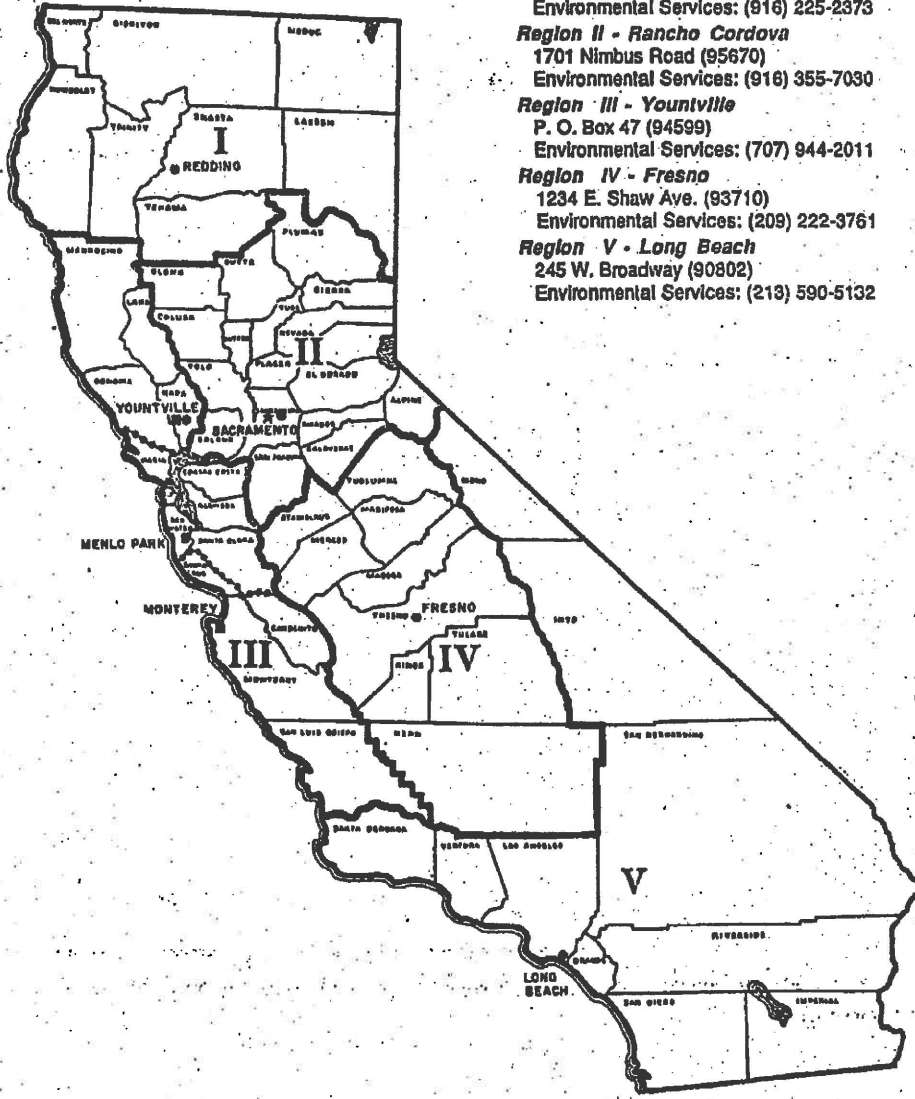
P. O. Box 47 (94599)
 Environmental Services: (707) 944-2011

Region IV - Fresno

1234 E. Shaw Ave. (93710)
 Environmental Services: (209) 222-3761

Region V - Long Beach

245 W. Broadway (90802)
 Environmental Services: (213) 590-5132



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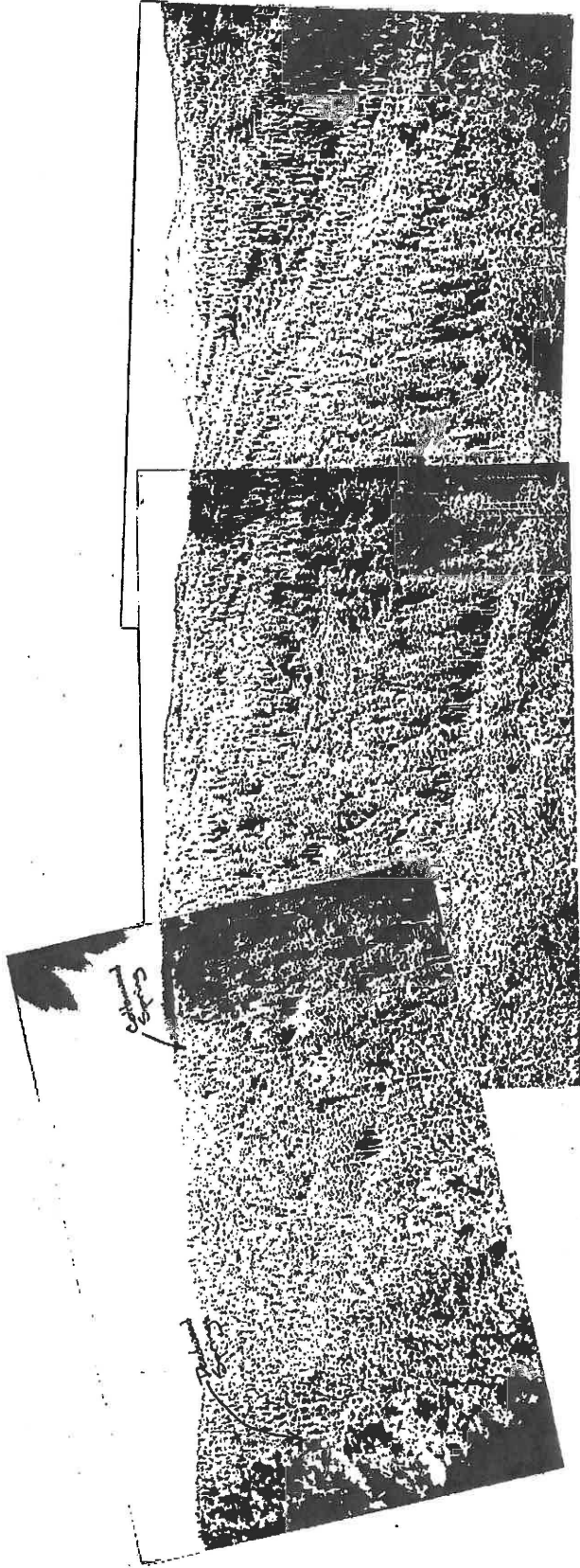


Photo Series #1

Left Side of Panoama View

7/26/90



Photo Series #1
Right Side of Panorama View
7/26/90

WOK

JWK

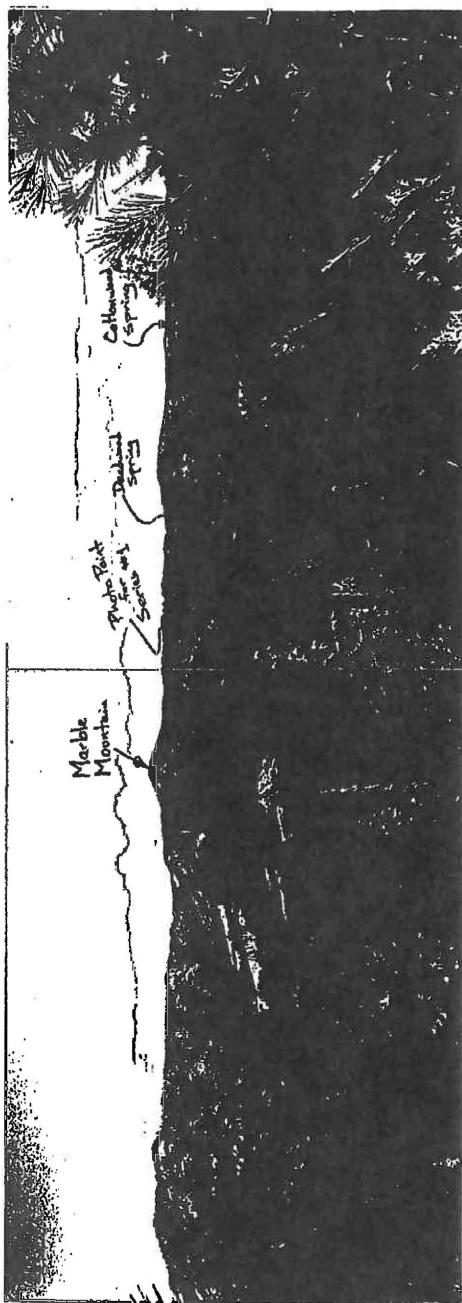


Photo Series #2 (PODS)

7/26/90

USDA-Forest Service SPECIAL-USE APPLICATION AND REPORT (Ref.: FSM 2712, 36 CFR 251.54)	FOREST SERVICE USE ONLY			
	Date Received (mo/day/yr) ____/____/____	Region Number _____	State Code _____	County Code _____
INSTRUCTIONS Applicant should request a meeting with the Forest Service representative responsible for processing the application, prior to completing this form. This meeting will allow a discussion of the form's requirements and identify those items to be omitted.	Congressional Dist. Number _____	Forest Code (Admin. Unit No.) _____	Unit ID Symbol (NFFID No.) _____	
	Ranger Dist. No. (Resp. Dist.) _____	User Number _____	Kind of Use Code _____	

PART I—APPLICATION (Applicant Completes)

1. Applicant Name and Address (Include Zip Code) G. Scott Fahay 120 N. Bryan Oakdale, Calif. 95361	2. Authorized Agent Name, Title and Address (Include Zip Code) if different from item 1. N/A	3. Area Code and Telephone Number a. Applicant's (209) 948-0333 Work (209) 847-2647 Home
		b. Authorized Agent's N/A

4. As applicant are you? (Mark one box with "X") a. <input checked="" type="checkbox"/> Individual b. <input type="checkbox"/> Corporation* c. <input type="checkbox"/> Partnership/Association* d. <input type="checkbox"/> State Government/State Agency e. <input type="checkbox"/> Local Government f. <input type="checkbox"/> Federal Agency * If marked "X", complete PART II.	5. Specify what application is for: (Mark one box with "X") a. <input checked="" type="checkbox"/> New authorization* b. <input type="checkbox"/> Renew existing authorization c. <input type="checkbox"/> Amend existing authorization* d. <input type="checkbox"/> Other* * If marked "X", provide details under item 7.
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6. If you are an individual or partnership, are you also a citizen(s) of the United States?
 Yes No

7. Describe in detail the land use, including: (a) type of use, activity, or facility; (b) related structures and facilities; (c) physical specifications (length, width, acres, etc.); (d) term of years needed; (e) time of year of use or operation; (f) duration and timing of construction; (g) temporary work areas needed for construction; and (h) anticipated need for future expansion. (If extra space is needed, use Page 3, REMARKS).

a) Diversion of water from Deadwood & Cottonwood Springs w/ the E $\frac{1}{2}$ Sec. 16, T2N, R1E

b) Buried spring boxes at each spring, 2" p pipe running to 6,000 gal buried tank, then 2" p leaves tank traveling 1200 ft downhill over a distance of 5280 ft to generator which charge batteries to power heat tape in winter months. A 3" p pipe links the generator to a 16,500 gal buried tank; from this tank a 4" p pipe goes to a tanker-fill point, with truck turnaround.

c) Above Ground Pipe - 5280 ft btw 6,000 gal tank & generator; Trenching 6" wide x 4' deep x 11,500 ft. Concrete Vaults - 3 ea @ 4'x5'x5'; Excavation for Buried Tanks - 8'x3'x30' @ 6,000 gal & 10'x10'x30' @ 16,500 gal

d) Yr. Long pipeline right-of-way

e) Yr. Around

f) 2 months

g) None from U.S.F.S; private property available

h) None foreseen

8. Attach map covering area and show location of proposed use and/or furnish legal description of the land.
 See Appendix A

9. Give statement of your technical and financial capability to construct, operate, and terminate the use for which authorization is requested, including the protection and restoration of Federal lands. (If extra space is needed, use page 3, REMARKS).

- Registered Professional Civil Engineer, State of Idaho #5763
- 10 yrs of international construction experience
- Construction loan

10a. Describe other reasonable alternative proposals considered.

In order to provide the year around availability of spring water, which is paramount to any bottler's interest in the spring source, pickup must be at an elevation low enough so that access is not restricted due to snow pack or unimproved roads. Therefore, it seems as though no other alternative is available other than crossing U.S.F.S. land with a pipe; in order to reach the closest tanker fill point at a low, usually snow free, elevation.

10b. Give explanation of why it is necessary to utilize Federal lands and why the alternatives in Item 10a were not selected.

Access of spring water to tanker fill point.

11. Provide statement of need for proposed use, including the economic feasibility and items such as: (a) cost of proposal (construction, operation, and maintenance); (b) estimated cost of next best alternative; and (c) expected public benefits. (If extra space is needed, use page 3, REMARKS).

- a) Construction Cost \$150,000 O&M \$10,000
- b) Cost of improving 3N07, & keep it & IN04 free of snow for year around access are prohibitive.
- c) Increased public supply of State & Federally certified natural spring water. Also, the 6,000 & 16,800 gal tanks will be available for fire suppression of uncontained fire at the upper & lower elevation of "The Basin" area. Greater wildlife & fire crew access up Marble Mt.; via the 3' wide pipeline right-of-way.

12. Describe probable effects on the area population, including social and economic aspects, and rural lifestyles.

A future plan is to open a bottling plant in Tuolumne City and employ local labor thus economically improving the city as a whole from employees salaries and an increased tax base.

13. Describe likely environmental effects that the proposed use will have on: (a) air quality; (b) visual impact; (c) surface and ground water quality and quantity; (d) control or structural change on any stream or other body of water; (e) existing noise levels; (f) land surface, including vegetation, permafrost, soil and soil stability; and (g) populations of fish, plant, wildlife and marine life, including threatened and endangered species. (If extra space is needed, use page 3, REMARKS).

- a) N/A
- b) None foreseen
- c) Quality - N/A; Quantity - Reduce flow to 20% of output or by 4 gal/min, but never less than 20% of output
- d) Spring water diversion - 80% of output or 4 gal/min whichever is less
- e) N/A
- f) None foreseen, see Appendix B
- g) " " " " " B. Concerning the fisheries impact, a DF & G 1603 is filed with State DF & G

14. Describe what actions will be taken to protect the environment from the effects of the proposed use.

See Appendix B

15. Name all Federal, State, County or other department(s)/agency(ies) where an application for this is being filed. Attach appropriate license, building permit, certificate or other approval document.

California State Water Resource Board, Forms WR1 & WR1Z
 California Dept. of Fish & Game, Form 1603
 California Dept of Health Services, Public Water Supply Branch, spring certification
 County of Tuolumne - Planning Dept. & Dept of Transportation & Engineering

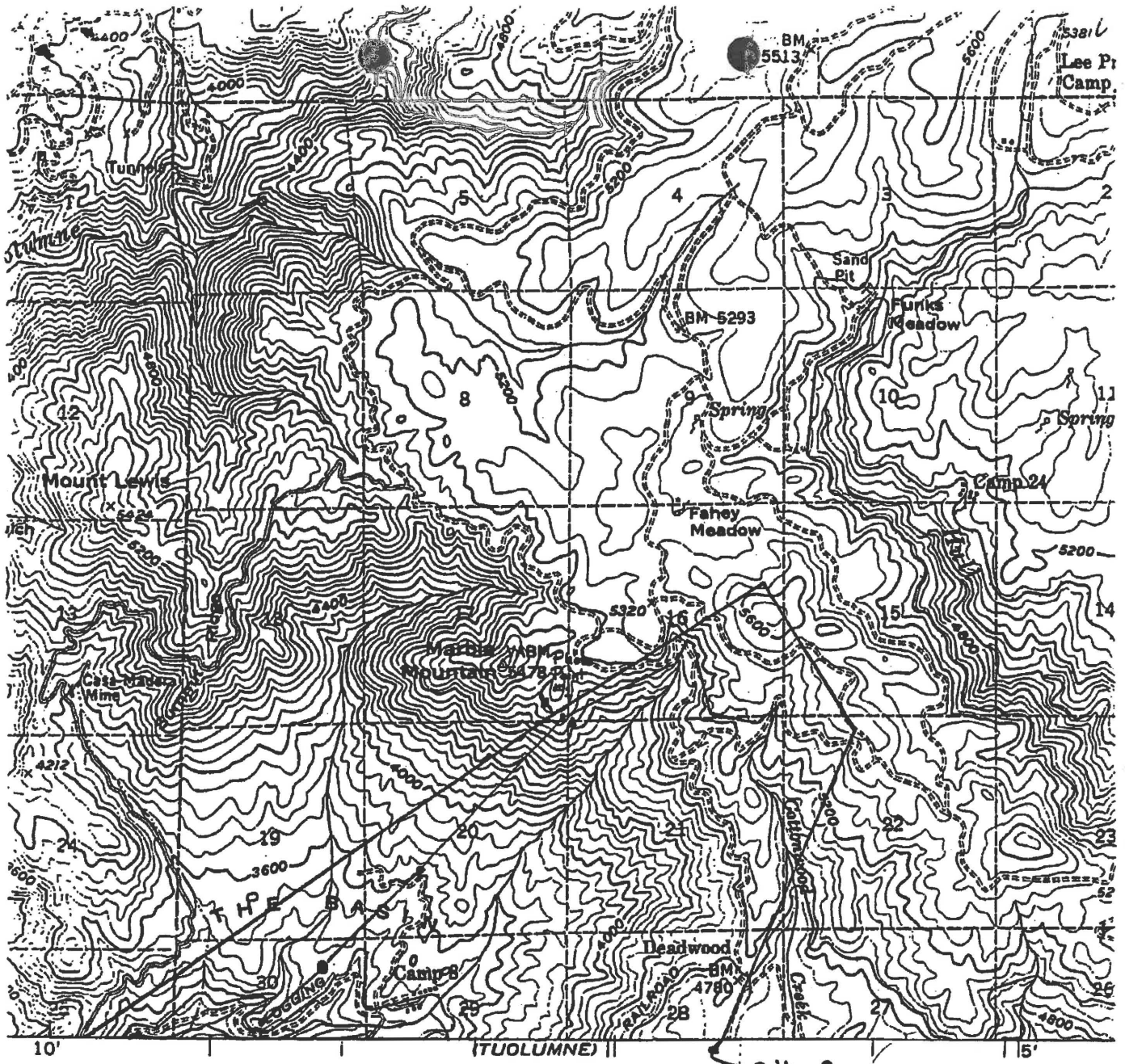
I HEREBY CERTIFY, that I am of legal age and authorized to do business in the State and that I have personally examined the information contained in the application and that this information is correct to the best of my knowledge.

16a. Applicant's Signature (Sign in Ink)

16b. Date

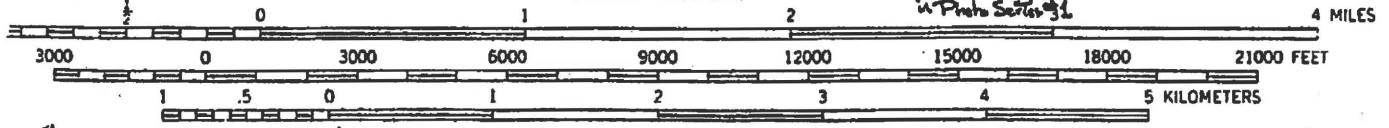
6/2/91

Title 18, U.S.C. Section 1001, makes it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious, or fraudulent statements or representations as to any matter within its jurisdiction.



SCALE 1:62500

Outline of Area Photographed in Photo Series 31



CONTOUR INTERVAL 80 FEET
DATUM IS MEAN SEA LEVEL

- Spring
- 6,000 gal Tank
- 16,500 gal Tank
- Turbines & Batteries
- Tank Fill Station
- 2" buried pipe
- 2" exposed pipe
- 2" to 4" buried pipe

Appendix A

} 18,000 lin. ft.

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS

FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER 25, COLORADO OR WASHINGTON 25, D. C.
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

The department has 90 days from date of receipt of a completed application in which to make its recommendations. This time period does not begin until the department receives the appropriate fee (see attached fee schedule).

T.H.P. No. _____
Notification No. _____ Received _____

STATE OF CALIFORNIA
THE RESOURCES AGENCY
DEPARTMENT OF FISH AND GAME

NOTIFICATION OF REMOVAL OF MATERIALS AND/OR ALTERATION
OF LAKE, RIVER, OR STREAMBED BOTTOM, OR MARGIN

A. APPLICANT Pursuant to Sections 1601-1607 of the California Fish and Game Code

I, G. Scott Fahey of 120 N. Bryan, Oakdale, Calif.; 95361

Representing G. Scott Fahey

Hereby notify the California Department of Fish and Game of operations to be carried out by or for me

from (Construction 1 May 1992) (Operation Yc. Around) to (Construction 30 June 1992) (Operation Yc. Around) on or affecting

"Deadwood Creek" of Tuolumne County, tributary to "Shannon River" "Deadwood Creek" thru N. Fork Tuolumne

Located SE corner of Sec 16 T. 2N, R. 7E / 1390' N / 2190' W of same corner

Section E 1/2 16 Township 2N Range 17E

USGS Map Long Barn, Calif. Co. Assessor's Parcel No. 52-030-04

Property owners name and address (if different from applicant) Estate of W.D. Fahey; 1/2 Robert Fahey
P.O. Box 576; Oakdale, Calif.; 95361

G. Scott Fahey is responsible for operations at the site.

He/she can be reached at 120 N. Bryan, Oakdale, Cal. 95361 (209) 847-2647

B. Description of operation 1. The nature of said operations will be as follows:

- Check all squares which apply.
 Soil, sand, gravel, and/or boulder removal or displacement
 Timber harvesting or any related activity required for harvesting timber
 Water diversion or impoundment
 Temporary, recreational or irrigation dam
 Mining—other than aggregate removal
 Fill or spoil in bed, bank, or channel
 Road or bridge construction
 Other—Describe below
 Levee or channel construction

2. Type of material removed, displaced or added Soil Sand Gravel Boulders

3. Equipment to be used in the described site Spring improvement foreseen as handtool operation

4. Use of water (i.e., domestic, irrigation, gravel, washing, etc.) Commercial Bathing Quantity Max. 4000 gal/day

5. Describe type and density of vegetation to be affected, and estimate area involved. Riparian vegetation shall be watered via dip hose to mitigate any impact due to 80% reduction of water

6. What actions are proposed to protect fish and wildlife resources and/or mitigate for project impacts? The 20% of water source remaining shall be controlled & disposed to domestic (cattle) & wildlife watering points as they are ensured drinking water

7a. Does project have a local or state lead agency or require other permits? Yes No

7b. If 7a answer is yes, please attach or identify any available environmental document. See State Water Resource Control Bd. Document.

7c. For state-designated wild and scenic rivers, a determination of the project's consistency with the California Wild and Scenic Rivers Act must be made by the Secretary for Resources. Until the Secretary determines the project is consistent with the Act, the Department cannot issue a valid agreement. A tentative agreement will be issued, conditioned upon a finding of consistency by the Resources Secretary.

7d. THIS AGREEMENT IS NOT INTENDED AS AN APPROVAL OF A PROJECT OR OF SPECIFIC PROJECT FEATURES BY THE DEPARTMENT OF FISH AND GAME. INDEPENDENT REVIEW AND RECOMMENDATIONS WILL BE PROVIDED BY THE DEPARTMENT AS APPROPRIATE ON THOSE PROJECTS WHERE LOCAL, STATE, OR FEDERAL PERMITS OR OTHER ENVIRONMENTAL REPORTS ARE REQUIRED.

8. Briefly describe proposed construction methods. Attach diagram or sketch of the location of your operation to clearly indicate the stream or other water and access and distance from named public road. Indicate locked gates with an "X". Show existing features with a solid line (—) and proposed features with a broken line (-----). Show compass direction. Attach larger scale map if necessary.

NO CARBON NEEDED
FG0202 (Rev. 11/87)

G. Scott Fahey 2 June 1991
Signature of Applicant Date
87 83409

The department has 30 days from date of receipt of a completed application in which to make its recommendations. This time period does not begin until the department receives the appropriate fee (see attached fee schedule).

T.H.P. No. _____
Notification No. _____ Received _____

STATE OF CALIFORNIA
THE RESOURCES AGENCY
DEPARTMENT OF FISH AND GAME

NOTIFICATION OF REMOVAL OF MATERIALS AND/OR ALTERATION
OF LAKE, RIVER, OR STREAMBED BOTTOM, OR MARGIN

A. APPLICANT Pursuant to Sections 1601-1607 of the California Fish and Game Code

I, G. Scott Fahay of 120 N. Bryan; Oakdale, Calif; 95361
Name of Applicant Mailing Address

Representing G. Scott Fahay
Name and address of Individual, Agency, Company, etc. owning property or doing work.

Hereby notify the California Department of Fish and Game of operations to be carried out by or for me
from (Construction) (Operation) to (Construction) (Operation)
1 May 1992 30 July 1992
Starting Date Ending Date on or affecting

Cottonwood Creek of Tulare County, tributary to Clavey River Thames Tulumne River
Name of Stream, River, or Lake Major Water Body

Located 5 N 1/2 5 W of SE corner of Sec 16 T21N R17E
Distance and Direction to Landmarks

Section E 1/4 16 Township 2N Range 17E

USGS Map Long Barn, Calif Co. Assessor's Parcel No. 52-030-04

Property owners name and address (if different from applicant) Estate of W.D. Fahay; 1/2 Robert Fahay
P.O. Box 576; Oakdale, Calif 95361

G. Scott Fahay is responsible for operations at the site.
Name of Person to Be Contacted at Site During Operations

He/she can be reached at 120 N. Bryan; Oakdale, Calif 95361 Telephone _____
Mailing Address

B. Description of operation 1. The nature of said operations will be as follows:

- Check all squares which apply.
- Soil, sand, gravel, and/or boulder removal or displacement Timber harvesting or any related activity required for harvesting timber
- Water diversion or impoundment Temporary, recreational or irrigation dam
- Mining—other than aggregate removal Fill or spoil in bed, bank, or channel
- Road or bridge construction Other—Describe below
- Levee or channel construction

2. Type of material removed, displaced or added Soil Sand Gravel Boulders
Volume _____

3. Equipment to be used in the described site Spring improvement foreseen as handtool operation

4. Use of water (i.e., domestic, irrigation, gravel, washing, etc.) Commercial Potting Quantity Max 40,000 gal/day

5. Describe type and density of vegetation to be affected, and estimate area involved.
Riparian vegetation shall be watered via dip hose to mitigate any impact due to 80% reduction of water source

6. What actions are proposed to protect fish and wildlife resources and/or mitigate for project impacts? The 20% of water source remaining shall be dispersed to assure drinking water is available to wildlife.

7a. Does project have a local or state lead agency or require other permits? Yes No

7b. If 7a answer is yes, please attach or identify any available environmental document. See State Water Resource Control Bd. Document

7c. For state-designated wild and scenic rivers, a determination of the project's consistency with the California Wild and Scenic Rivers Act must be made by the Secretary for Resources. Until the Secretary determines the project is consistent with the Act, the Department cannot issue a valid agreement. A tentative agreement will be issued, conditioned upon a finding of consistency by the Resources Secretary.

7d. THIS AGREEMENT IS NOT INTENDED AS AN APPROVAL OF A PROJECT OR OF SPECIFIC PROJECT FEATURES BY THE DEPARTMENT OF FISH AND GAME. INDEPENDENT REVIEW AND RECOMMENDATIONS WILL BE PROVIDED BY THE DEPARTMENT AS APPROPRIATE ON THOSE PROJECTS WHERE LOCAL, STATE, OR FEDERAL PERMITS OR OTHER ENVIRONMENTAL REPORTS ARE REQUIRED.

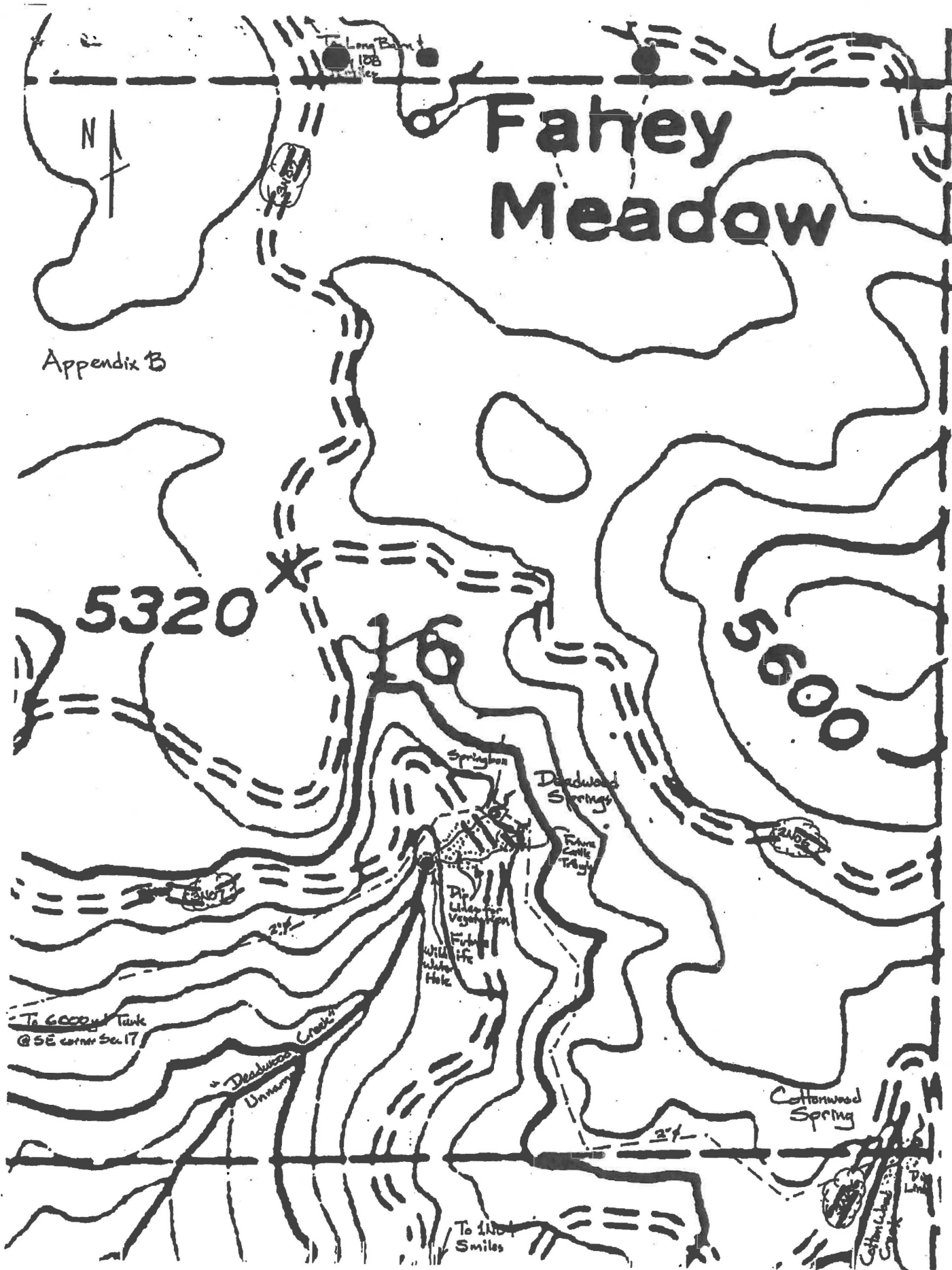
8. Briefly describe proposed construction methods. Attach diagram or sketch of the location of your operation to clearly indicate the stream or other water and access and distance from named public road. Indicate locked gates with an "X". Show existing features with a solid line (————) and proposed features with a broken line (-----). Show compass direction. Attach larger scale map if necessary.

NO CARBON NEEDED
FG2023 (Rev. 11/87)

G. Scott Fahay Date 2 June 1991
Signature of Applicant

Fahey Meadow

Appendix B



TUOLUMNE COUNTY PLANNING DEPARTMENT LAND DEVELOPMENT APPLICATION

SURFACE OWNER'S NAME Estate of W.D. Fahey, & Robert Fahey Address P.O. Box 576
 City Oakdale, California Zip 95361 Phone (209) 847-2122
 MINERAL RIGHTS OWNER'S NAME Same as above Address _____
 City _____ Zip _____
 APPLICANT'S NAME G. Scott Fahey APPLICANT'S NAME _____
 Address 120 N. Boyan Address _____
 City Oakdale, California Zip 95361 City _____ Zip _____
 Phone (209) 847-2647 Phone () _____

PROPERTY ADDRESS: E 1/2 Sec. 16, T2N, R17E
 DIRECTIONS TO SITE: From Tuolumne City take USFS. roadway 1N04 to 2N07. Proceed along 2N07 approximately five miles to Deadwood Spring, which is in this road just adjacent to the road on the right.
 ASSESSOR'S PARCEL NO.(S): 52-030-04 SIZE OF PARCEL: 320
 DEED REFERENCE: Volume: 725 Page: 102 Date Recorded: 9/12/83 MAP OF RECORD # _____
 EXISTING USE(S): One family cabin & summer range cattle grazing
 SERVICE DISTRICTS: Water: None Sewer: None School: Tuolumne City High School: Tuolumne City
 PROPOSAL: (Be Specific) Direct 20,000 gal/day from Deadwood Spring & Cottonwood Spring via pipelines and temporary holding tanks to an outlet adjacent to 1N04 at Goshute Corral. The purpose of the diversion is the sale of water to commercial bottling companies.

I (We) hereby certify that the above and all supporting documents included as part of this application are correct and accurate.

Signature of Owner: Robert Fahey Date: 6/10/91
 Signature of Applicant: G. Scott Fahey Date: 6/10/91

FOR DEPARTMENTAL USE ONLY

PROJECT(S)	FEES	REQUIRED SUBMITTALS (When received)
<input checked="" type="checkbox"/> Conditional Use Permit	<u>\$10.25</u>	<input type="checkbox"/> 1 Vicinity Map
<input type="checkbox"/> Variance	_____	<input type="checkbox"/> 2 Site Plan _____ Copies
<input type="checkbox"/> Zone Change	_____	<input type="checkbox"/> 3 Reduced Scale Plans _____
<input type="checkbox"/> Site Development Permit	_____	<input type="checkbox"/> 4 Assessor's Parcel Map _____
<input type="checkbox"/> General Plan Amendment	_____	<input type="checkbox"/> 5 List of Parcel Owners within 300 Feet _____
<input type="checkbox"/> Subdivision	_____	<input type="checkbox"/> 6 Date of Other Improvements/Permits _____
<input type="checkbox"/> Parcel Map	_____	<input type="checkbox"/> 7 Preliminary Environmental Questionnaire _____
<input type="checkbox"/> Design Review	_____	<input type="checkbox"/> 8 Fire Protection Information Questionnaire _____
<input type="checkbox"/> Development Agreement	_____	<input type="checkbox"/> 9 Services Availability Letter _____
<input type="checkbox"/> Grading Permit	_____	<input type="checkbox"/> 10 Duration of Existing and Proposed Uses _____
<input type="checkbox"/> Other: _____	_____	<input type="checkbox"/> 11 Statement in Support of Application _____
TOTAL:	<u>\$10.25</u>	<input type="checkbox"/> 12 Legal Description (Metes and Bounds) _____
		<input type="checkbox"/> 13 Map of Survey of Record _____
		<input type="checkbox"/> 14 Copy of Current Deed _____
		<input type="checkbox"/> 15 Floor Plan _____ Copies
		<input type="checkbox"/> 16 Exterior Elevations _____ Copies
		<input type="checkbox"/> 17 Grading Plan _____ Copies
		<input type="checkbox"/> 18 Utility Plan _____ Copies
		<input type="checkbox"/> 19 Landscaping Plan _____ Copies
		<input type="checkbox"/> 20 Topographic Map showing 5' Intervals _____
		<input type="checkbox"/> 21 Phasing and Sequence of Improvements _____
		<input type="checkbox"/> 22 Management of Common Areas _____
		<input type="checkbox"/> 23 Preliminary Parcel or Subdivision Map _____
		<input type="checkbox"/> 24 Title Report _____
		<input type="checkbox"/> 25 _____
		<input type="checkbox"/> 26 _____

STAFF NOTES:
 Zoning TR2 Tax Code 24
 General Plan _____
 Subdivision _____ Unit _____ Lot _____
 Township _____ Range _____ Section _____
 Quad _____ Wildlife Photos _____
 Previous File(s) _____
 NOTIFICATION OF SPECIAL INTEREST GROUPS: Yes _____ No _____
 Twin Norte Area Planning Advisory/Design Review Committee
 Tuolumne City Area Planning Advisory Committee
 Other: _____

Opposing Property Owners: Yes _____ No _____ # _____
 Proposed zoning is subject to reversion and/or proposed entitlement is subject to revocation without further notice if public services are not provided as required.
 Red Card _____ Green Card _____ GIS file Updated _____

NOTE:
 ALL MAPS SUBMITTED WITH THIS APPLICATION SHALL BE FOLDED TO A MAXIMUM SIZE OF 8 1/2" X 11" OR APPLICATION WILL NOT BE ACCEPTED!

ADVISORY AGENCIES

TUOLUMNE COUNTY

- Airport Land Use Commission
— Assessor (**) (***)
— Building Department
— Dept. of Agriculture/Air Pollution Control Board
— DOTES, Engineering Section (***)
— DOTES, Transportation Section (*) (**)

STATE OF CALIFORNIA

- Dept. of Fish and Game
— Wildlife
— Fisheries
— Dept. of Forestry
— Dept. of Housing & Community Development
— Dept. of Parks & Recreation
— Dept. of Transportation
— Dept. of Water Resources
— Division of Mines & Geology
— Highway Patrol
— Office of Noise Control, Dept. of Health
— Office of Planning and Research
— State Clearinghouse
— Water Quality Control Board

UTILITIES

- Crystal Falls Water Company
— Groveland Community Services District
— Jamestown Sanitary District
— Pacific Bell (**) (2)
— Pacific Gas and Electric Company (*) (***)
— Tuolumne County Water District #1
— Tuolumne Regional Water District
— Tuolumne Sanitary District
— Irrigation System

UNITED STATES

- Bureau of Land Management
— Bureau of Reclamation
— Forest Service, Stanislaus Hqtrs.
— Postal Service

DESIGN REVIEW

- Columbia Tuolumne City
— Phoenix Lake Twin Harb
— Muller Subdivision

SCHOOLS (**, Map not necessary)

- Bellview Elementary School
— Big Oak Flat/Groveland School Dist.
— Chinese Camp Elementary School
— Columbia Elementary School
— Curtis Creek Elementary School
— Jamestown Elementary School
— Lake Don Pedro Elementary School
— Sonora Elementary School
— Sonora High School
— Sumnerville Elementary School
— Sumnerville High School
— Trego High School
— Twin Harb Elementary School

MISCELLANEOUS

- Audubon Society
— Central Sierra Planning Council
— City of Sonora
— Columbia Area Improvement Assn.
— Columbia Elce District
— Highway 120 Association
— Lake Don Pedro Recreation Association
— Tuolumne City Planning Advisory Com.
— Tuolumne County Chamber of Commerce
— Tuolumne County Farm Bureau
— Tuolumne County Historical Society
— Tuolumne County Manufacturers Assn.
— Tuolumne County Sierra Club
— Twin Harb Fire Protection District
— So. Tuolumne County Historical Society
— Western Mining Council

HOMEOWNERS ASSOCIATIONS (**, letter only)

- Phoenix Lake
— Pine Mountain Lake
— Lake Don Pedro
— Valley View Villas
— Mt. ...

(*) Agencies Notified, by Surveying, on Tentative Parcel Maps
(**) To be notified by Planning, on all Tentative Subdivision Maps, number of copies required, if more than one.

ADVISORY/ADJUDICATORS NOTIFIED: RESPONSES DUE:

Form with fields: Date Application Submitted, Legal Notice Published, Green Sheet/NOI Sent to DOTES, Design Review/Planning Committee Decision, PLANNING DIRECTOR DECISION, PLANNING COMMISSION DECISION, BOARD OF SUPERVISORS DECISION, Ordinance #, Resolution #, Notice of Determination, Notice of Action, Post Card, Copies of Permit (UR, SDP, TSN, etc.) Conditions to: DOTES, Transportation; DOTES, Engineering; FIRE DEPT.; ZONING ENFORCEMENT OFFICER (Also Development Agreement Conditions); BUILDING DEPARTMENT (With 2 Plot Plans marked "Approved"); ASSESSOR'S OFFICE (SDP/only); LAPCO; OTHER

DEPARTMENT OF AGRICULTURE AND COUNTY PLANNING DEPARTMENT

PRELIMINARY ENVIRONMENTAL QUESTIONNAIRE
FIRE PROTECTION INFORMATION

NOTE: This information will be forwarded to the Tuolumne County Fire Department or the appropriate Fire Protection District for their evaluation of potential fire hazards on the project site.

Property Owner's Name Estate of W.D. Fisher; c/o Robert Fisher, P.O. Box 576, Oakdale, Calif. 95361
Applicant's Name G. Scott Fisher

1. What is the nearest fire station or Volunteer Fire Company? U.S.E.S. Fire Station @ Long Basin
How many vehicle miles is this station from the project site? 12 miles
2. What is the width of the primary access route to the property boundary? 45 ft.
Is it dirt Last 5 miles gravelled or paved First 7 miles?
3. What are the minimum and maximum slopes on the site? (Give in percentages) _____
min 0% on roadway max 100% down adjacent hillside.
4. What percent of the site is covered with shrubs? 10% What percent is covered with trees? 80% What percent is in open grassland and/or bare? 10%
5. Will public water be used for fire protection? YES _____ NO If No, go to question #6.

Name of Water Company _____
What is the size of the existing water main to the site? _____
If water mains are not yet installed, what size is proposed? _____
How many gallons per minute are available to the site? _____
What is the residual pressure to the site? _____

6. If water supply is not public, what is the source? Well _____ Spring
"Ditch" _____ Other _____
How will the water be stored for fire protection purposes and what will the storage capacity be (in gallons)? Two 316 Stainless Steel Tanks, one 6,000 gal the other 16,500 gal.

What sizes will the pipes and valves from the storage facility be? From tanks to fire outlets 4" p
What kind of maintenance will be required for the water storage facility to ensure that it is useable in case of a fire? Periodic lubrication of Fire Valve, Flow to Fire Valve from tank by gravity.

7. Is the project site within one mile of a public fire hydrant by way of a road?
YES _____ NO
Are hydrants proposed on the project site? YES _____ NO If YES, how many and how far apart will they be? _____

8. What other plans do you have to remove or mitigate fire hazards on the site?
The water which enters either the 6,000 gal or 16,500 gal tanks may be used by any agency for the suppression of uncontained fires at the lower & upper elevations of "The Basin" area. See 11(c) of USFS Special-Use Permit

TO BE FILLED IN BY PLANNING DEPARTMENT

Assessor's Parcel No. _____
Name of nearest cross street and distance to site _____
Is primary access County maintained? YES _____ NO _____
General Plan fire hazard rating _____
Does General Plan require response time to be less than 7 minutes for this project?
YES _____ NO _____
Signed by: _____ Date Sent to Fire Department _____

POSSIBLE SIGNIFICANT ENVIRONMENTAL IMPACTS

(COMPLETE FOR ALL TYPES OF PROJECTS)

The CEQA Guidelines, adopted by the State and County, list some examples of effects on the environment which may be significant. These examples are given below. Check YES or MAYBE those impacts which the proposed project may cause, either by itself or cumulatively with other projects in the same vicinity. Check NO if the project will not have that impact.

- | Yes | Maybe | No | |
|-------------------------------------|--------------------------|-------------------------------------|--|
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (a) Conflict with adopted environmental plans and goals of the community where it is located; |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (b) Have a substantial, demonstrable negative aesthetic effect; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (c) Substantially affect a rare or endangered species of animal or plant or the habitat of the species; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (d) Interfere substantially with the movement of any resident or migratory fish or wildlife species; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (e) Breach published national, state, or local standards relating to solid waste or litter control; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (f) Substantially degrade water quality; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (g) Contaminate a public water supply; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (h) Substantially degrade or deplete ground water resources; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (i) Interfere substantially with ground water recharge; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (j) Disrupt or adversely affect a prehistoric or historic archaeological site or a property of historic or cultural significance to a community or ethnic or social group; or a paleontological site except as a part of a scientific study; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (k) Induce substantial growth or concentration of population; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (l) Cause an increase in traffic which is substantial in relation to the existing traffic load and capacity of the street system; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (m) Displace a large number of people; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (n) Encourage activities which result in the use of large amounts of fuel, water, or energy; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (o) Use fuel, water, or energy in a wasteful manner; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (p) Increase substantially the ambient noise levels for adjoining areas; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (q) Cause substantial flooding, erosion or siltation; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (r) Expose people or structures to major geologic hazards; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (s) Extend a sewer trunk line with capacity to serve new development; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (t) Substantially diminish habitat for fish, wildlife or plants; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (u) Disrupt or divide the physical arrangement of an established community; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (v) Create a potential public health hazard or involve the use, production or disposal of materials which pose a hazard to people or animal or plant populations in the area affected; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (w) Conflict with established recreational, educational, religious or scientific uses of the area; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (x) Violate any ambient air quality standard, contribute substantially to an existing or projected air quality violation, or expose sensitive receptors to substantial pollutant concentrations; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (y) Convert prime agricultural land to non-agricultural use or impair the agricultural productivity of prime agricultural land; |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (z) Interfere with emergency response plans or emergency evacuation plans. |

What measures are proposed to reduce air pollution (dust, smoke, exhaust, etc.) created by the project? Noise shall be created during operation of facility. All water shall flow by gravity.

What measures are proposed to reduce noise generated before or after project construction? Operation of excavation equipment shall be done in locations beyond ear-shot of public recreation or private homes.

Will the project generate increased traffic and, if so, of what nature and amount? Yes.
Six tanker trucks will travel through Toulumne City down INO4 to tank fill point Monday through Friday.

What measures are proposed to reduce traffic hazards or improve access to the project? Tanker filling & turn-around shall be well off roadway INO4.

What measures are proposed to enhance the visual impact of the project? Place all pipelines & tanks underground whenever allowed to by landowner.

What measures are proposed to protect cultural or natural features of the site, such as archaeological or historic sites, water bodies, wildlife habitat, large trees, etc? No large trees shall be cut down. At least 20% of spring flow shall be released & dispersed to maintain or enhance the current level of vegetation and wildlife access to these water sources.

NOTE: APPLICANT MAY BE REQUIRED TO DOCUMENT ANSWERS WITH FACTUAL DATA.

[Signature]
Signature of Applicant

6/10/91
Date

Signature of Applicant

Date

Name of person who completed this form: G. Scott Fahay

PRELIMINARY ENVIRONMENTAL QUESTIONNAIRE

This Questionnaire is required pursuant to the California Environmental Quality Act (CEQA) and will be used in conjunction with the Land Development Application.

Property Owner's Name Estate of W.D. Fahey & Robert Fahey, P.O. Box 536, Oakdale, Calif. 95361

Assessor's Parcel Number (s) 52-030-04

Description of Project, including number and sizes of proposed buildings Divert 20,000 gal/day from Deadwood Spring & Cottonwood Spring via pipeline and temporary holding tanks to an outlet adjacent to TNC at Grading Canals. The purpose of the diversion is the sale of water to commercial bottling companies.

Number of Units Proposed (parcels, dwellings, etc.) NONE

Proposed method of sewage disposal Not Required

Proposed source of water supply Naturally Occurring Springs

Elementary School District Tulare City

High School District Tulare City

Primary access to the property line is maintained by:

County ✓ State _____ Private Property Owners _____

Are there any known economic resources, such as timber, sand and gravel, mineral deposits or range land on the project site? If so, please describe 80% of acres are wood or potential timber resources; the balance is brush or grassland. The entire area exposed to grazing by range cattle.

Describe any known historic or archaeological features on the site NONE

Identify the natural vegetative cover on the site (pine trees, poison oak, deerbrush, etc.)

Pine & Fir trees, deerbrush, manzanita, & poison oak, at lower elevations.

List bodies of water near the site (lake, river, stream) and give distance(s) Cottonwood Spring at headwaters of Cottonwood Creek. Deadwood Spring three miles uplope from Basin Creek.

Are there any wet meadows, high ground water areas, springs or ponds on the property? Describe location Yes. Fahey Meadows is 1 mile north of Cottonwood Spring & 1/2 mile north of Deadwood Spring.

THE QUESTIONS BELOW MAY BE OMITTED IF THE APPLICATION IS FOR A ZONE CHANGE ONLY

Describe any soil disturbances, such as excavations, fills or cuts, which will take place during the project Excavation and backfill at tank & waterline locations.

What measures are proposed to reduce erosion and siltation? Keep excavation to a minimum with water banking as required. Shall reseed with native grasses if required.

NAMES AND ADDRESSES OF PROPERTY OWNERS

Within 300' of Assessor's Parcel #

Please Type or
Print Clearly

52-030-04; E1/4 Sec. 16, T.2N., R.17E.

Assessor's Parcel No.	Owner	Address
52-030-22; W1/2 Sec 16	U.S Forest Service % Dick Williamson (209) 586-3224	Mi-Wak Ranger Station Mi-Wak, Calif.
52-030-21; SE1/4 Sec 17	Same as Above	
52-030-26 & 30; Sec 20	Same as Above	
52-030-07, 24 & 29; Sec 20	Fiberboard Corp % Bill Snyder (209) 532-7141	Auto Standard Rd. Standard, Calif.
52-060-10 & 20; Sec 29	Same as Above	
52-060-01; Sec 30	Same as Above	

NOTE: Assessor's Map of above parcels must accompany this property owner list or the application cannot be accepted.

I certify that the above information was obtained from the most recent County of Tuolumne tax assessment rolls.

6/10/91
Date

[Handwritten Signature]
Signature of Applicant

