

APPLICATION TO PARTICIPATE IN WATER CONSERVATION PROGRAM

WHEREAS the State Water Resources Control Board (“SWRCB”) has indicated it will likely issue curtailment notices to pre-1914 and riparian water rights claimants in the Sacramento-San Joaquin Delta sometime during the 2015 growing season;

WHEREAS Sacramento-San Joaquin Delta diverters claiming such pre-1914 and/or riparian rights dispute the SWRCB’s authority and method by which such curtailment notices are proposed to be issued; and

WHEREAS on May 22, 2015 the Executive Director of the SWRCB approved the 2015 DELTA LANDS VOLUNTARY CONSERVATION PROGRAM the description of which is attached hereto and incorporated by this reference (“Conservation Program”).

WHEREAS participation in the Conservation Program offers a riparian water right holder in the Sacramento-San Joaquin Delta (“Riparian”) the opportunity to (A) fallow 25% of land that would otherwise support crops during the period from June through September, 2015; (B) decrease his/her diversion compared to the Riparian’s use in 2013; or (C) implement some combination of land fallowing, reduction in diversion, and change in irrigation or crop pattern so as to reduce applied water by 25% compared to June through September of 2013, in exchange for assurance that the SWRCB will not pursue any enforcement action against the participating Riparian for the diversion and use of water under its riparian water right during the 2015.

THEREFORE, the undersigned elects to participate in the Conservation Program as follows:

_____ [Name of Riparian] owns, farms or is the tenant of San Joaquin County parcel APN _____ (“Property”).

The owner of the Property has previously claimed a riparian right appurtenant to the Property by filing the necessary Initial Statement of Diversion and Use and subsequent Statements as are required. Statement number: _____.

Riparian elects to comply with the Conservation Program by [mark one]:

____ (A) Fallowing twenty-five percent (25%) of the Property which would otherwise be planted and irrigated during the 2015 crop season, or, in combination with one or more other Riparians fallowing 25% of their riparian lands which would otherwise be planted and irrigated; or

____ (B) Reducing diversions of surface water by 25% as compared to diversions to the same Property in 2013, or, in combination with one or more other Riparians, reducing diversions of surface water to their included riparian lands compared to the water which was diverted to the same riparian lands in 2013; or

____ (C) Using some combination of fallowing riparian land, reducing diversion to riparian land and/or taking other measures to decrease either the application of surface water to riparian land by 25% compared to water application to the same riparian lands in 2013.

Attached hereto is a description of the plan (“Plan”) by which the participating Riparian intends to meet the 25% water conservation goal, including a map of the Property, the acreage, and the crops included in the Conservation Program. The Plan identifies all other Riparians and their respective riparian land which is being operated in conjunction with the Property in order to meet the 25% water conservation goal on an aggregate basis.

Riparian agrees to allow SWRCB staff reasonable access to the riparian land enrolled in the Conservation Program to verify conservation actions, upon request. The contact person for such access is: _____,
phone number: _____,
email: _____.

If SWRCB staff requests access, the time and date for which the Riparian cannot accommodate, the Riparian and the SWRCB staff will agree on a reasonable date and time for such verification access as soon as is possible. In addition, Riparian will provide a written report of plan implementation (“Report”) by November 1, 2015 describing actual results.

The SWRCB, Central Delta Water Agency, and South Delta Water Agency are separately and cooperatively investigating consumptive use in the Delta and how land fallowing and decreased diversions affect the total supply of water in the Delta. Riparian agrees to reasonably cooperate with a request by the SWRCB to conduct measurements and other limited activities in furtherance of the above-described efforts to measure and quantify water loss and use in the Delta.

This completed Application and the attached Plan must be submitted to the SWRCB, Attention: Office of the Delta Watermaster, 1001 I Street, Sacramento, CA 95814 no later than June 1, 2015. The Application, Plan and Report may be submitted electronically to DeltaWatermaster@waterboards.ca.gov.

Riparian

Dated: _____ 2015

PLAN TO CONSERVE WATER BY 25%

[NARRATIVE OF ACTIONS TO REDUCE DIVERSION OF USE]

Map of Property attached.

PROPERTY:	APN's	ACRES	CROPS
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____

STATEMENT NUMBER(S) ASSOCIATED WITH OTHER RIPARIAN LANDS WHICH ARE BEING JOINTLY OPERATED FOR PURPOSES OF THE CONSERVATION PROGRAM:

STATEMENT NO'S	OWNER

