



**Linda S. Adams**  
Secretary for  
Environmental Protection

# State Water Resources Control Board

## Division of Water Rights

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**Arnold Schwarzenegger**  
Governor

### NOTICE OF PETITIONS FOR TEMPORARY URGENCY CHANGE FOR LICENSES 10191 AND 10192 OF CITY OF LOS ANGELES, DEPARTMENT OF WATER AND POWER

COUNTY: MONO

STREAM SYSTEM: RUSH CREEK

EFFECTIVE DATE:

City of Los Angeles, Department of Water and Power, 111 N. Hope Street, Room 1468 Los Angeles, CA 90051-0100, filed petitions with the State Water Resources Control Board (State Water Board) requesting approval of a Temporary Urgency Change to the subject licenses pursuant to California Water Code section 1435.

The basis of the temporary urgency change petitions is to allow Los Angeles Department of Water and Power (Los Angeles) to temporarily operate Rush and Lee Vining Creeks at newly recommended flows made by State Water Resources Control Board (State Water Board) appointed stream scientists. The temporary flow changes will allow Los Angeles and the stream scientists to test the recommended flow changes and conserve more water in Grant Lake for in-basin uses. Implementation of the recommended base flows is intended to improve and benefit fish habitat in the creeks by maximizing over-wintering trout holding habitats. The petitions request the following changes:

1. Lower the required winter base flow in Rush Creek from 44 cubic feet per second (cfs) to a range of 28-32 cfs from October 3, 2009 to March 31, 2010.
2. Lower the required winter base flow in Lee Vining Creek from 40 cfs to a range of 12-18 cfs as shown below.
  - Winter base flow range of 16-18 cfs in Lee Vining Creek from October 3 to December 31, 2009
  - Winter base flow range of 12-14 cfs in Lee Vining Creek from January 1 to March 31, 2010

Los Angeles' petitions state that the recommended flows will be achieved by ramping up or down with the existing ramping rate for both creeks based on Decision 1631 and Order 98-05. The petitions will not increase Los Angeles' annual allowed diversion of 16,000 acre-feet under Decision 1631. The requested changes under the petitions will only apply to Lee Vining Creek and Rush Creek.

**Summary of Existing Licenses**

Sources:	(1) Lee Vining Creek, (2) Walker Creek, (3) Parker Creek, (4) Rush Creek
Points of Diversion:	(1) Within the NE ¼ of NW ¼ of Section 20, T1N, R26E; (2) Within the NW ¼ of NW ¼ of Section 4, T1S, R26E; (3) Within the SW ¼ of NW ¼ of Section 9, T1S, R26E; (4) Within the NW ¼ of NW ¼ of Section 15, T1S, R26E, all within MDB&M
Points of Rediversion:	Grant Lake, within the SW ¼ of NW ¼ of Section 15, T1S, R26E; Long Valley Reservoir, within the SE ¼ of NW ¼ of Section 19, T4S, R30E; Tinemaha Reservoir, within the NE ¼ of NW ¼ of Section 26, T10S, R34E; Los Angeles Aqueduct intake, within the NE ¼ of SW ¼, T11S, R34E; and Haiwee Reservoir, within the SW ¼ of NE ¼ of Section 2, T21S, R37E, all within MDB&M
Amount:	16,000 acre-feet per annum
Season:	January 1 through December 31
Purpose of Use:	Municipal and power use
Place of Use:	Within the service area of the Department of Water and Power, City of Los Angeles, as shown on map on file with the Division of Water Rights.

**Petitions for Temporary Urgency Change**

Pursuant to California Water Code section 1438(d), any interested party may file an objection to the changes proposed with the petitions. **Objections must be received by the Division of Water Rights by 5:00 p.m. on October 15, 2009.** The petitions and notice can be viewed at the Division of Water Rights website at:

[http://www.waterboards.ca.gov/waterrights/water\\_issues/programs/applications/transfers\\_to\\_notices/index.shtml](http://www.waterboards.ca.gov/waterrights/water_issues/programs/applications/transfers_to_notices/index.shtml) . For more information regarding this project, including procedures for filing objections, please contact Greg Brown at (916) 323-1847 or by e-mail at [gbrown@waterboards.ca.gov](mailto:gbrown@waterboards.ca.gov) .

Date of Notice: September 25, 2009