

This meeting is not subject to Brown Act noticing requirements. The agenda is subject to change.



Water Supply Planning Committee Members:
George Riley, Chair
Mary Adams
Molly Evans

Alternate:
Alvin Edwards

Staff Contact
David J. Stoldt,
General Manager

After staff reports have been distributed, if additional documents are produced by the District and provided to the Committee regarding any item on the agenda they will be made available on the District's website prior to the meeting. Documents distributed at the meeting will be made available upon request and posted to the District's website within five days following the meeting.

AGENDA
Water Supply Planning Committee
Of the Monterey Peninsula Water Management District

Monday, April 6, 2020, 4:00 pm
Meeting to be conducted by teleconference via WebEx

Instructions for Connecting to Meeting

Within 5 minutes of the meeting start time from your computer go to:
mpwmd.webex.com

under "Join a Meeting" enter the meeting number 625 487 067, hit the enter key enter the meeting password GHf25sJ4x4K where shown, click "Join Meeting" once in the meeting, at the bottom of the meeting box, choose "Call In"

Do not choose "Use Video System"

Click on "Start Meeting"

You will see a toll-free telephone number, access code, and attendee ID # -- use these with your phone. You will communicate by phone and view material on your screen. If you want to join by phone only (no computer) dial 877-668-4493 and use the meeting number above.

Protocol for meetings conducted by teleconference.

1. The Chair will call the meeting to order.
2. Receipt of Public Comment – the Chair will ask for comments from the public on all items. In order to speak, please identify yourself and limit your comment to 3 minutes. The Chair will indicate when the public comment period has closed.
3. For Action and Discussion Items the Chair will receive a presentation from staff and the committee members may ask questions. Following the question and answer period, the Chair will ask for comments from the public.

Call to Order

Comments from Public - *The public may comment on any item within the District's jurisdiction. Please limit your comments to three minutes in length.*

Action Items - *Public comment will be received. Please limit your comments to three (3) minutes per item.*

1. Consider Adoption of March 2, 2020 Committee Meeting Minutes
2. Consider a Contract Amendment with Pueblo Water Resources to Complete Report Preparation to Enroll the Carmel River Aquifer Storage and Recovery Project in State Board Order 2012-0010-DWQ
3. Consider Entering into a Reimbursement Agreement with California American Water and Act as Lead CEQA Agency for Construction of a Bypass Pipeline to Allow Simultaneous Pure Water Monterey Recovery and ASR Injection
4. Receive Report on Plan for Responding to the State Water Resources Control Board Regarding Water Right 20808 A, B and C

Discussion Items – *Public comment will be received. Please limit your comments to three (3) minutes per item.*

5. Update on ASR Well #1 Rehabilitation
6. Update on Pure Water Monterey Vadose Zone Wells
7. Suggest Items to be Placed on Future Agendas

Adjournment

Upon request, MPWMD will make a reasonable effort to provide written agenda materials in appropriate alternative formats, or disability-related modification or accommodation, including auxiliary aids or services, to enable individuals with disabilities to participate in public meetings. MPWMD will also make a reasonable effort to provide translation services upon request. Submit requests by noon on April 3, 2020, to the Board Secretary, arlene@mpwmd.net.

WATER SUPPLY PLANNING COMMITTEE

ITEM: ACTION ITEM

1. CONSIDER ADOPTION OF MARCH 2, 2020 COMMITTEE MEETING MINUTES

Meeting Date: April 6, 2020

From: David J. Stoldt,
General Manager

Prepared By: Arlene Tavani

CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

SUMMARY: Attached as **Exhibit 1-A** are draft minutes of the March 2, 2020 committee meeting.

RECOMMENDATION: The Committee should adopt the minutes by motion.

EXHIBIT

1-A Draft Minutes of the March 2, 2020 Committee Meeting



EXHIBIT 1-A

DRAFT MINUTES **Water Supply Planning Committee of the** **Monterey Peninsula Water Management District** *March 2, 2020*

Call to Order: The meeting was called to order at 4:00 pm.

Committee members present: George Riley, Chair
Molly Evans
Mary Adams (arrived at 4:03 pm)

Committee members absent: None

Staff members present: David J. Stoldt, General Manager
Jonathan Lear, Water Resources Division Manager
Thomas Christensen, Environmental Resources Div. Mgr.
Arlene Tavani, Executive Assistant

Comments from the Public: No comments.

Action Items

- 1. Consider Adoption of February 5, 2020 Committee Meeting Minutes**
Evans offered a motion that was seconded by Riley to approve the Revised Draft Minutes of the February 5, 2020 committee meeting. The motion was approved on a unanimous vote of 3 – 0 by Evans, Riley and Adams. The Revised Draft minutes were submitted at the committee meeting with a correction to the second sentence listed under Action item 4: “.....approved on a vote of 2 – 0 1”.

Discussion Items

- 2. Update on ASR Construction**
Lear presented the update. He explained that the Santa Margarita water treatment facility was expected to be completed in July to support operation of ASR wells 1, 2, 3 and 4. If the facility was not completed by the deadline, ASR 1 could operate. Full production would be underway when construction was complete and the Department of Drinking Water had issued permits for treatment of ASR 3 and 4. A summary of Lear’s report can be viewed on the District’s website.
- 3. Update on Pure Water Monterey Project**
Stoldt reported that vendors were on site testing equipment to ensure all components and electronic communications are operational. Water was being drawn from shallow wells. Injection into the deep wells should be enabled by the end of the week. The

initial bid for installation of the MPRWD MV Switchgear that would enable delivery of cogeneration power between both PG&E and the advanced water purification facility did not result in a qualified contractor. The project would be put out to bid again.

4. Update on ASR Well #1 Rehabilitation

Lear reported that three quotes were received for rehabilitation of the well. The company selected was Zim Industries, which could begin work on April 6, 2020 and complete the job by June. Coordination meetings between Pueblo Water Resources, Zim and other contractors were underway.

5. Update on Los Padres Dam Alternatives Study

Christensen reported that a draft technical memorandum regarding fish passage should be submitted to staff for review in April, and those findings would be presented to the committee. He and Lear were working diligently to complete the simulated model of river flows utilizing the District's Carmel Valley Hydrologic Model, despite continued requests from NOAA to model additional descriptive statistics. The final alternatives study was scheduled for completion in Spring 2021. Stoldt warned the committee that if the California Public Utilities Commission were to grant California American Water's request to discontinue funding preparation of the study, the District could be responsible for the ongoing costs.

6. Suggest Items to be Placed on Future Agendas

The committee requested the following: (a) Continue to update the committee on status of the Pure Water Monterey Expansion project. (b) Explanation of reserve or credits used to calculate water availability represented by amounts below the CDO targets. (c) Tracking water extracted from and injected into the Seaside Groundwater Basin. (d) Relationship of Table 13 water users to water demand issues. (e) Water demand study being prepared by Marina Coast Water District.

Adjournment: The meeting was adjourned at 5:05 pm.

WATER SUPPLY PLANNING COMMITTEE

ITEM: ACTION ITEM

2. CONSIDER A CONTRACT AMENDMENT WITH PUEBLO WATER RESOURCES TO COMPLETE REPORT PREPERATION TO ENROLL THE CARMEL RIVER AQUIFER STORAGE AND RECOVERY PROJECT IN STATE BOARD ORDER 2012-0010-DWQ

Meeting Date:	April 6, 2020	Budgeted:	No
From:	David J. Stoldt General Manager	Program/ Line Item:	Water Supply Projects 1-2-1 2a
Prepared By:	Jonathan Lear	Cost Estimate:	\$20,114

General Counsel Review: N/A

Committee Recommendation: N/A

CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines section 15378.

SUMMARY: On 3/12/20, District staff received an email from the Regional Water Quality Control Board (RWQCB) Central Coast Division. Staff was informed that the RWQCB has recently recognized that it is in the best interest of the State to develop a comprehensive regulatory approach for ASR projects, and in 2012 adopted general waste discharge requirements for ASR projects that inject drinking water into groundwater (Order No. 2012-0010-DWQ or General ASR Order). The General ASR Order provides a consistent statewide regulatory framework for authorizing both pilot ASR testing and permanent ASR projects. Oversight of these regulations is done through the Regional Water Quality Control Boards (RWQCBs) and obtaining coverage under the General ASR Order requires the preparation and submission of a Notice of Intent (NOI) application package to the local RWQCB (in this case, the Central Coast RWQCB).

MPWMD's ASR Project was developed prior to the General Waiver and has historically been authorized and regulated by the Central Coast RWQCB under the existing General Waiver for Specific Types of Discharges (Resolution R3-2014-0041) and by requiring the submission of annual technical reports for the project pursuant to Section 13267 of the California Water Code.

MPWMD is now required to apply to move ASR operations to the General Waiver and this will require the following technical documentation to be submitted with the application in a report:

1. Project location map
2. Identification and description of target aquifer
3. ASR operational schedule
4. Delineation of the Areas of Hydrologic Influence
5. Identification of all land uses within the delineated Areas of Hydrologic Influence
6. Identification of known areas of contamination within the Areas of Hydrologic Influence

7. Identification of project-specific Constituents of Concern (COCs)
8. CEQA compliance documentation
9. Groundwater Degradation Assessment

District staff have reached out to Pueblo Water Resources, who is currently under contract with the District to provide reporting support for ASR, and received an estimate of \$20,114 including a 10% contingency to complete this work. The breakdown of the estimate by task and hours is attached as **Exhibit 2-A**. The deliverables would include:

1. Transmittal letter
2. NOI application fee (assumed MPWMD provided)
3. Complete Form 200
4. Technical Report
5. US EPA Underground Injection Control (UIC) registration

Reporting under the General Waiver will be different than reporting under the water code. More frequent reports are required, however there is an opportunity to re-evaluate the monitoring network. Changes to the monitoring network will affect the annual operational budget. Staff will keep the Committee apprised as the District transitions from the old regulatory framework to the new.

This reporting requirement was not known when this year's budget was completed and will require a contract amendment with Pueblo and a budget adjustment to move forward. This work is considered compliance reporting and according to the ASR agreement between CalAm and the District, the contract amendment amount will be reimbursed to the District.

RECOMMENDATION: Authorize the General Manager to amend the Pueblo Water Resources contract for ASR Operational Support for an amount not to exceed \$20,114, to complete the technical reporting and submit the application to the RWQCB to enroll the Carmel River ASR Project in the General Waiver.

BACKGROUND: The District has been working on the Seaside Groundwater Basin Aquifer Storage and Recovery Project beginning in 1996. The Project began as a number of pilot testing programs experimenting with injection of water into existing CalAm wells in the Seaside Basin. In 1998 the District drilled the Paso Robles Test Injection well on the Mission Memorial property and performed a number of tests to investigate the feasibility of using the Paso Robles Aquifer as a location to store water. At this time, the RWQCB began to regulate the Districts test programs under section 13267 of the water code requiring submittal of annual technical reports summarizing the operations and monitoring data from the pilot study. It was determined that injection volumes of 250 to 300 gpm could be sustained injecting water into the Paso Robles Aquifer. The study concluded that the number of wells that would be required to inject and store the amount of water available from the Carmel River made using the Paso Robles as the target aquifer infeasible.

Concurrently, CalAm was drilling the Paralta well through the Paso Robles Aquifer into the Santa Margarita Sandstone. It was discovered that the Santa Margarita was much more porous and was a better candidate as an aquifer to use for storage and recovery. In 2001, the District moved across

General Jim Moore Blvd. and drilled the Santa Margarita Test Injection well and constructed a backwash basin. The discharge of backwash water was enrolled in the State Boards General Waiver for Specific Types of Discharge and reported these data when reporting under section 13267 of the water code. The District began multiple years of feasibility testing and concluded that with the infrastructure in Carmel Valley and the aquifer properties of the Santa Margarita Sandstone, a 4 well project at full build out was feasible. The District constructed ASR 2 in 2008.

In 2009, the State Board issued the first Cease and Desist Order requiring CalAm to construct a small water project that was capable of 500 AF/year within 2 years. The District worked with CalAm to build the Seaside Middle School Site, the location of ASR 3 and ASR 4. Also in 2009, the Regional Board officially moved the status of the ASR test program to an operating water resource project. The additional wells were added to the same regulatory reporting framework.

EXHIBIT

2-A Estimated Fee Summary



**PUEBLO WATER RESOURCES, INC
2019 FEE SCHEDULE**

Professional Services

Principal Professional.....	\$210/hr
Senior Professional.....	\$195/hr
Project Professional.....	\$180/hr
Staff Professional.....	\$150/hr
Technician.....	\$140/hr
Illustrator.....	\$125/hr
Word Processing.....	\$105/hr

Other Direct Charges

Subcontracted Services.....	Cost Plus 15%
Outside Reproduction.....	Cost Plus 15%
Travel Expenses.....	Cost Plus 15%
Per Diem*.....	\$150/day
Vehicle	\$75/day

Equipment Charges

Drilling Fluid Test Kit.....	\$100/day, \$400/week
Field Water Quality Meter (Hach DR890).....	\$75/day, \$275/week
Orion ORP/pH/Temp Probe.....	\$75/day, \$275/week
Water Level Probes (In-Situ Mini-Troll/Level Troll).....	\$100/day, \$300/week
Fuji Ultrasonic Flowmeter.....	\$200/day, \$750/week

*Regionally and seasonally specific to project.

these two operations cannot happen at the same time. An additional pipeline parallel to the existing pipeline between Hilby Ave. and the Santa Margarita ASR facility in General Jim Moore Blvd. is necessary to allow recovery of PWM water and injection of Carmel River water at the same time. **Exhibit 3-A and 3-B** show the sources that would be needed to meet demand with and without the proposed bypass pipeline and the months that ASR could not occur. If the bypass pipeline is not constructed, even if flows in the Carmel River are above permit conditions allowing injection, in order to recover all PWM water, ASR injection would need to be stopped to allow the singular pipeline to be used for PWM recovery in order to comply with the CDO. This proposed bypass pipeline will allow both PWM and ASR water resources projects to function simultaneously. It should also be noted that this pipeline is compatible with all of the proposed water supply projects for the Monterey Peninsula and this bypass pipeline adds operational flexibility and redundancy into the Peninsula's water supply.

The proposed pipeline is above the length and diameter to be exempt from the CEQA process. In order to facilitate this solution in an expedited manner, CalAm has asked the District to act as the Lead CEQA agency for the project. If approved, District staff would work with CalAm to prepare an addendum to the District's ASR EIR to include the bypass pipeline that will allow the project to operate at the same time as PWM extraction. The General Manager would enter into a reimbursement agreement with CalAm for the cost of the CEQA work and CalAm would cover the cost of pipeline construction. If approved, the work is envisioned to begin this summer.

Project Description

California American Water (CAW) proposes to construct a new 36-inch-diameter, 7,000 LF, potable water transmission pipeline (Bypass Pipeline) located General Jim Moore Blvd (GJM) between Hilby Avenue and approximately 750 feet south of Coe Avenue in Seaside, CA. The proposed Bypass Pipeline would connect to an existing 36-inch pipeline at each end.

The Bypass Pipeline would be located in the Former Fort Ord within the Seaside Munitions Response Area (MRA).

The project would also include a new de-chlorination facility and a new 16-inch diameter connection to the CAW Aquifer Storage and Recovery (ASR) well sites 3 and 4 located at the Seaside Middle School.

Purpose

The proposed Bypass Pipeline would improve the existing ASR system and allow CAW to perform simultaneous ASR injection and extraction operations in order to meet customer demand as a result of reduced Carmel River diversions. The Bypass Pipeline would be used to convey water from Crest Tank to ASR Wells 3 and 4 for injection. Extraction operations would be performed at ASR Wells 1 and 2 and would be conveyed through existing infrastructure to Forest Lake Reservoir in Pacific Grove.

Under current CAW permit requirements, a 30-day retention period is required between ASR injection and extraction operations. Due to reduced Carmel River diversions, CAW would not be

able to meet customer demand during the 30-day retention period when extraction operations are not allowed. The proposed dechlorination facility would dechlorinate water prior to injection into ASR Wells 3 and 4 which would remove the 30-day retention period requirement and allowing CAW to meet customer demand.

Construction

The Bypass Pipeline would be constructed by open trench within the paved roadway of the northbound lanes of GJM. The typical trench width would be approximately 6-feet wide and 6.5-foot deep. Excess soil would be handled and disposed of per requirements of the Fort Ord Reuse Authority (FORA) and City of Seaside Programmatic On-Call Construction Support Plan – Roadways and Utilities – Seaside Munitions Response Area. Pavement and striping would be restored per City of Seaside requirements. Traffic control plans would be developed and submitted to the City of Seaside for review and approval.

The pipeline would include blow off and air vent appurtenances installed in either the sidewalk or median of GJM. Blow offs would be pump out style, located within utility boxes that are flush with the surrounding ground. Air vents would be installed above grade in locked cages. The locations of the appurtenances would be per approval of the City of Seaside.

RECOMMENDATION: The Water supply Committee recommend that the General Manager enter into a reimbursement agreement with CalAm for the CEQA work to construct to bypass pipeline necessary to allow simultaneous PWM recovery and ASR injection and move this item to the Administrative Committee for consideration.

EXHIBITS

- 3-A** Sources needed to meet demand without the parallel pipeline
- 3-B** Sources needed to meet demand with the parallel pipeline

Without separate parallel pipeline, ASR injection would be limited to certain month to allow extraction of all additional source water from the north. With limited ASR bank and Table 13, Seaside Basin and Carmel River source water may have 200 AF buffer or less.

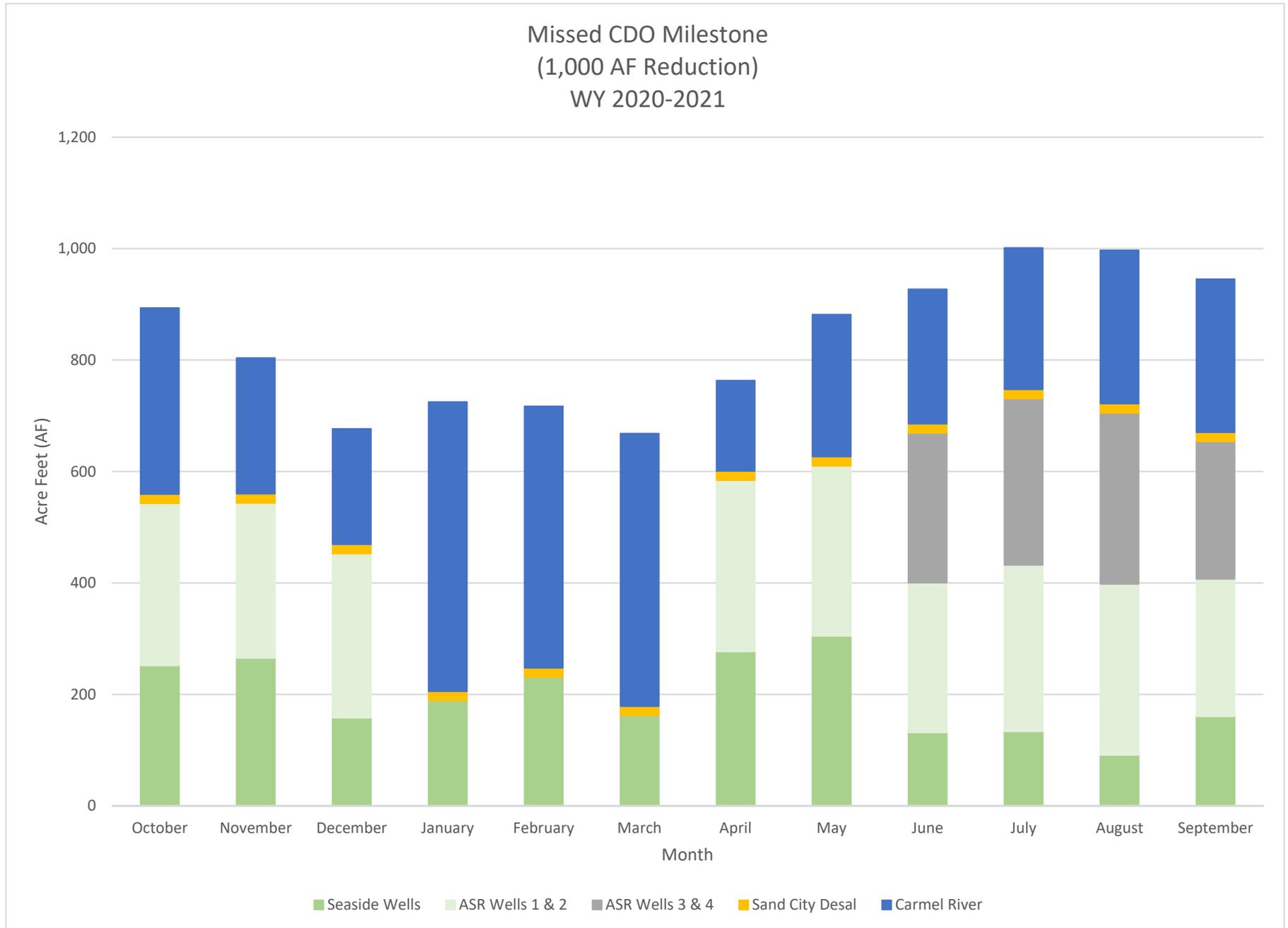


EXHIBIT 3-A

Injection of ASR via separate parallel pipeline while extracting additional source water from the north, increases ASR bank and Table 13. This results in allowing Seaside Basin limits and Carmel River EDL to be met during max ASR injection year with approximately 1,000 AF buffer.

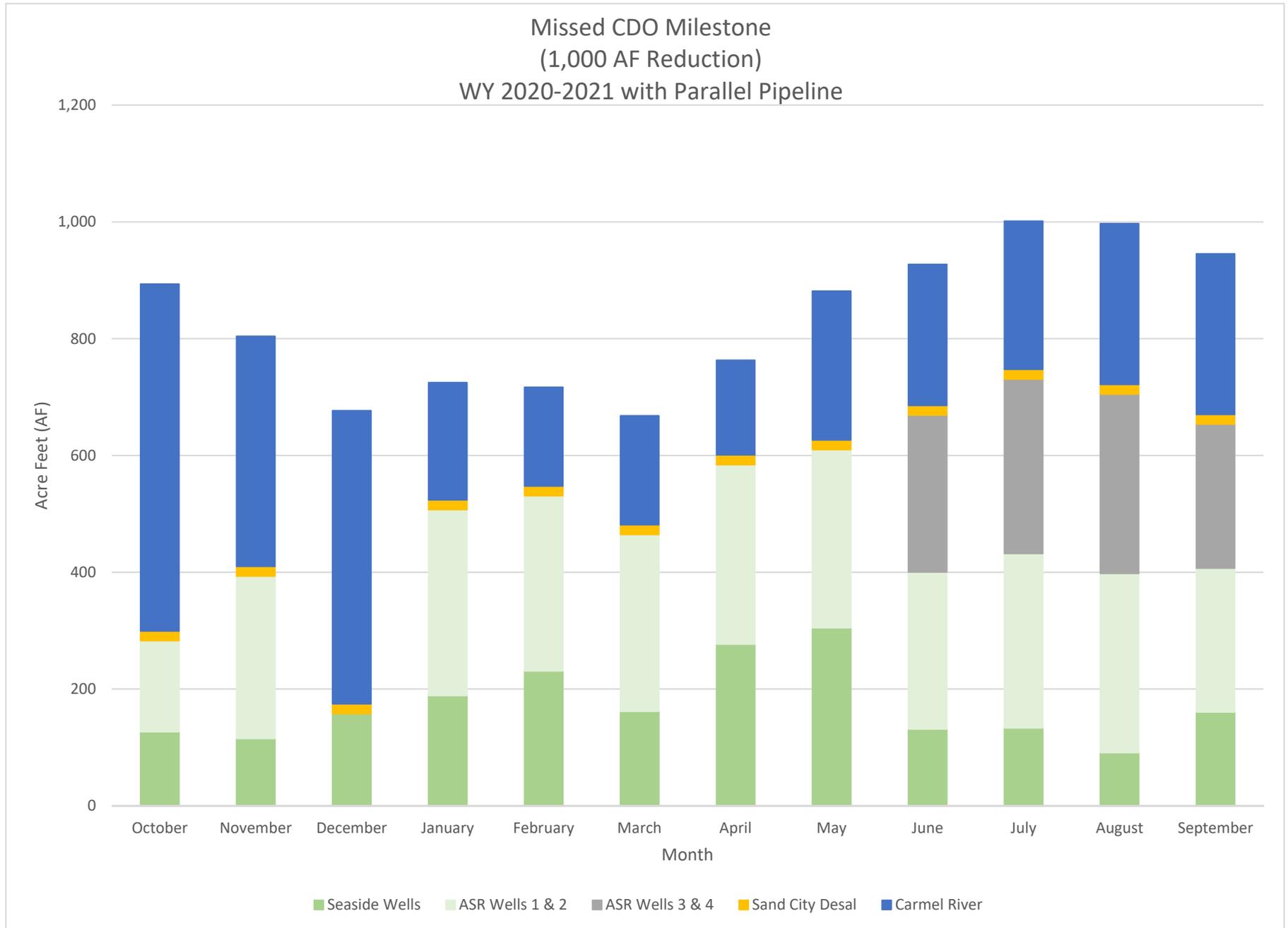


EXHIBIT 3-B

WATER SUPPLY PLANNING COMMITTEE

ITEM: ACTION ITEM

4. RECEIVE REPORT ON PLAN FOR RESPONDING TO THE STATE WATER RESOURCES CONTROL BOARD REGARDING WATER RIGHT 20808 A, B AND C

Meeting Date:	April 6, 2020	Budgeted:	N/A
From:	David J. Stoldt General Manager	Program/ Line Item:	Water Supply Projects
Prepared By:	Jonathan Lear	Cost Estimate:	N/A

General Counsel Review: N/A

Committee Recommendation: N/A

CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines section 15378.

SUMMARY: On 3/4/20, the District received a letter from the State Water Resources Control Board (SWRCB) asking the District a number of questions regarding Water Rights 20808 held by the District. The letter, attached as **Exhibit 4-A**, provides a history of the 20808 Water Right(s) and describes the process in which the water right was split into 3 separate water rights. The letter asks two specific questions regarding Water Right 20808B and outlines a few important dates related to Water Rights 20808 A and C. The implications of the dates for each of the Water Rights is explained below.

Status of 20808 A and C

On December 1, 2020 the period to demonstrate beneficial use of water diverted under these permits expires. At that point, even if the face value of the Water Rights is larger than the maximum volume diverted in a calendar year, the Water Rights are capped at the maximum demonstrated volume according to the SWRCB. In addition, these water rights have a maximum rate of diversion also capped at the demonstrated rate. The District has demonstrated maximum diversion rates for each of these Water Rights, but has not yet demonstrated the maximum face value of the Rights. Face value of these water rights was calculated at the time the petition for change of the original 20808 was submitted by multiplying the number of days within the diversion window (December 1 to May 31) by the maximum diversion rate for each permit. Face values for 20808 A and 20808 C are 2,476 and 2,900 Acre Feet per calendar year, respectively. However, these Water Rights are also subject to in-stream flow requirements that must be met prior to diverting water. The District has daily streamflow records dating back to the 1950's that demonstrate there has never been a year where all days between December 1 and May 31 have been above the instream flow requirements.

When the period to demonstrate beneficial use for a water right comes to a close, the water right holder has three choices; 1) keep diverting water under the right capped at the maximum calendar year diversion of record, 2) file a petition for an extension of time to extend the time to demonstrate maximum beneficial use, or 3) file to license the water right. When a water right is licensed, a finding is made as to the maximum diversion rate and the maximum annual diversion volume. The findings often do not set the rate and volume of the right above what has been demonstrated, however the water right is considered perfected and can never be revoked.

Currently, the District has shown it can divert under each of these water rights at the maximum daily diversions, but the maximum annual volume diverted for the water rights are 1,117 AF and 1,428 AF for 20808 A and C, respectively.

Status of 20808 B

The 3/4/20 SWRCB letter focuses mostly on this water right, specifically asking about the District's plan to move forward with its current petition for extension of time to construct. The window of time to finish construction of the New Los Padres Dam and to show diversions to beneficial use ends December 2020. These dates will not be met. SWRCB staff asks the District; 1) whether the District would like to keep the petition for extension of time to construct the Dam and 2) if the District is considering filing a petition for extension of time to demonstrate diversions to beneficial use under this permit.

On 3/24/20 District staff and SWRCB staff had a conference call to chart a path forward for the water rights.

- For 20808 A and C SWRCB staff recommended the District begin the licensing process and make a case for more water than the highest annual volume based on a streamflow analysis to see how much the draft licensed amounts were. If at that point the District chooses to not accept the draft annual volumes, the District can file another petition for extension of time to demonstrate beneficial use.
- For 20808 B SWRCB staff recommended the District file a petition for extension of time to show beneficial use and withdraw the petition for extension of time to construct New Los Padres Dam. Once the District has completed a feasibility analysis and identified viable project(s), a petition for change can be filed to modify the water right to apply to the new application.

SWRCB staff reminded District staff that filing any petition will open a 30 day period for others to protest the petition.

RECOMMENDATION: Receive the report on water rights status and direct the General Manager reply to the SWRCB letter with the recommendations from the 3/24/20 call or make different recommendations for the response.

EXHIBIT

4-A March 4, 2020 Letter from SWRCB



State Water Resources Control Board

FEB 27 2020

David J. Stoldt
General Manager
Monterey Peninsula Water
Management District
P.O. Box 85
Monterey, CA 93942-0085

RECEIVED

MAR 04 2020

MPWMD

Dear Mr. Stoldt:

PETITION FOR TIME EXTENSION FOR WATER RIGHT PERMIT 20808B
(APPLICATION A027614B) TO APPROPRIATE WATER FROM CARMEL RIVER AND
SUBTERRANEAN FLOW OF THE CARMEL RIVER IN MONTEREY COUNTY

PLEASE NOTE – This letter requires a response within 45 days.

You have received this letter because Monterey Peninsula Water Management District (District) is the owner of a water right permit with a pending petition for time extension on file with the State Water Resources Control Board's Division of Water Rights (Division). The Division is in the process of working to resolve its current backlog of pending water rights change petitions, including the District's petition to extend the time to complete construction under Permit 20808B. The purpose of this letter is to determine if the District is interested in pursuing the petition. If the District is interested in pursuing the petition, this letter identifies information that is required in order to continue. If this information is not received, the petition may be cancelled. Enforcement may also be considered for any unauthorized uses of water if they exist.

Background

Permit 20808 was issued to the District on December 25, 1995. It authorizes diversions in amounts not to exceed 42 cubic feet per second by direct diversion and 24,000 acre-feet per annum by storage from November 1 of each year to June 30 of the succeeding year. The original complete construction date was December 31, 2003. Order WR 98-04 extended the complete construction date to December 31, 2005. The permit was subsequently split into Permits 20808A, 20808B, and 20808C by a Division Order dated November 30, 2007 and a subsequent Order dated November 30, 2011. Permits 20808A and 20808C did not include complete construction dates, but Terms

E. JOAQUIN ESQUIVEL, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

7 and 8 of Permit 20808B established December 31, 2005 as the deadline for completion of construction work and December 1, 2020 as the deadline for completing application of the water to the authorized beneficial use.

The District submitted the subject petition for extension of time for Permit 20808 to the Division on July 12, 2006. The petition was publicly noticed on October 6, 2006. Since Permits 20808A and 20808C do not identify construction completion dates, the subject petition applies only to Permit 20808B. If the petition is granted by the Division, the petition would extend the time to complete construction for Permit 20808B to December 31, 2020.

The petition received protests from Carmel River Steelhead Association, National Marine Fisheries Service, California Department for Fish and Wildlife (formerly California Department of Fish and Game), and California-American Water (Cal-Am). Cal-Am subsequently withdrew its protest. The remaining three protests have not been resolved.

The Division requested a workplan for completion of documents to satisfy CEQA for the time extension on May 8, 2008 and August 5, 2009. The District responded to these requests on September 8, 2009 directing the Division to the environmental information filed for the petition on July 25, 2006 and included additional documentation regarding CEQA for revoked Permit 7130B.

A significant amount of time has passed, and it is unclear if the District intends to continue to pursue the petition or use of water under Permit 20808B. Additionally, according to permittee reporting, the District has not put any water to beneficial use under Permit 20808B, suggesting that the project is incomplete. The deadline for the District to complete beneficial use under Permit 20808B is December 1, 2020. Without constructed diversion and conveyance works nor water put to beneficial use by the deadlines, Permit 20808B may be subject to statutory revocation by the State Water Board for lack of diligence in pursuing the project authorized by the permit. The current petition to amend the construction completion date would not address the deadline for applying water diverted under Permit 20808B to beneficial use.

Required Information

Within **45 days** from the date of this letter, please submit a written response to the division addressing the following:

- Whether the District still intends to pursue its time extension petition to complete construction or if it intends to withdraw its time extension petition.
- If the District intends to pursue the time extension to complete construction, indicate if it will also be filing a time extension to complete beneficial use.

Mr. Stoldt

- 3 -

Additional information may be required once we have a better understanding of the District's intentions regarding the pending petition. If you need additional time to produce the requested information, please include a request for additional time within 45 days from the date of this letter identifying the reason why additional time is needed. Additionally, if you believe any information identified in this letter or the petition on file is incorrect or out of date, please include any updates or corrections, including a description of why you are correcting the information along with copies of any relevant documents or records. Please note that this petition is subject to an annual petition fee of \$1,000 plus \$0.40 per each acre foot of the face value of the right, up to a maximum of \$10,000. The fee will not be applicable in subsequent years if the petition is cancelled.

If we do not receive a response within 45 days from the date of this letter, the Division may cancel the District's petition and may proceed to license the permit using the existing date for putting water to beneficial use. Failure to respond to this letter may also be considered as a lack of diligence in pursuing the permit, which would inhibit approval of this or any future time extension requests.

Thaddeus Hunt is the staff person presently assigned to update your records and he may be contacted at (916) 341-5007 or Thaddeus.Hunt@waterboards.ca.gov. Written correspondence or inquiries may be sent by email to Mr. Hunt or addressed as follows: State Water Resources Control Board, Division of Water Rights, Attn: Thaddeus Hunt, P.O. Box 2000, Sacramento, CA, 95812-2000. Please include the application or permit number associated with the petition on any correspondence.

Sincerely,



Sam Boland-Brien, Program Manager
Petition, Licensing and Registration Section
Division of Water Rights