State of California, State Water Resources Control Board
Division of Water Rights
P.O. Box 2000, Sacramento, CA 95812-2000
Info: (916) 341-5300, FAX: (916) 341-5400 Web: http://waterrights.ca.gov

S006257%S%2005
STATE WATER RESOURCES CONTROL BOARD
2003, 2004, 2005

2006 MAR 30 PM 3:36

DIV OF WATER RIGHTS
SACRAMENTO

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by JULY 1, 2005.

***If the mail recipient's name, address or phone No. is wrong or missing, please correct.**

Owner of Record: PHYLLIS L PITTS;

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:
PHYLLIS L PITTS
1576 FUCHSIA DR
SAN JOSE, CA 95125

STATEMENT NO.: S006257
CONTACT PHONE NO.: (408)269-1191

Source Name: MACMILLEN SPRING
Tributary To: PANCHO RICO CREEK
County: Monterey
Year of First Use: 1889
Diversion Within: NE1/4 of NW1/4 Section 22, T21S, R12E, MB&M
Parcel Number:

A. **Water is Used Under:** Riparian claim ✓ Pre-1914 right 1889 Other (explain): —

B. **Year of First Use:** (Please provide if missing above) 1889

C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons ____ Million Gallons (MG) ____ Acre-feet (AF) ____ Other ____

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2003	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	UNKNOWN
2004	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
2005	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	

D. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation NONE acres; Stockwatering 150 COWS-CALVES Wildlife +; Domestic NONE;

Other (specify) This Spring feeds naturally into Pancho Rico Creek. No reservoir

E. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.) NONE

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water
   a. Are you now employing water conservation efforts? YES ___ NO X
   Describe any water conservation efforts you have initiated: ____

   b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

   Reduction in Diversions:

   Year ____ — (AF/MG) Year ____ — (AF/MG) Year ____ — (AF/MG)

   Reduction in consumptive use:

   Year ____ — (AF/MG) Year ____ — (AF/MG) Year ____ — (AF/MG)

   I have data to support the above surface water use reductions due to conservation efforts. YES ___ NO —

5-2-06

2. Water quality and wastewater reclamation

a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree, which unreasonably affects such water for other beneficial uses? YES ____ NO ✓.

b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:
Year ____ — _____ (AF/MG) Year ____ — _____ (AF/MG) Year ____ — _____ (AF/MG)

State the type of substitute water supply: — _____

Amount of substitute water supply used:
Year ____ — _____ (AF/MG) Year ____ — _____ (AF/MG) Year ____ — _____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES — NO —.

3. Conjunctive use of surface water and groundwater

a. Are you now using groundwater in lieu of surface water? YES ✓ NO _____. This is an underground spring

b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year ____ — _____ (AF/MG) Year ____ — _____ (AF/MG) Year ____ — _____ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES — NO —.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: March 26, 2006 at 1576 Fuchsia Dr, San Jose, CA 95125, California

SIGNATURE: Phyllis L. Pitts

PRINTED NAME: Phyllis L. Pitts
(first name) (middle initial) (last name)

COMPANY NAME: Bar O Three Ranch

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

The MacMillan Spring feeds from our aquifer into the Poncho Rico Creek all year around. Water is provided for wild life and cattle on our ranch property by the creek. It's an important water source.

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

State of California, State Water Resources Control Board
Division of Water Rights, P.O. Box 2000, Sacramento, CA 95812-2000
Info: (916) 341-5300, FAX: (916) 341-5400, Web: http://www.waterrights.ca.gov

S006257%S%2002

STATE WATER RESOURCES CONTROL BOARD

2000, 2001, 2002

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by September 1, 2003.
***If the mail recipient's name, address or phone No. is wrong or missing, please correct.**

2003 JUL 16 PM 2:48

DIV. OF WATER RIGHTS SACRAMENTO

Owner of Record: PHYLLIS L PITTS;

STATEMENT NO.: [redacted]
CONTACT PHONE NO.: (408)269-1191

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:
PHYLLIS L PITTS
1576 FUCHSIA DR
SAN JOSE, CA 95125

FOR ONLINE REPORTING AT
www.waterrights.ca.gov

USER NAME: S006257
PASSWORD: D05988

Source Name: MACMILLEN SPRING
Tributary To: PANCHO RICO CREEK
County: Monterey
Diversion Within: NE1/4 of NW1/4 Section 22, T21S, R12E, MB&M

Year of First Use: 1889
Parcel Number:

A. Water is used under: Riparian claim X Pre 1914 right 1889 Other (explain); —

B. Year of first use (Please provide if missing above) 1889

C. Amount of Use – Enter the amount (or the approximate amount) of water used each month.

Amounts below are: Gallons ____ Acre-feet ____ Other UNKNOWN

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2000	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	UNKNOWN
2001	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
2002	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation — acres; Stockwatering 150 cows-calves - wildlife; Domestic —;

Other (specify) This spring feeds into the Poncho Rico Creek - there is no reservoir storage.

E. Changes in Method of Diversion – Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)
only protection for the underground spring source that flows freely into the creek.

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water
   a. Are you now employing water conservation efforts? YES ___ NO X
   Describe any water conservation efforts you have initiated: ____

   b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

   Reductions in Diversions:

   yr____ — (af/mg) yr____ — (af/mg) yr____ — (af/mg)

   Reductions in consumptive use:

   yr____ — (af/mg) yr____ — (af/mg) yr____ — (af/mg)

   I have data to support the above surface water use reductions due to conservation efforts. YES ___ NO ___

2. Water quality and wastewater reclamation

a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES ____ NO X.

b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

yr____ ____ (af/mg) yr____ ____ (af/mg) yr____ ____ (af/mg)
I have data to support the above surface water use reductions due to wastewater reclamation. YES ___ NO ___

3. Conjunctive use of surface water and groundwater

a. Are you now using groundwater in lieu of surface water? YES X NO ____. This is an under ground spring

b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr____ ____ (af/mg) yr____ ____ (af/mg) yr____ ____ (af/mg)
I have data to support the above surface water use reductions due to conjunctive use efforts. YES ___ NO ___

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 7-11-, 2003 at 1576 Fuchsia Dr., San Jose, CA, 95125, California

SIGNATURE: Phyllis L. Pitts

PRINTED NAME: Phyllis L. Pitts
(first name) (middle init.) (last name)

COMPANY NAME: Bar O Three Ranch

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION
D+	MacMillan Spring is a natural free flowing water
E	source feeding from an underground aquifer all
	year long. It is an important water source
	for wildlife and cattle on our ranch property
	and as a result it keeps the creek flowing at that area.

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriate rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at http://www.swrcb.ca.gov"

State of California
State Water Resources Control Board
DIVISION OF WATER RIGHTS
P.O. Box 2000, Sacramento, CA 95812-2000
Info: (916) 657-2170, FAX: (916) 657-1485, Web: http://www.waterrights.ca.gov

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

STATE WATER RESOURCES CONTROL BOARD
00 MAR 13 PM 4: 16
DIV. OF WATER RIGHTS SACRAMENTO

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 2000

OWNER OF RECORD: PHYLLIS L PITTS

PHYLLIS L PITTS
1576 FUCHSIA DR
SAN JOSE, CA 95125

STATEMENT NO: S006257

S 0 0 6 2 5 7

SOURCE: MACMILLEN SPRING
TRIBUTARY TO: PANCHO RICO CREEK
COUNTY: MONTEREY
DIVERSION
WITHIN: NE¼ OF NW¼ SECTION 22, T21S, R12E, MB&M.

TELEPHONE NUMBER: (408) 269-1191
YEAR OF FIRST USE: 1889
PARCEL NO:

A. Water is used under: Riparian claim X Pre 1914 right X Other (explain); —

B. Year of first use (Please provide if missing above) 1889

C. Amount of Use – Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: Gallons ____ Acre-feet ____ Other ____

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
1997	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	UNKNOWN
1998	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
1999	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation NONE acres; Stockwatering 150+ cows-calves Domestic NONE;

Other (specify) Our domestic well is located near the spring and draws from the same watershed.

E. Changes in Method of Diversion – Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)
NONE

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water
   a. Are you now employing water conservation efforts? YES X NO ___
   Describe any water conservation efforts you have initiated: Creek is kept cleared of debris for stock water. Pancho Rico creek runs most of the year. The spring feeds into the creek.

   b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

   Reductions in Diversions:

   1997 NONE (af/mg) 1998 NONE (af/mg) 1999 NONE (af/mg)

   Reductions in consumptive use:

   1997 NONE (af/mg) 1998 NONE (af/mg) 1999 NONE (af/mg)

   I have data to support the above surface water use reductions due to conservation efforts. YES ___ NO ___

2. Water quality and wastewater reclamation

a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO X.

b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

1997 NONE (af/mg) 1998 NONE (af/mg) 1999 NONE (af/mg)
I have data to support the above surface water use reductions due to wastewater reclamation. YES ___ NO ___

3. Conjunctive use of surface water and groundwater

a. Are you now using groundwater in lieu of surface water? YES X NO ____. Only in conjunction with our domestic well - not the spring-

b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

1997 UNKNOWN (af/mg) 1998 UNKNOWN (af/mg) 1999 UNKNOWN (af/mg)
I have data to support the above surface water use reductions due to conjunctive use efforts. YES ___ NO X

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 3-10-2000, 20____ at San Jose, California

SIGNATURE: Phyllis L. Pitts

PRINTED NAME: Phyllis (first name) L. (middle init.) Pitts (last name)

COMPANY NAME: Bar O Three Ranch

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

The McMillan spring flows freely into the Pancho Rico Creek. The Creek is unobstructed and runs all year as a rule. Only cattle and wild life drink and use the water. The spring is not far from our domestic well and probably the water source is the same aquifer. The spring is not used for any domestic or other purpose than cattle + wildlife. It's a very valuable source of water to us.

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriate rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

12/21 OK S-6257

** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATE WATER RESOURCES CONTROL BOARD
1995 APR -4 AM 7:13
DIV. OF WATER RIGHTS
SACRAMENTO

STATEMENT NO: S006257
OWNER OF RECORD: PHYLLIS L PITTS

PHYLLIS L PITTS
1576 FUCHSIA DRIVE
SAN JOSE, CA 95125

SOURCE: MACMILLEN SPRING
TRIBUTARY TO: PANCHO RICO CREEK
COUNTY: MONTEREY
DIVERSION
WITHIN: NE¼ OF NW¼ SECTION 22, T21S, R12E, MDB&M.

TELEPHONE NUMBER: (408) 269-1191
YEAR OF FIRST USE: 1889
PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995.

A. Water is used under: Riparian claim X; Pre 1914 right X; Other (explain) _____

B. Year of first use (Please provide if missing above) 1889.

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ❑ Gallons ❑ Acre-feet ☒ (other) The spring runs all year long into the Pancho Rico Creek. ~~UNKNOWN AMOUNT.~~

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC	TOTAL ANNUAL
1992	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	UNKNOWN
1993	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
1994	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation none acres; Stockwatering 150 cows/calves; Domestic none
Other (specify) Our domestic well is located near the Spring. I presume from the same watershed.

*** CONTINUE ON BACK PAGE ***

***** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS *****

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

No changes.

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

NONE

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 3-29, 1995, at San Jose, California

SIGNATURE: Phyllis L. Pitts

PRINTED NAME: Phyllis (FIRST NAME) Lenore (M. NAME) Pitts (LAST NAME)

COMPANY NAME: Bar O Three Ranch

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriate right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"
"Information Pertaining to Water Rights in California"
"Water Rights for Stockponds Constructed Prior to 1969"
"Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. Box 2000
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE INFORMATION SHEET

STATEMENT NO. 006257

DIVERSION SITE:
OWNER'S NAME Phyllis (FIRST) Lenore (MIDDLE) Pitts (LAST)
PARCEL NO. 421-221-001-000

PLACE OF USE: Bar O Three Ranch
OWNER'S NAME Phyllis (FIRST) Lenore (MIDDLE) Pitts- owner (LAST)

1. **PARCEL NO.** 421-221-001-000
2. **PARCEL NO.** _____
3. **PARCEL NO.** _____

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL STATEMENTS:

OWNER/LESSEE/AGENT/OTHER Owner
NAME Phyllis (FIRST) Lenore (MIDDLE) Pitts (LAST)
MAILING ADDRESS 1576 FUCHSIA DR.
San Jose (CITY) CA (STATE), 95125 (ZIP)
TELEPHONE NO. (408) 269 - 1191

OTHERS USING ABOVE DIVERSION LOCATION:

Part Owner-1. **NAME** Diana (FIRST) Phyllis (MIDDLE) Spitzer (LAST)
MAILING ADDRESS 1649 Natalie Ct.
San Jose (CITY) CA (STATE) 95118 (ZIP)
TELEPHONE NO. (408) 266 - 3917

Part Owner-2. **NAME** Denise (FIRST) Lenore (MIDDLE) Andrews (LAST)
MAILING ADDRESS 8514 E Los Olivos
San Gabriel (CITY) CA (STATE) 91775 (ZIP)
TELEPHONE NO. (818) 287 - 6645

☐ ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL INFORMATION BOX.

See "over"

(1/95)

No other rancher or land owner uses the water flowing from the MacMillen Spring into the Pancho Rico Creek, only the cattle and wildlife.

The additional names listed on this form are my two daughters who are both part owners of our Bar O Three Ranch.

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD: STATEMENT NO: 006257

PHYLLIS L PITTS
1576 FUCHSIA DRIVE
SAN JOSE, CA 95125

TELEPHONE NUMBER:
(408) 269-1191

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: MACMILLEN SPRING

TRIBUTARY TO: PANCHO RICO CREEK

COUNTY: MONTEREY YEAR OF FIRST USE: 1889

DIVERSION
WITHIN: NE1/4 OF NW1/4 SECTION 22, T21S, R12E, MDB&M.

STATE WATER RESOURCES CONTROL BOARD 93 MAR 17 PM 2:29 DIV. OF WATER RIGHTS SACRAMENTO

COMPLETE AND RETURN THIS FORM BY JULY 1, 1994.

A. Water is used under: Riparian claim ✓; Pre 1914 right ✓; Other (explain) ____

B. Year of first use (Please provide if missing above) 1889.

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ❑ Gallons ❑ Acre-feet ❑ (other) UNKNOWN

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1991	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	UNKNOWN
1992	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
1993	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation ____ acres; Stockwatering X; Domestic ____
Other (specify) ____

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

No change

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

NONE

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: March 11, 1994, at San Jose, California

Signature: Phyllis L. Pitts

WR 40-I (1/94)
FOR0127R2

This spring feeds into the Pancho Rico Creek and runs all year, the amount of water is not measured and is unknown.

1381 1993

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriate right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"
"Information Pertaining to Water Rights in California"
"Water Rights for Stockponds Constructed Prior to 1969"
"Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD, DIVISION OF WATER RIGHTS
P.O. BOX 2000, SACRAMENTO, CA 95812-2000
(916) 657-2170

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1997

OWNER OF RECORD: PHYLLIS L PITTS

PHYLLIS L PITTS
1576 FUCHSIA DRIVE
SAN JOSE, CA 95125

STATEMENT NO: S006257

S 0 0 6 2 5 7

SOURCE: MACMILLEN SPRING
TRIBUTARY TO: PANCHO RICO CREEK
COUNTY: MONTEREY
DIVERSION
WITHIN: NE¼ OF NW¼ SECTION 22, T21S, R12E, MB&M.

TELEPHONE NUMBER: (408) 269-1191
YEAR OF FIRST USE: 1889
PARCEL NO:

A. Water is used under: Riparian claim X ; Pre 1914 right ____ ; Other (explain): ____

B. Year of first use (Please provide if missing above) 1889.

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☒ (other) unknown

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1994	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	Unknown
1995	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
1996	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation ____ acres; Stockwatering X ; Domestic X

Other (specify) ____

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

no change

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

none

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: May 16, 1997 at 1576 Fuchsia dr., San Jose, CA, 95125 California

SIGNATURE: Phyllis L. Pitts

PRINTED NAME: Phyllis L. Pitts
(FIRST NAME) (MIDDLE INIT.) (LAST NAME)

COMPANY NAME: Bar O Three Ranch

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.

WR 40-1

ITEM	CONTINUATION
D	The McMillan Spring, located at the source of our domestic use well, flows all year and also feeds into the Pancho Rico creek, in unknown quantities. The creek provides water for livestock. The well has been in our family since 1889 and used continually. The well is our only "positive" water source for our domestic use. Most of the creek water comes from winter rains.

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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by a riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

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STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000
901 P ST. SACRAMENTO, CA 95814
(916) 322-4503
(916) 324-5876

STATE WATER RESOURCES CONTROL BOARD

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

1991 FEB -6 AM 9:07

DIV. OF WATER RIGHTS SACRAMENTO

DIVERTER OF RECORD:

PHYLLIS L PITTS
1576 FUCHSIA DRIVE
SAN JOSE, CA 95125

STATEMENT NO: 006257

TELEPHONE NUMBER:
(408) 269-1191

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: MACMILLEN SPRING

TRIBUTARY TO: PANCHO RICO CREEK

COUNTY: MONTEREY

DIVERSION
WITHIN: NE1/4 OF NW1/4 SECTION 22, T21S, R12E, MDB&M.

INSTRUCTIONS: Please complete Items A. B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1991. (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ _____ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1988	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	Unknown
1989	✓	✓	✓	✓			✓	✓	✓	✓			
1990	✓	✓	✓	✓	✓	✓	✓	✓	✓				

Creek Water

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation _____

Stockwatering 150 cows and calves - They drink from the creek -

Domestic _____

Other (specify) _____

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

none

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

none

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: Feb. 1, 1991, at 1576 Fuchsia Dr., San Jose, 95125 California

Signature: Phyllis L. Pitts

WR 40-I (2/90)

1337 1990

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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