



STATE OF CALIFORNIA
CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY
STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

Amended License for Diversion and Use of Water

APPLICATION 534
Page 1 of 4

PERMIT 247

LICENSE 1050

THIS IS TO CERTIFY, That

Natomas Central Mutual Water Company
and Siddiqui Family Partnership
2601 West Elkhorn Boulevard
Rio Linda, CA 95673

has the right to the use of the waters of **(1)(2)(3)(6)(8) Sacramento River and (A)(B) Natomas Cross Canal** in **Sacramento and Sutter Counties**

tributary to **(1)(2)(3)(6)(8) Suisun Bay and (A)(B) Sacramento River thence Suisun Bay**

for the purpose of **Irrigation, Municipal, Industrial, Domestic, and Fish and Wildlife Enhancement uses.**

The Deputy Director for Water Rights finds that: (a) the change will not operate to the injury of any lawful user of water; (b) good cause has been shown for the change; (c) the petition does not constitute the initiation of a new right; and (d) the State Water Resources Control Board (State Water Board) has made the required findings pursuant to the California Environmental Quality Act (CEQA) or the project is exempt from CEQA.

Additionally, the State Water Board has complied with its independent obligation to consider the effect of the proposed project on public trust resources and to protect those resources where feasible. (*National Audubon Society v. Superior Court* (1983) 33 Cal.3d 419 [189 Cal.Rptr. 346], 658 P.2d 709.)

This amended license is being issued in accordance with the redelegations of authority (Resolution No. 2007-0057). Therefore, this amended license on **Application 534** filed on **December 3, 1916** has been approved by the State Water Board SUBJECT TO PRIOR RIGHTS and to the limitations and conditions herein.

Amended License 1050 supersedes the license originally issued on **May 28, 1931**, which was perfected in accordance with the laws of California, the Regulations of the State Water Board, or its predecessor, and the terms of **Permit 247**. The priority of this right dates from **December 3, 1916**.

The amount of water to which this right is entitled and hereby confirmed is limited to the amount actually beneficially used for the stated purposes and shall not exceed **thirty-nine and thirty-two hundredths (39.32) cubic feet per second, and two and eighty-six hundredths (2.86) cubic feet per second; total forty-two and eighteen hundredths (42.18) cubic feet per second, to be diverted from April 1 to October 1 of each season.** In case of rotation the equivalent of such continuous flow allowance for any thirty day period may be diverted in a shorter time if there be no interference with other vested rights.

The total amount of water diverted under Licenses 1050, 2814, 3109, 3110 and 9794 (Applications 534, 1056, 1203, 1413, and 15572) and Permit 19400 (Application 25727) shall not exceed 10,000 acre-feet during the period October 1 to April 1.

The total amount of water rediverted from the Eastern Drainage Canal to the Sacramento County Regional Sanitation District facility pursuant to this license shall not exceed 23.2 cubic feet per second, with an annual limit of 644 acre-feet. The Eastern Drainage Canal is the only authorized point of rediversion for this use of water.

THE POINTS OF DIVERSION AND REDIVERSION OF SUCH WATER ARE LOCATED:

Sacramento River Points of Diversion:

- (1) By California Coordinate System of 1983, Zone 2, North 2,046,387 feet and East 6,674,458 feet, being within SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of projected Section 23, T11N, R3E, MDB&M.
- (2) By California Coordinate System of 1983, Zone 2, North 2,028,188 feet and East 6,674,958 feet, being within SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of projected Section 12, T10N, R3E, MDB&M.
- (3) By California Coordinate System of 1983, Zone 2, North 2,018,988 feet and East 6,670,658 feet, being within NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of projected Section 23, T10N, R3E, MDB&M.
- (6) By California Coordinate System of 1983, Zone 2, North 1,993,487 feet and East 6,686,758 feet, being within SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of projected Section 17, T9N, R4E, MDB&M.
- (8) By California Coordinate System of 1983, Zone 2, North 2,045,440 feet and East 6,675,100 feet, being within the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of projected Section 26, T11N, R3E, MDB&M.

Natomas Cross Canal Points of Diversion:

- (A) By California Coordinate System of 1983, Zone 2, North 2,050,787 feet and East 6,678,158 feet, being within NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of projected Section 24, T11N, R3E, MDB&M.
- (B) By California Coordinate System of 1983, Zone 2, North 2,054,587 feet and East 6,683,108 feet, being within SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of projected Section 18, T11N, R4E, MDB&M.

Reclamation District 1000 Eastern Drainage Canal Point of Rediversion:

By California Coordinate System of 1983, Zone 2, North 1,991,388 feet and East 6,701,359 feet, being within SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 14, T9N, R4E, MDB&M.

A DESCRIPTION OF THE LANDS OR THE PLACE WHERE SUCH WATER IS PUT TO BENEFICIAL USE IS AS FOLLOWS:

Irrigation of a net area of 5,903.54 acres within a gross area of 51,091 acres within Townships 9N, 10N and 11N all in Ranges 3E and 4E, MDB&M, as shown on map dated April 26, 1978, and filed with the State Water Board.

Domestic, Municipal and Industrial uses under Licenses 1050, 2814, 3109, 3110, and 9794 (Applications 534, 1056, 1203, 1413 and 15572) and Permit 19400 (Application 25727) are approved, provided that water is diverted only at Point of Diversion No. 3 located in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 23, T10N, R3E, MDB&M, and that water for Municipal, Industrial and Domestic uses is served only to those lands zoned for such use described as follows:

Lands located within the Sacramento Metropolitan Airport and the Sacramento Airport Special Planning Area located within Sections 24, 25 and 36, T10N, R3E, and Sections 19, 20, 29, 30, 31, and 32, T10N, R4E, MDB&M, as shown on a map revised March 9, 1990, and filed with the State Water Board.

(0360300)

Industrial use shall occur in the Sacramento County Regional Sanitation District Lower Northwest Interceptor facility located within SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 14, T9N, R4E, MDB&M, and SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 14, T9N, R4E, MDB&M, only by rediversion, as shown on map dated March 2009, and filed with the State Water Board. No water shall be diverted into the Sacramento County Regional Sanitation District facility unless and until the licensee documents that the water diverted and used for flushing of the sanitary sewer pipeline is obtained from irrigation tailwater, groundwater return flow or other water that has previously been put to beneficial use and subsequently accumulated in the canal. The licensee shall include documentation showing compliance with this requirement with the triennial Report of Licensee and shall separately report the quantities rediverted for this purpose.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein specified and to the lands or place of use herein described.

Reports shall be filed promptly by the licensee on the appropriate forms which will be provided for the purpose from time to time by the State Water Board.

Licensee shall allow representatives of the State Water Board and other parties, as may be authorized from time to time by the State Water Board, reasonable access to project works to determine compliance with the terms of this license.

Pursuant to Water Code sections 100 and 275 and the common law public trust doctrine, all rights and privileges under this license, including method of diversion, method of use, and quantity of water diverted, are subject to the continuing authority of the State Water Board in accordance with law and in the interest of the public welfare to protect public trust uses and to prevent waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of said water.

The continuing authority of the State Water Board may be exercised by imposing specific requirements over and above those contained in this license with a view to eliminating waste of water and to meeting the reasonable water requirements of licensee without unreasonable draft on the source. Licensee may be required to implement a water conservation plan, features of which may include but not necessarily be limited to: (1) reusing or reclaiming the water allocated; (2) using water reclaimed by another entity instead of all or part of the water allocated; (3) restricting diversions so as to eliminate agricultural tailwater or to reduce return flow; (4) suppressing evaporation losses from water surfaces; (5) controlling phreatophytic growth; and (6) installing, maintaining, and operating efficient water measuring devices to assure compliance with the quantity limitations of this license and to determine accurately water use as against reasonable water requirement for the authorized project. No action will be taken pursuant to this paragraph unless the State Water Board determines, after notice to affected parties and opportunity for hearing, that such specific requirements are physically and financially feasible and are appropriate to the particular situation.

The continuing authority of the State Water Board also may be exercised by imposing further limitations on the diversion and use of water by the licensee in order to protect public trust uses. No action will be taken pursuant to this paragraph unless the State Water Board determines, after notice to affected parties and opportunity for hearing, that such action is consistent with California Constitution article X, section 2; is consistent with the public interest and is necessary to preserve or restore the uses protected by the public trust.

The quantity of water diverted under this license is subject to modification by the State Water Board if, after notice to the licensee and an opportunity for hearing, the State Water Board finds that such modification is necessary to meet water quality objectives in water quality control plans which have been or hereafter may be established or modified pursuant to division 7 of the Water Code. No action will be taken pursuant to this paragraph unless the State Water Board finds that: (1) adequate waste discharge requirements have been prescribed and are in effect with respect to all waste discharges which have any substantial effect upon water quality in the area involved, and (2) the water quality objectives cannot be achieved solely through the control of waste discharges.

This license does not authorize any act which results in the taking of a threatened or endangered species or any act which is now prohibited, or becomes prohibited in the future, under either the California Endangered Species Act (Fish and Game Code sections 2050 to 2089) or the federal Endangered Species Act (16 U.S.C.A. sections 1531 to 1544). If a "take" will result from any act authorized under this water right, the licensee shall obtain authorization for an incidental take prior to construction or operation of the project. Licensee shall be responsible for meeting all requirements of the applicable Endangered Species Act for the project authorized under this license.

If construction or rehabilitation work is required for the diversion works covered by this license within the bed, channel, or bank of the affected water body, the licensee shall enter into a streambed or lake alteration agreement with the State Department of Fish and Game. Licensee shall submit a copy of the agreement, or waiver thereof, to the Division of Water Rights prior to commencement of work. Compliance with the terms and conditions of the agreement is the responsibility of the licensee.

This license is granted and the licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the State Water Board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article (of the Water Code) and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license, does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefore shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

STATE WATER RESOURCES CONTROL BOARD

ORIGINAL SIGNED BY
JAMES W. KASSEL FOR:

Barbara Evoy, Deputy Director
Division of Water Rights

Dated: JAN 30 2012



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The total amount of water diverted under Licenses 1050, 2814, 3109, 3110 and 9794 (Applications 534, 1056, 1203, 1413, and 15572) and Permit 19400 (Application 25727) shall not exceed 10,000 acre-feet during the period October 1 to April 1.

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Irrigation of a net area of 5,903.54 acres within a gross area of 51,091 acres within Townships 9N, 10N and 11N all in Ranges 3E and 4E, MDB&M, as shown on map dated April 26, 1978, filed with the State Water Board.

Domestic, Municipal and Industrial uses under Licenses 1050, 2814, 3109, 3110, and 9794 (Applications 534, 1056, 1203, 1413 and 15572) and Permit 19400 (Application 25727) are approved, provided that water is diverted only at Point of Diversion No. 3 located in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 23, T10N, R3E, MDB&M, and that water for Municipal, Industrial and Domestic uses is served only to those lands zoned for such use described as follows:

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Industrial use shall occur in the Sacramento County Regional Sanitation District Lower Northwest Interceptor facility located within SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 14, T9N, R4E, MDB&M, and SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 14, T9N, R4E, MDB&M, only by rediversion as shown on map dated March 2009 and filed with the State Water Board. No water shall be diverted into the Sacramento County Regional Sanitation District facility unless and until the licensee documents that the water diverted and used for flushing of the sanitary sewer pipeline is obtained from irrigation tailwater, groundwater return flow or other water that has previously been put to beneficial use and subsequently accumulated in the canal. The licensee shall include documentation showing compliance with this requirement with the triennial Report of Licensee and shall separately report the quantities rediverted for this purpose.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein specified and to the lands or place of use herein described.

Reports shall be filed promptly by the licensee on the appropriate forms which will be provided for the purpose from time to time by the State Water Board.

Licensee shall allow representatives of the State Water Board and other parties, as may be authorized from time to time by the State Water Board, reasonable access to project works to determine compliance with the terms of this license.

Pursuant to Water Code sections 100 and 275 and the common law public trust doctrine, all rights and privileges under this license, including method of diversion, method of use, and quantity of water diverted, are subject to the continuing authority of the State Water Board in accordance with law and in the interest of the public welfare to protect public trust uses and to prevent waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of said water.

The continuing authority of the State Water Board may be exercised by imposing specific requirements over and above those contained in this license with a view to eliminating waste of water and to meeting the reasonable water requirements of licensee without unreasonable draft on the source. Licensee may be required to implement a water conservation plan, features of which may include but not necessarily be limited to: (1) reusing or reclaiming the water allocated; (2) using water reclaimed by another entity instead of all or part of the water allocated; (3) restricting diversions so as to eliminate agricultural tailwater or to reduce return flow; (4) suppressing evaporation losses from water surfaces; (5) controlling phreatophytic growth; and (6) installing, maintaining, and operating efficient water measuring devices to assure compliance with the quantity limitations of this license and to determine accurately water use as against reasonable water requirement for the authorized project. No action will be taken pursuant to this paragraph unless the State Water Board determines, after notice to affected parties and opportunity for hearing, that such specific requirements are physically and financially feasible and are appropriate to the particular situation.

The continuing authority of the State Water Board also may be exercised by imposing further limitations on the diversion and use of water by the licensee in order to protect public trust uses. No action will be taken pursuant to this paragraph unless the State Water Board determines, after notice to affected parties and opportunity for hearing, that such action is consistent with California Constitution article X, section 2; is consistent with the public interest and is necessary to preserve or restore the uses protected by the public trust.

The quantity of water diverted under this license is subject to modification by the State Water Board if, after notice to the licensee and an opportunity for hearing, the State Water Board finds that such modification is necessary to meet water quality objectives in water quality control plans which have been or hereafter may be established or modified pursuant to division 7 of the Water Code. No action will be taken pursuant to this paragraph unless the State Water Board finds that: (1) adequate waste discharge requirements have been prescribed and are in effect with respect to all waste discharges which have any substantial effect upon water quality in the area involved, and (2) the water quality objectives cannot be achieved solely through the control of waste discharges.

This license does not authorize any act which results in the taking of a threatened or endangered species or any act which is now prohibited, or becomes prohibited in the future, under either the California Endangered Species Act (Fish and Game Code sections 2050 to 2089) or the federal Endangered Species Act (16 U.S.C.A. sections 1531 to 1544). If a "take" will result from any act authorized under this water right, the licensee shall obtain authorization for an incidental take prior to construction or operation of the project. Licensee shall be responsible for meeting all requirements of the applicable Endangered Species Act for the project authorized under this license.

If construction or rehabilitation work is required for the diversion works covered by this license within the bed, channel, or bank of the affected water body, the licensee shall enter into a streambed or lake alteration agreement with the State Department of Fish and Game. Licensee shall submit a copy of the agreement, or waiver thereof, to the Division of Water Rights prior to commencement of work. Compliance with the terms and conditions of the agreement is the responsibility of the licensee.

This license is granted and the licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the State Water Board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article (of the Water Code) and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license, does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefore shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

STATE WATER RESOURCES CONTROL BOARD

for James W. Kassel
Victoria A. Whitney, Chief
Division of Water Rights

Dated: **APR 07 2009**

STATE OF CALIFORNIA
CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY
STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

In the Matter of License 1050 (Application 534)

**Natomas Central Mutual Water Company
and Siddiqui Family Partnership**

**ORDER APPROVING CHANGES IN PLACE OF USE,
PURPOSE OF USE, ADDING A POINT OF REDIVERSION,
AND ISSUING AMENDED LICENSE**

SOURCE: Sacramento River and Natomas Cross Canal

COUNTY: Sacramento and Sutter

WHEREAS:

1. License 1050 was originally issued to Elkhorn Mutual Water Company and Fred W. Kiesel pursuant to permitted Application 534 on May 28, 1931, and was recorded with the Sacramento County Recorder on June 2, 1931. Recording of this license, and subsequent orders issued thereto, is prescribed by Water Code section 1650.
2. The Division of Water Rights (Division) record of ownership for License 1050 shows the current holders of the license as Natomas Central Mutual Water Company and Siddiqui Family Partnership.
3. An order allowing correction of the place of use was issued on June 17, 1931, and was recorded with the Sacramento County Recorder on July 17, 1931.
4. An order allowing change in the point of diversion was issued on March 7, 1940, and was recorded with the Sacramento County Recorder on March 13, 1940.
5. An order allowing change in point of diversion and rediversion was issued on June 30, 1964, and was recorded with the Sutter County Recorder on August 19, 1964.
6. An order allowing change in points of diversion and place of use was issued on March 4, 1966, and was recorded with the Sacramento County Recorder on March 7, 1966, and with the Sutter County Recorder on March 4, 1966.
7. An order allowing change in the place of use was issued on June 27, 1979, and was recorded with the Sacramento County Recorder on July 13, 1979.
8. An order allowing change in purpose of use was issued on July 12, 1990, and was recorded with the Sacramento County Recorder on July 26, 1990.

9. Conditions contained in the previous orders shall be incorporated into Amended License 1050.
10. A petition to change License 1050 was filed with the State Water Resources Control Board (State Water Board or Board) on August 17, 2007. Licensees propose to provide 23.2 cubic feet per second (cfs), with an annual limit of 644 acre-feet (af), to Sacramento Regional County Sanitation District's Lower Northwest Interceptor project (LNWI). The project is a sanitary sewer pipeline that delivers wastewater from West Sacramento and the Natomas area to the Sacramento Regional Wastewater Treatment Plant in Elk Grove. The license currently authorizes industrial use, but only at one location. Licensees petitioned to add industrial use at the LNWI place of use.
11. Public notice of the August 17, 2007 change petition was issued on November 9, 2007, and no protests were received.
12. The State Water Board has considered the environmental documents that Sacramento County adopted in compliance with the California Environmental Quality Act for the Licensees' petition for change. On July 23, 2003, Sacramento County filed a Notice of Determination (NOD) for completion of an Environmental Impact Report (EIR) for construction and operation of the LNWI. In the EIR, Sacramento County identified unavoidable impacts and adopted a statement of overriding consideration. However, none of the unavoidable impacts for which overriding considerations were adopted are impacts associated with the State Water Board's approval of the change of place of use and purpose of use as a Responsible Agency.

On August 18, 2008, Sacramento County completed an Addendum to the EIR that addressed potential environmental impacts associated with the use of water from Licensees to flush the LNWI. No new unavoidable impacts and no new mitigation measures were identified in the Addendum. There is no evidence in the record of any adverse environmental impacts associated with the State Water Board's approval of Licensees' change petition. The State Water Board finds that changes in the project have been required by the Lead Agency that avoid or substantially lessen the majority of the project's significant effects.
13. The Division reviewed the EIR and Addendum to the EIR and issued an NOD on October 2, 2008.
14. In a petition dated March 17, 2009, Licensees requested to add a point of redirection on Reclamation District 1000 Eastern Drainage Canal. The 2007 petition project description and accompanying map are the same as the information shown on the 2009 petition, but the Petitioners omitted the request to add the point of redirection in the original petition. Consequently, a notice was not circulated for the 2009 petition.
15. It is unreasonable to divert additional water from the stream system to flush a sanitary sewer line when irrigation tailwater, groundwater return flows and other sources of supply are available. The approval shall be conditioned on use of alternate supplies.
16. The State Water Board has determined that the license shall be amended to include the following terms:

The total amount of water redirected from the Eastern Drainage Canal to the Sacramento County Regional Sanitation District facility pursuant to this license shall not exceed 23.2 cubic feet per second, with an annual limit of 644 acre-feet. The Eastern Drainage Canal is the only authorized point of redirection for this use of water.

No water shall be diverted into the Sacramento County Regional Sanitation facility unless and until Licensees document that the water diverted and used for flushing of the sanitary sewer pipeline is obtained from irrigation tailwater, groundwater return flow or other water that has

previously been put to beneficial use and subsequently accumulated in the canal. The Licensees shall include documentation showing compliance with this requirement with the Triennial Report of Licensee and shall separately report the quantities rediverted for this purpose.

17. The State Water Board will add the following point of rediversion on the Reclamation District 1000 Eastern Drainage Canal to the license:

By California Coordinate System of 1983, Zone 2, North 1,991,388 feet and East 6,701,359 feet, being within SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 14, T9N, R4E, MDB&M

18. The State Water Board will add the following location to the authorized place of use of the license:

Industrial use shall occur in the Sacramento County Regional Sanitation District Lower Northwest Interceptor located within:

SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 14, T9N, R4E, MDB&M
SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 14, T9N, R4E, MDB&M

19. The State Water Board standard license terms pertaining to continuing authority, water quality objectives, protection of endangered species, and the need for State Department of Fish and Game stream alteration agreement shall be updated or added to the amended license.
20. The State Water Board has determined the amended license does not constitute an initiation of a new right, and does not injure prior rights or the public trust resources of the State.

THEREFORE, IT IS ORDERED:

The attached Amended License 1050 is issued, superseding former License 1050 issued on May 28, 1931. The priority of Amended License 1050 is December 3, 1916.

STATE WATER RESOURCES CONTROL BOARD

James W. Kassel
for *Victoria A. Whitney*
Deputy Director for Water Rights

Dated: **APR 07 2009**

Attachment

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

ORDER

APPLICATION 534 PERMIT 247 LICENSE 1050

ORDER ALLOWING CHANGE IN PURPOSE OF USE
AND AMEND THE LICENSE

WHEREAS:

1. License 1050 was issued to Elkhorn Mutual Water Company and Fred W. Kiesel and was filed with the County Recorder of Sacramento County on June 2, 1931.
2. An order allowing correction of the place of use was granted on June 17, 1931 and has been recorded with the County Recorder of Sacramento County on July 17, 1931.
3. License 1050 was subsequently assigned to Natomas Central Mutual Water Company and University of California.
4. An order allowing change in the point of diversion was granted on March 7, 1940 and has been recorded with the County Recorder of Sacramento County on March 13, 1940.
5. An order allowing change in point of diversion and redirection was granted on June 30, 1964 and has been recorded with the County Recorder of Sutter County on August 19, 1964 in Volume 656, Page 38.
6. An order allowing change in points of diversion and place of use was granted on March 4, 1966 and has been recorded with the County Recorder of Sacramento County on March 7, 1966, Document No. 18738, and with the County Recorder of Sutter County on March 4, 1966 in Volume 689, Page 404.
7. An order allowing change in the place of use was granted on June 27, 1979 and has been recorded with the County Recorder of Sacramento County on June 13, 1979, document No. 11676.
8. A petition requesting change in the purpose of use has been filed with the State Water Resources Control Board and said Board has determined that good cause for such change has been shown.
9. The Board has determined that the petitioned change does not constitute the initiation of a new right nor operate to the injury of any other lawful user of water.
10. As mitigation for the California Department of Fish and Game protest of the proposed changes, additional conditions are being added to the license limiting the place of use and the amount of water to be used for Municipal, Industrial and Domestic purposes.
11. The license condition pertaining to the Board's continuing authority will be revised to conform with Section 780(a), Title 23 of the California Code of Regulations.

NOW, THEREFORE, IT IS ORDERED THAT:

1. The purposes of use under this license shall be as follows:

Irrigation, Municipal, Industrial and Domestic

2. The following conditions related to the change in the purpose of use, are added to this license pursuant to resolution of the California Department of Fish and Game protest.

Municipal, Industrial and Domestic uses under Licenses 1050, 2814, 3109, 3110 and 9794 (Applications 534, 1056, 1203, 1413 and 15572) and Permit 19400 (Application 25727) are approved provided that water is diverted only at Point of Diversion No. 3 located in the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 23, T10N, R3E, MDB&M, and that water for Municipal, Industrial and Domestic uses is served only to those lands zoned for such use described as follows:

Lands located within the Sacramento Metropolitan Airport and the Sacramento Airport Special Planning Area located within Sections 24, 25 and 36, T10N, R3E, and Sections 19, 20, 29, 30, 31 and 32, T10N, R4E, shown on a Map revised March 9, 1990 and filed herewith. (0360300)

The total amount of water diverted under Licenses 1050, 2814, 3109, 3110 and 9794 and Permit 19400 shall not exceed 10,000 acre-feet during the period October 1 to April 1.

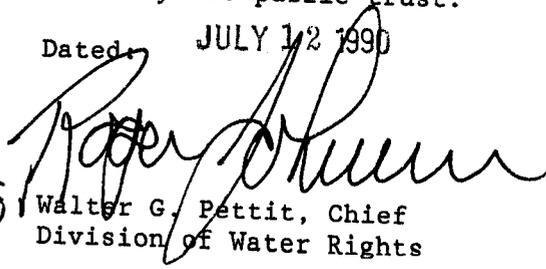
3. The condition pertaining to the Board's continuing authority is amend to read:

Pursuant to California Water Code Sections 100 and 275, and the common law public trust doctrine, all rights and privileges under this license, including method of diversion, method of use, and quantity of water diverted, are subject to the continuing authority of the State Water Resources Control Board in accordance with law and in the interest of the public welfare to protect public trust uses and to prevent waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of said water.

The continuing authority of the Board may be exercised by imposing specific requirements over and above those contained in this license with a view to eliminating waste of water and to meeting the reasonable water requirements of licensee without unreasonable draft on the source. Licensee may be required to implement a water conservation plan, features of which may include but not necessarily be limited to: (1) reusing or reclaiming the water allocated; (2) using water reclaimed by another entity instead of all or part of the water allocated; (3) restricting diversions so as to eliminate agricultural tailwater or to reduce return flow; (4) suppressing evaporation losses from water surfaces; (5) controlling phreatophytic growth; and (6) installing, maintaining, and operating efficient water measuring devices to assure compliance with the quantity limitations of this license and to determine accurately water use as against reasonable water requirements for the authorized project. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such specific requirements are physically and financially feasible and are appropriate to the particular situation.

The continuing authority of the Board also may be exercised by imposing further limitations on the diversion and use of water by the licensee in order to protect public trust uses. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such action is consistent with California Constitution Article X, Section 2; is consistent with the public interest and is necessary to preserve or restore the uses protected by the public trust. (0000012)

Dated, JULY 12 1990

70 
Walter G. Pettit, Chief
Division of Water Rights

STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

ORDER

APPLICATION 534

PERMIT 247

LICENSE 1050

ORDER ALLOWING CHANGE IN PLACE OF USE

WHEREAS:

1. License 1050 was issued to Elkhorn Mutual Water Company and Fred W. Kiesel and was filed with the County Recorder of Sacramento County on June 2, 1931.
2. License 1050 was subsequently assigned to Natomas Central Mutual Water Company and Regents of the University of California.
3. An order allowing change in point of diversion and change in place of use was granted on March 4, 1966, and was recorded with the County Recorder of Sacramento County on March 4, 1966, in book 689, page 405.
4. A petition for change in place of use has been filed with the State Water Resources Control Board and said Board has determined that good cause for such change has been shown.
5. The Board has determined that such change in place of use does not constitute the initiation of a new right nor operate to the injury of any other water user involved.

NOW, THEREFORE, IT IS ORDERED THAT:

1. Permission is hereby granted to change the place of use to a place of use described as follows:

5903.54 NET ACRES WITHIN A GROSS AREA OF 51,091 ACRES WITHIN TOWNSHIPS 9N, 10N AND 11N ALL IN RANGES 3E AND 4E, MDB&M AS SHOWN ON MAP FILED WITH THE STATE WATER RESOURCES CONTROL BOARD.

Dated: JUNE 27 1979

Michael A. Campos
Michael A. Campos, Chief
Division of Water Rights

STATE WATER RIGHTS BOARD

ORDER

APPLICATION 534PERMIT 247LICENSE 1050ORDER ALLOWING CHANGE IN POINTS OF DIVERSION
AND CHANGE IN PLACE OF USE

WHEREAS License 1050 was issued to Elkhorn Mutual Water Company and Fred W. Kissel and was filed with the County Recorder of Sacramento County on June 2, 1931, and

WHEREAS said license was subsequently assigned to Natomas Central Mutual Water Company and Beatrice Clayton Robbins, and

WHEREAS the State Water Rights Board has found that the change in points of diversion and change in place of use under said license for which petitions were submitted on July 27, 1965, will not operate to the injury of any other legal user of and

WHEREAS the Board has approved and allowed said changes and has directed that an order be issued to describe said points of diversion and place of use in accordance with said petitions;

NOW THEREFORE IT IS ORDERED that permission be and the same is hereby granted to change the points of diversion under said License 1050 to points of diversion described as follows, to wit:

SACRAMENTO RIVER

POINT 1.

NORTH NINE HUNDRED (900) FEET AND WEST ONE THOUSAND SEVEN HUNDRED (1700) FEET FROM SE CORNER OF PROJECTED SECTION 23, T11N, R3E, MDB&M, BEING WITHIN SW $\frac{1}{4}$ OF SE $\frac{1}{4}$ OF SAID SECTION 23.

POINT 2.

NORTH SEVENTY-FOUR DEGREES FIFTY-EIGHT MINUTES WEST (N74°58'W) TWO THOUSAND SIX HUNDRED (2600) FEET FROM SE CORNER OF SECTION 12, T10N, R3E, MDB&M, BEING WITHIN SW $\frac{1}{4}$ OF SE $\frac{1}{4}$ OF SAID SECTION 12.

STATE WATER RIGHTS BOARD

ORDER

APPLICATION 534PERMIT 247LICENSE 1050

POINT 3.

NORTH TWO THOUSAND ONE HUNDRED TWENTY-FIVE (2125) FEET AND WEST ONE THOUSAND THREE HUNDRED TWENTY-FIVE (1325) FEET FROM SE CORNER OF PROJECTED SECTION 23, T10N, R3E, MDB&M, BEING WITHIN LOT 185 OF NATOMAS ELKHORN SUBDIVISION AND WITHIN NE $\frac{1}{4}$ OF SE $\frac{1}{4}$ OF SAID SECTION 23.

POINT 6.

SOUTH TWO THOUSAND FIVE HUNDRED TWENTY-FIVE (2525) FEET AND WEST ONE THOUSAND ONE HUNDRED FIFTY (1150) FEET FROM NE CORNER OF PROJECTED SECTION 17, T9N, R4E, MDB&M, BEING WITHIN SE $\frac{1}{4}$ OF NE $\frac{1}{4}$ OF SAID SECTION 17.

CROSS CANAL

POINT A.

SOUTH TWO HUNDRED (200) FEET AND WEST TWO THOUSAND EIGHT HUNDRED (2800) FEET FROM NE CORNER OF PROJECTED SECTION 24, T11N, R3E, MDB&M, BEING WITHIN NE $\frac{1}{4}$ OF NW $\frac{1}{4}$ OF SAID SECTION 24.

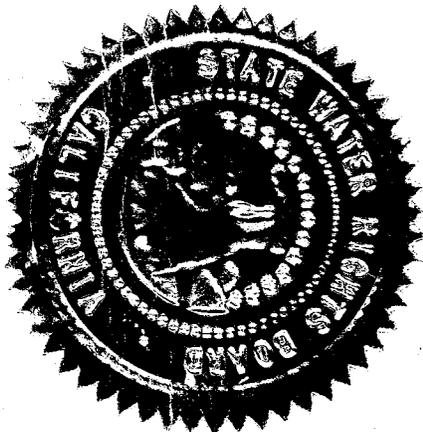
POINT B.

SOUTH ONE THOUSAND NINE HUNDRED FIFTY (1950) FEET AND WEST THREE THOUSAND ONE HUNDRED (3100) FEET FROM NE CORNER OF PROJECTED SECTION 18, T11N, R4E, MDB&M, BEING WITHIN SE $\frac{1}{4}$ OF NW $\frac{1}{4}$ OF SAID SECTION 18.

IT IS FURTHER ORDERED that permission be and the same is hereby granted to change the place of use under said License 1050 to place of use described as follows as follows, to wit:

IRRIGATION OF A NET AREA OF 5903.54 ACRES WITHIN A GROSS AREA OF 37,778.05 ACRES WITHIN T9, 10 AND 11N, R3 AND 4E, MDB&M, AS SHOWN ON MAP FILED WITH STATE WATER RIGHTS BOARD.

WITNESS my hand and the seal of the State Water Rights Board of the State of California this 4th day of March, 1936



L. K. Hill
L. K. Hill
Executive Officer

CHANGE ORDER NO. 79

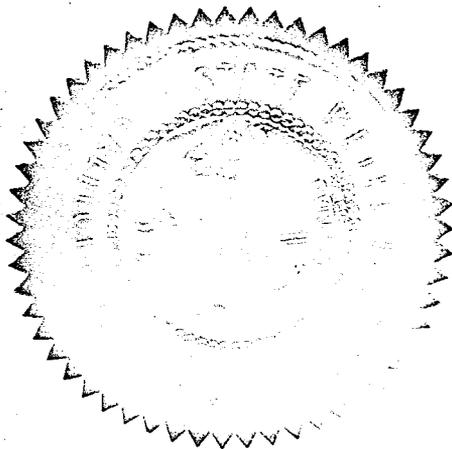
IT IS HEREBY ORDERED that permission be, and it is, granted:

1. To change the points of diversion under License 1050 (Application 534) to include Diversion Point 1 from the Sacramento River within SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 23, T11N, R3E, MDB&M.
2. To change the points of diversion and rediversion under License 1050 (Application 534) to include Diversion Point A from the Cross Canal within NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 24, T11N, R3E, MDB&M, and Diversion Point B from the Cross Canal within SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 18, T11N, R4E, MDB&M.
3. To change the points of diversion under License 3109 (Application 1203), License 3110 (Application 1413) and Application 15572 to include Diversion Point 3 from the Sacramento River within Lot 185 of Natomas Elkhorn subdivision, being within fractional Section 23, T10N, R3E, MDB&M.
4. To change the place of use under License 1050 (Application 534) to a net area of 5,803.54 acres in a gross area of 28,965.81 acres.

5. To change the place of use under Licenses 3109 and 3110 (Applications 1203 and 1423) to a net area of 11,298.00 acres within a gross area of 28,732.35 acres.

6. To change the place of use under Application 15572 to a net area of 27,511.44 acres within a gross area of 28,732.35 acres.

Adopted as the decision and order of the State Water Rights Board at a meeting duly called and held at Sacramento, California, this 30th day of June, 1964.



Kent Silvertorne
Kent Silvertorne, Chairman

Ralph J. McGill
Ralph J. McGill, Member

W. K. Alexander
W. K. Alexander, Member



STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES

ORDER

APPLICATION 534

PERMIT 247

LICENSE 1050

ORDER ALLOWING CHANGE IN POINTS OF DIVERSION

Licensee having established to the satisfaction of the Division of Water Resources that the change in points of diversion under Application 534, Permit 247, License 1050 for which petition was submitted on December 13, 1939, will not operate to the injury of any other legal user of water, the Division of Water Resources so finds, and

IT IS ORDERED that permission be and the same is hereby granted to change the points of diversion under said Application 534, Permit 247, License 1050 to points of diversion described as follows to-wit:

- (1) NORTH 74° 58' WEST 2600 FEET FROM THE SOUTHEAST CORNER OF SECTION 12, T 10 N, R 3 E, M.D.B.&M., BEING WITHIN SW $\frac{1}{4}$ OF SE $\frac{1}{4}$ OF SAID SECTION 12.
- (2) AT A POINT ON THE EASTERLY BANK OF SACRAMENTO RIVER LOCATED ABOUT TWO MILES DOWNSTREAM FROM POINT NO. (1) AND BEING WITHIN LOT 185 OF NATOMAS ELKHORN SUBDIVISION IN FRACTIONAL SECTION 23, T 10 N, R 3 E, M.D.B.&M.
- (3) NORTH 1145 FEET AND WEST 3150 FEET FROM THE SOUTHEAST CORNER OF SECTION 1, T 9 N, R 3 E, M.D.B.&M., BEING WITHIN THE SE $\frac{1}{4}$ OF SW $\frac{1}{4}$ OF SAID SECTION 1.

WITNESS my hand and the seal of the Department of Public Works of the State of California this seventh day of March, 1940.

EDWARD HYATT, State Engineer

BY Harold Conkling
Deputy

WEC:MP





STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES

ORDER

APPLICATION 534

PERMIT 247

LICENSE 1050

ORDER ALLOWING CORRECTION OF DESCRIPTION OF PLACE OF USE

WHEREAS on June 6, 1931 a petition was received from Elkhorn Mutual Water Company requesting permission to correct the description of the place of use under Application 534, Permit 247, License 1050, in respect to the lands of Elkhorn Mutual Water Company only, and

WHEREAS petitioner has established to the satisfaction of the Division of Water Resources that said correction of description will not operate to the injury of any other legal user of water, and the Division of Water Resources so finds,

NOW THEREFORE IT IS HEREBY ORDERED that permission be and the same is hereby granted to change the description of the place of use in respect to the lands of Elkhorn Mutual Water Company under said Application 534, Permit 247, License 1050.

FROM: 5,670.08 acres within Section 1, T. 9 N., R. 3 E.; Sections 23, 24, 25, 26, 35 and 36, T. 10 N., R. 3 E.; Sections 5 and 6, T. 9 N., R. 4 E.; Sections 19, 20, 29, 30, 31 and 32, T. 10 N., R. 4 E., M.D.B. & M.

TO: 5,670.08 acres within Lots 1 to 13, both numbers inclusive; Lots 24 to 164, both numbers inclusive; Lots 185 and 186; and Lots 188 to 193, both numbers inclusive, as the said lots are delineated and so designated on that certain map entitled "Natomas Elkhorn Subdivision," filed in the office of the County Recorder of the County of Sacramento, State of California, on the 26th day of February, 1918, in Book 15 of Maps, number 42; being within Section 1, T. 9 N., R. 3 E.; Sections 23, 24, 25, 26, 35 and 36, T. 10 N., R. 3 E.; Sections 5 and 6, T. 9 N., R. 4 E.; and Sections 19, 20, 29, 30, 31 and 32, T. 10 N., R. 4 E., M.D.B. & M., as shown on a map received December 13, 1916 and filed in the office of the Division of Water Resources.

WITNESS my hand and the seal of the Department of Public Works of the State of California this 15th day of June, 1931.

EDWARD HYATT, State Engineer

By Harold Conkling
Deputy





STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES

License for Diversion and Use of Water

LICENSE 1050

PERMIT 247

APPLICATION 534

THIS IS TO CERTIFY, That **Elkhorn Mutual Water Company, and Fred W. Kiesel, of Sacramento, California** ~~ASSIGNMENT MADE~~ *have* made proof to the satisfaction of the Division of Water Resources of California of a right to the use of the waters of **Sacramento River in Sacramento County**

tributary of **Suisun Bay**

for the purpose of **irrigation use**

under Permit **247** of the Division of Water Resources and that said right to the use of said waters has been perfected in accordance with the laws of California, the rules and regulations of the Division of Water Resources and the terms of the said permit; that the priority of the right herein confirmed dates from **December 3, 1916;**

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to the amount actually beneficially used for said purposes and shall not exceed **(ELKHORN MUTUAL WATER COMPANY) thirty-nine and thirty-two hundredths (39.32) cubic feet per second, and (FRED W. KIESEL) two and eighty-six hundredths (2.86) cubic feet per second, total forty-two and eighteen hundredths (42.18) cubic feet per second, to be diverted from about April first to about October first of each season. In case of rotation the equivalent of such continuous flow allowance for any thirty day period may be diverted in a shorter time if there be no interference with other vested rights.**

6/10/31
The point of diversion of such water ~~is~~ ^{are} located (1) **(ELKHORN MUTUAL WATER COMPANY) At a point on the easterly bank of the Sacramento River located about two miles downstream from a point located North seventy-four degrees fifty-eight minutes West (N. 74° 58' W.) twenty-six hundred (2600) feet from the southeast corner of Section 12, T 10 N, R 3 E, M.D.B. & M., being within Lot 185 of Natomas Elkhorn Subdivision located within fractional Section 23, T 10 N, R 3 E, M.D.B. & M.**

(2) **(FRED W. KIESEL) North one thousand one hundred forty-five (1145) feet and West three thousand one hundred fifty (3,150) feet from the southeast corner of Section 1, T 9 N, R 3 E, M.D.B. & M., being within the SE¹ of SW¹ of said Section 1.**

A description of the lands or the place where such water is put to beneficial use is as follows:

(ELKHORN MUTUAL WATER COMPANY)

5670.08 acres within Section 1, T 9 N, R 3 E; Sections 23, 24, 25, 26, 35 and 36, T 10 N, R 3 E; Sections 5 and 6, T 9 N, R 4 E; Sections 19, 20, 29, 30, 31 and 32, T 10 N, R 4 E, M.D.B. & M.;

(FRED W. KIESEL)

Amended by order of 3/7/40
73.46 acres within the NE¹ of Section 1, T 9 N, R 3 E, and 160.00 " " " SE¹ of Section 36, T 10 N, R 3 E, M.D.B. & M. 5903.54 acres, total, as shown on map entitled "Map of Natomas Elkhorn Subdivision in Sacramento County, California, November, 1916. Exhibit A", and filed in the office of the Division of Water Resources.

The right to the diversion and use of the water aforesaid hereby confirmed is restricted to the point of diversion herein specified and to the lands or place of use herein described.

This license is granted and said appropriator takes all rights herein mentioned subject to the terms and conditions set forth in Section 20 of Chapter 586, Statutes 1913, which is as follows:

Sec. 20. All permits and licenses for the appropriation of water shall be under the terms and conditions of this act, and shall be effective for such time as the water actually appropriated under such permits and licenses shall actually be used for the useful and beneficial purpose for which said water was appropriated, but no longer; and every such permit or license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this section and likewise the statement that any appropriator of water, to whom said permit or license may be issued, shall take the same subject to such conditions as therein expressed; provided, that if, at any time after the expiration of twenty years after the granting of a license, the state, or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the state shall have the right to purchase the works and property occupied and used under said license and the works built or constructed for the enjoyment of the rights granted under said license; and in the event that the said state, city, city and county, municipal water district, irrigation district, lighting district or political subdivision of the state so desiring to purchase and the said owner of said works and property can not agree upon said purchase price, said price shall be determined in such manner as is now or may hereafter be determined in eminent domain proceedings. If it shall appear to the state water commission at any time after a permit or license is issued as in this act provided that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee, has not put the water granted under said permit or license to the useful or beneficial purpose for which the permit or license was granted, or that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee, has failed to observe any of the terms and conditions in the permit or license as issued, then and in that case the said commission, after due notice to the permittee, licensee, or the heirs, successors or assigns of such permittee or licensee, and a hearing thereon, may revoke said permit or license, and declare the water to be unappropriated and open to further appropriation in accordance with the terms of this act. And the findings and declaration of said commission shall be deemed to be prima facie correct until modified or set aside by a court of competent jurisdiction; provided, that any action brought so to modify or set aside such finding or declaration must be commenced within thirty days after the service of notice of said revocation on said permittee or licensee, his heirs, successors or assigns. And every licensee or permittee under the provisions of this act if he accepts such permit or license shall accept the same under the conditions precedent that no value whatsoever in excess of the actual amount paid to the state therefor shall at any time be assigned to or claimed for any permit or license granted or issued under the provisions of this act, or for any rights granted or acquired under the provisions of this act, in respect to the regulations by any competent public authority of the services or the price of the services to be rendered by any permittee or licensee, his heirs, successors or assigns or by the holder of any rights granted or acquired under the provisions of this act, or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the state or any city, city and county, municipal water district, irrigation district, lighting district or any political subdivision of the state, of the rights and property of any permittee or licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this act. The application for a permit by municipalities for the use of water for said municipalities or the inhabitants thereof for domestic purposes shall be considered first in right, irrespective of whether they are first in time; provided, however, that such application for a permit or the granting thereafter of permission to any municipality to appropriate waters, shall not authorize the appropriation of any water for other than municipal purposes; and providing, further, that where permission to appropriate is granted by the state water commission to any municipality for any quantity of water in excess of the existing municipal needs therefor, that pending the application of the entire appropriation permitted, the state water commission shall have the power to issue permits for the temporary appropriation of the excess of such permitted appropriation over and above the quantity being applied from time to time by such municipality; and providing, further, that in lieu of the granting of such temporary permits for appropriation, the state water commission may authorize such municipality to become as to such surplus a public utility, subject to the jurisdiction and control of the railroad commission of the State of California for such period or periods from and after the date of the issuance of such permission to appropriate, as may be allowed for the application to municipal uses of the entire appropriation permitted; and provided, further, that when such municipality shall desire to use the additional waters granted in its said application it may do so upon making just compensation for the facilities for taking, conveying and storing such additional water rendered valueless for said purposes, to the person, firm or corporation which constructed said facilities for the temporary use of said excess waters, and which compensation, if not agreed upon between the municipality and said person, firm or corporation, may be determined in the manner provided by law for determining the value of property taken by and through eminent domain proceedings.



Witness my hand and the seal of the Department of Public Works of the State of California, this 28 day of May, 1931

EDWARD HYATT
State Engineer

By Harold Conkling
Deputy

11/9/40 RECEIVED NOTICE OF ASSIGNMENT TO Int of Fred Kiesel
to Floyd M. Robbins
11-24-61 - Name chge from Elkhorn Mutual Water Co. to Natomas Central Mutual Water Co.
10-19-55 (Presented etc) Name change from Floyd M. Robbins to Estate of Floyd M. Robbins
10-6-64 Int. of Est of Floyd M. Robbins trf. to Beatrice Clayton Robbins
2-17-71 RECEIVED NOTICE OF ASSIGNMENT TO Int of Beatrice Clayton Robbins assigned to University of California
12/5/96 assigned to Javed T. Siddiqui, Amna J. Siddiqui, Riay T. Siddiqui, Khalid T. Siddiqui, Nasreen T. Siddiqui + Farhad T. Siddiqui L-1050 (\$34)

LICENSE 1050

STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS

DIVISION OF WATER RESOURCES

LICENSE
TO APPROPRIATE WATER

ISSUED TO Elkhorn Mutual Water Co & Fred W. Kiesel

DATED May 28, 1931