

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

ORDER

APPLICATION 10282

PERMIT 8330

LICENSE 5544

ORDER ALLOWING CHANGE IN POINT OF DIVERSION, POINTS OF REDIVERSION,
PLACES OF USE AND CHARACTER OF USE

WHEREAS, License 5544 was issued to Pacific Gas and Electric Company and was filed with the County Recorders of Yuba and Nevada Counties on March 25, 1959, in File No. 1450, of the official records of Nevada County and on March 25, 1959, of the official records of Yuba County, and

WHEREAS, said license was subsequently assigned to Yuba County Water Agency, and

WHEREAS, the State Water Resources Control Board has found that the requested changes under said license for which petitions were submitted on September 30, 1971, will not operate to the injury of any other legal user of water, 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 rediversion, places of use and character of use in accordance with said petitions;

NOW, THEREFORE, IT IS ORDERED that permission is hereby granted to:

(1) change the point of diversion under said License 5544 to be described as follows:

NEW BULLARDS BAR DAM, SOUTH 54°30' EAST 2,350 FEET FROM NW CORNER OF SECTION 25, T18N, R7E, MDB&M, BEING WITHIN SE $\frac{1}{4}$ OF NW $\frac{1}{4}$ OF SAID SECTION 25.

(2) change the point of redirection under said License 5544 to be described as follows:

ENGLEBRIGHT DAM, NORTH 67°00' EAST 2,570 FEET FROM SW CORNER OF SECTION 14, T16N, R6E, MDB&M, BEING WITHIN SE $\frac{1}{4}$ OF SW $\frac{1}{4}$ OF SAID SECTION 14.

(3) change the place of use under said License 5544 to be described as follows:

(a) NEW COLGATE POWERHOUSE WITHIN NW $\frac{1}{4}$ OF SE $\frac{1}{4}$ OF SECTION 16, T17N, R7E, MDB&M

WATER IS RELEASED INTO THE YUBA RIVER WITHIN NW $\frac{1}{4}$ OF SE $\frac{1}{4}$ OF SAID SECTION 16.

(b) NEW NARROWS POWERHOUSE WITHIN NE $\frac{1}{4}$ OF NW $\frac{1}{4}$ OF SECTION 23, T16N, R6E, MDB&M

WATER IS RELEASED INTO THE YUBA RIVER WITHIN NE $\frac{1}{4}$ OF NW $\frac{1}{4}$ OF SAID SECTION 23.

(4) change the character of use under said License 5544 to:

POWER, FISH MITIGATION AND FISH ENHANCEMENT.

Dated: **MAY 11 1973**

K. L. Woodward
K. L. Woodward, Chief
Division of Water Rights



STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

License for Diversion and Use of Water

APPLICATION 10282

PERMIT 8330

LICENSE 5544

THIS IS TO CERTIFY, That

Pacific Gas and Electric Company
245 Market Street
San Francisco, California

Notice of Change (Over)

has made proof as of July 15, 1958
(the date of inspection) to the satisfaction of the State Water Rights Board of a right to the use of the water of
North Yuba River in Yuba County
tributary to Yuba River

for the purpose of power use
under Permit 8330 of the State Water Rights Board and that said right to the use of said water has been perfected in accordance with the laws of California, the Rules and Regulations of the State Water Rights Board and the terms of the said permit; that the priority of the right herein confirmed dates from September 12, 1941 and 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 five thousand three hundred thirty-five (5335) acre-feet per annum to be collected from about October 1 of each year to about March 1 of the succeeding year.

The point of diversion of such water is located:

South fifty degrees forty-six minutes twenty-three seconds east (S50°46'23"E) one thousand four hundred fifty-seven and ninety-five hundredths (1457.95) feet from NW corner of Section 24, T18N, R7E, MDB&M, being within NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 24.

The points of rediversion of such waters are located as follows:

- (A) To Colgate Tunnel - South twenty-one degrees thirty-two minutes east (S21°32'E) two thousand six hundred forty-one and forty-seven hundredths (2641.47) feet from NW corner of Section 25, T18N, R7E, MDB&M, being within SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 25.
- (B) To Narrows Tunnel - North six degrees ten minutes forty seconds west (N6°10'40"W) one thousand four and fifty-six hundredths (1004.56) feet from S $\frac{1}{4}$ corner of Section 14, T16N, R6E, MDB&M, being within Lot 5 (SE $\frac{1}{4}$ of SW $\frac{1}{4}$) of said Section 14.

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

- (1) Bullards Bar Power Plant within SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 24, T18N, R7E, MDB&M
Water is returned to the North Yuba River within SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 24.
- (2) Colgate Power Plant within NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 16, T17N, R7E, MDB&M.
Water is released into the Yuba River within NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 16
- (3) Narrows Power Plant within Lot 5 (NE $\frac{1}{4}$ of NW $\frac{1}{4}$) of Section 23, T16N, R6E, MDB&M.
Water is released into the Yuba River within Lot 5 (NE $\frac{1}{4}$ of NW $\frac{1}{4}$) of said Section 23.

Issuance of this license shall not operate to the prejudice of any prior rights, including rights acquired by the State Department of Water Resources under Applications 5631 and 5632.

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 Rights Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.

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

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.

This license is granted and 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 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 and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

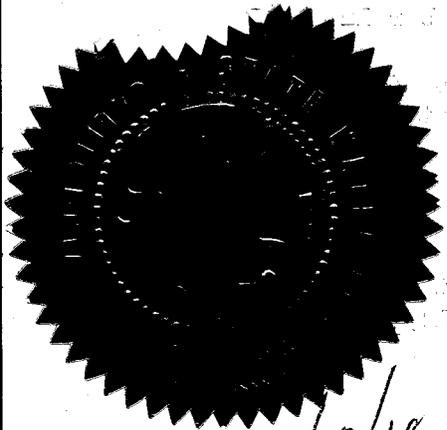
Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water 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.

Dated: MAR 24 '59

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



11/12/68 RECEIVED NOTICE OF ASSIGNMENT TO Yuba County Water Agency

LICENSE 5544

STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD

LICENSE
TO APPROPRIATE WATER

ISSUED TO Pacific Gas and Electric
Company

MAR 24 '59

DATED

72848 3-58 1M (1) SPO

2