

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

ORDER

APPLICATION 17488 PERMIT 13445 LICENSE 8990

ORDER ALLOWING CHANGES IN SOURCES,
POINTS OF DIVERSION, PLACE OF USE AND
AMENDING THE LICENSE

WHEREAS:

1. License 8990 was issued to Maine Prairie Water District and was recorded with the County Recorder of Solano County on February 25, 1969, in Book 1550, at Page 188.
2. A petition to add a source, change points of diversion and the place of use has been filed with the State Water Resources Control Board (Board) and said Board has determined that good cause for such changes has been shown.
3. By letter of April 25, 1989, licensee accepted a protest dismissal condition to be added to this license.
4. The Board has determined that the petitioned changes do not constitute the initiation of a new right nor operate to the injury of any other lawful user of water.
5. The license condition pertaining to the continuing authority of the Board should be updated to conform to Section 780(a), Title 23 of the California Code of Regulations.

NOW, THEREFORE, IT IS ORDERED THAT:

1. The condition of this license regarding source of water be amended to read:
(1) An unnamed drainage channel tributary to Haas Slough thence Cache Slough, and (2) Haas Slough in Solano County. (0000001)
2. The condition of this license regarding points of diversion be amended to read:

LOCATION OF POINTS OF DIVERSION:

(C) -- Due East 1,340 feet from $W\frac{1}{4}$ corner of Section 18, T6N, R2E, MDB&M, being within the $NE\frac{1}{4}$ of $SW\frac{1}{4}$ of said Section 18.

California Coordinate System: Zone 2, North 254,600, East 2,057,700.

(D) -- Due East 60 feet from $W\frac{1}{4}$ corner of Section 18, T6N, R2E, MDB&M, being within the $NW\frac{1}{4}$ of $SW\frac{1}{4}$ of said Section 18.

California Coordinate System: Zone 2, North 254,700, East 2,056,400.

(E) -- A movable point of diversion, from unnamed drainage channels of the Dixon Soil Conservation District, between:

North 1,300 feet and East 2,640 feet from the SW corner of Section 12, T6N, R1E, MDB&M; being within the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 12 (California Coordinate System: Zone 2, North 258,700, East 2,053,700) and Dam 10 described below.

Dam 6 -- Haas Slough - South 180 feet and East 710 feet from the NW corner of Section 33, T6N, R2E, MDB&M; being within the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 33.

California Coordinate System: Zone 2, North 241,200, East 2,067,650.

Dam 10 -- Haas Slough - North 220 feet and West 900 feet from the SE corner of Section 29, T6N, R2E, MDB&M; being within the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 29.

California Coordinate System: Zone 2, North 241,600, East 2,066,000.

(0000002)

3. The condition of the license, related to the Place of Use, be amended to read:

Place of Use: 160 net acres, within a gross area of 5,294 acres, within the east area of the Maine Prairie Water District; including lands located within the following sections:

Sections 4 and 5, within T5N, R2E, MDB&M,
Sections 12, 13 and 24, within T6N, R1E, MDB&M and
Sections 7, 18, 19, 20, 21, 28, 29, 32 and 33, within T6N, R2E, MDB&M
as shown on a map filed with the State Water Resources Control Board under this application.

(0000004)

4. The following protest dismissal condition be added to this license:

"Diversions under this license at the amended points of diversion for delivery to the amended place of use shall not grant the licensee any right to the water made available to it at such amended points of diversion pursuant to a July 9, 1963, contract between Solano County Flood Control and Water Conservation District and Maine Prairie Water District, and a January 21, 1963, agreement between Main Prairie Water District and Solano Irrigation District, to the extent the water made available under the January 21, 1963, agreement is attributable to the return flow resulting from the application of Solano Project Water."

(0430300)

5. The continuing authority condition of this license be amended 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 permit 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 20~~ JULY 20 1992



✓ Edward C. Anton, Chief
Division of Water Rights

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

License for Diversion and Use of Water

APPLICATION 17488

PERMIT 13445

LICENSE 8990

THIS IS TO CERTIFY, That

MAINE PRAIRIE WATER DISTRICT
P. O. BOX 73, DIXON, CALIFORNIA 95620

HAS *made proof as of* JULY 16, 1968 *(the date of inspection)*
to the satisfaction of the State Water Resources Control Board of a right to the use of the water of
AN UNNAMED DRAINAGE CHANNEL IN SOLANO COUNTY

tributary to HAAS SLOUGH THENCE CACHE SLOUGH

for the purpose of IRRIGATION USE
under Permit 13445 *of the Board and that the right to the use of this water has been perfected in*
accordance with the laws of California, the Regulations of the Board and the permit terms; that the priority of
this right dates from MARCH 1, 1957 *and that 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 TWO (2) CUBIC FEET PER SECOND TO BE DIVERTED FROM ABOUT APRIL 1 TO
ABOUT OCTOBER 31 OF EACH YEAR.

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 POINTS OF DIVERSION OF SUCH WATER ARE LOCATED:

- (1) DUE EAST 1,340 FEET FROM W¹/₄ CORNER OF SECTION 18, T₆N, R₂E, MDB&M,
BEING WITHIN NE¹/₄ OF SW¹/₄ OF SAID SECTION 18 AND
- (2) DUE EAST 60 FEET FROM W¹/₄ CORNER OF SECTION 18, T₆N, R₂E, MDB&M,
BEING WITHIN NW¹/₄ OF SW¹/₄ OF SAID SECTION 18.

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

40 ACRES WITHIN NE¹/₄ OF SE¹/₄ OF SECTION 18, T₆N, R₂E, MDB&M
40 ACRES WITHIN NW¹/₄ OF SE¹/₄ OF SECTION 18, T₆N, R₂E, MDB&M
40 ACRES WITHIN NE¹/₄ OF SW¹/₄ OF SECTION 18, T₆N, R₂E, MDB&M
40 ACRES WITHIN NW¹/₄ OF SW¹/₄ OF SECTION 18, T₆N, R₂E, MDB&M

160 ACRES TOTAL

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

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 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 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: FEB 21 1969

STATE WATER RESOURCES CONTROL BOARD

K. L. Woodward
Chief, Division of Water Rights

L8990 3/22/90 Asgd to Baptist General Conference
Foundation

JAN 30 '69

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