

**STATE WATER RESOURCES CONTROL BOARD**

PAUL R. BONDERSON BUILDING  
901 P STREET  
SACRAMENTO, CALIFORNIA 95814

Mailing Address

**DIVISION OF WATER RIGHTS**

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

Date: **APRIL 07 1995****NOTICE OF PETITION(S) ON PENDING APPLICATIONS 30267, 30268, 30269 and 30270**

Notice is hereby given that on November 24, 1994

Delta Wetlands, Inc.  
John L. Winther, President  
3697 Mt. Diablo Blvd., Suite 120  
Lafayette, CA 94549

Petitioned the State Water Resources Control Board (SWRCB) under section 1701 et seq. of the Water Code and section 791 et seq. of Title 23 California Code of Regulations (CCR) to change Applications 30267, 30268, 30269 and 30270 (as noticed August 6, 1993) **only by adding on-island point(s) of diversion** to facilitate reappropriation of water previously diverted onto the islands under other rights.

The purpose of this notice is to give persons concerned about Delta Wetland's proposed addition of the on-island point(s) of diversion to Applications 30267, 30268, 30269 and 30270 an opportunity to protest the SWRCB's inclusion of the proposed additional point(s) of diversion in any permits issued following hearing on the project.

The allowable bases for acceptance of protests under this notice (relative to addition of the points of diversion), procedures related to the filing of protests, and the name, telephone number, and mailing address of contact persons designated to answer questions concerning these new petitions are provided later in this notice.

**BACKGROUND**

Bedford Properties (Delta Wetlands) filed Applications 29061, 29062, 29063 and 29066 on July 9, 1987 for seasonal storage of unappropriated water on four islands in the Sacramento/San Joaquin Delta. The islands involved in the Delta Wetlands Project (Project) are Bouldin Island, Webb Tract, Holland Tract and Bacon Island, located as shown on the map on the last page of the enclosure with this notice.

The SWRCB is lead agency for this project under the California Environmental Quality Act (CEQA) and the U.S. Army Corps of Engineers (COE) is lead agency under the National Environmental Policy Act (NEPA). In December of 1990 a draft Environmental Impact Report (DEIR)/Environmental Impact Statement (EIS) for the Project under the initial applications were circulated by the lead agencies. The 1990 DEIR/EIS discussed reappropriation of water to storage, but did not identify a legal mechanism for appropriation or a point where the water would be diverted.

On July 21, 1993 Delta Wetlands filed Applications 30267, 30268, 30269 and 30270, and petitions to change pending Applications 29061, 29062, 29063 and 29066. Those applications and petitions were noticed on August 6, 1993. Copies of the August 6 notice are available upon request from Dave Cornelius at (916) 657-1924 or by writing the Division of Water Rights at the address listed below. However, please note in the notice, the period for protesting the 1993 applications and 1993 change petitions closed October 5, 1993.

On July 15, 1994 Delta Wetlands filed a revised project description outlining a two island project alternative. A copy of the revised project description including a map showing the various locations of the islands is enclosed. Specifics of the new petitions to add on-island points of diversion under the new applications are provided later in this notice.

#### EXPLANATION OF DIRECT DIVERSION VS STORAGE RE: THE DELTA WETLANDS PROJECT

Licensed Applications 2948, 2951, 2952, and 2954 authorize direct diversion only from March 1 - November 1 or regulation of water as defined in 23 CCR section 657. Applications 30267, 30268, 30269, and 30270 propose both direct diversion and storage year-round as defined in 23 CCR section 658. The November 1994 petitions propose appropriation to storage, water that previously was appropriated by direct diversion under the licenses and/or appropriation of water that previously was diverted under claim of riparian right, at the points of diversion listed below. The previously diverted water would be appropriated on the islands in lieu of pumping it off the islands and replacing it with new water diverted from delta channels.

In other words, if petitions are approved, water on the islands would be deemed appropriated at the on-island diversion points when water is available for appropriation from the delta under the priority of the 1993 applications.

#### DESCRIPTION OF PETITIONS

The November 28, 1994 petitions for change request addition of on-island points of diversion to facilitate the appropriation or reappropriation of water diverted onto the islands and used under claim of riparian right or under licensed Applications 2948 (Bouldin Island), 2951 (Holland Tract), 2952 (Webb Tract), and 2954 (Bacon Island) to storage under these application(s). The petitioner has requested diversion at the proposed on-island diversion points at the rate of capacity of the respective drainage pump(s) installed on that island. Water will be appropriated at the on-island diversion points only when water is available for appropriation under the priority of the 1993 applications (July 23, 1993), subject to all terms and conditions included in any permits issued by the State Water Board. The sources of the water, and specific locations of the proposed on-island points of diversion are listed below for each island as identified on maps on file with the SWRCB.

The amount(s) of water applied for, the purpose(s) of use, the season of diversion and place(s) of use would remain unchanged under the petitions.

**SPECIFICS OF CHANGES TO APPLICATION 30267 FOR BOULDIN ISLAND STORAGE**

Sources of water to be appropriated are the Bouldin Island Channels, previously diverted from:

- (A) the Mokelumne River, tributary to San Joaquin River Delta Channels
- (B) Little Potato Slough, tributary to San Joaquin River Delta Channels
- (C) Potato Slough, tributary to San Joaquin River Delta Channels
- (D) San Joaquin River, tributary to Suisun Bay.

The proposed additional points of diversion (PODs) on Bouldin Island are at existing Pump Station "A" within the NE $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 20, T3N, R4E, MDB&M, and at existing Pump Station "B" within the SE $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 22, T3N, R4E, MDB&M, both in San Joaquin County.

The rate of collection to storage requested for the new PODs would not exceed the capacity of the drainage pumps on Bouldin Island (currently about 200 cfs).

**SPECIFICS OF THE CHANGE TO APPLICATION 30268 FOR WEBB TRACT STORAGE**

Sources of water to be appropriated are Webb Tract Channels, previously appropriated from:

- (A) False River, tributary to San Joaquin River Delta Channels
- (B) San Joaquin River, tributary to Suisun Bay
- (C) Old River, tributary to San Joaquin River Delta Channels.

The proposed additional POD on Webb Tract is at the proposed discharge pump Station to be located within the SE $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 34, T3N, R3E, MDB&M in Contra Costa County.

The rate of collection to storage requested for the new POD is 4000 cfs, the capacity of the proposed discharge pump station on Webb Tract.

**SPECIFICS OF CHANGES TO APPLICATION 30269 FOR HOLLAND TRACT STORAGE**

Sources of water to be appropriated are Holland Tract Channels, previously diverted from:

- (A) Roosevelt Cut, tributary to Old River, thence San Joaquin River Delta Channels
- (B) Holland Cut-Old River, tributary to San Joaquin River Delta Channels
- (C) Rock Slough, tributary to Old River, thence San Joaquin River Delta Channels.
- (D) Sand Mound Slough, tributary to Old River, thence San Joaquin River Delta Channels.

The proposed additional PODs on Holland Track are at existing Pump Station "A" located within the NW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Section 12, T3N, R3E, MDB&M, at existing Pump Station "B" located within the SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 34, T3N, R4E, MDB&M, and at existing Pump Station "C" located within the NW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Section 20, T2N, R4E, MDB&M in Contra Costa County.

The rate of collection to storage requested for the new PODs would not exceed the capacity of the drainage pumps on Holland Tract (currently 200 cfs).

#### SPECIFICS OF CHANGES TO APPLICATION 30270 FOR BACON ISLAND STORAGE

Sources of water to be appropriated are Bacon Island Channels, previously diverted from:

- (A) Old River, tributary to San Joaquin River Delta Channels
- (B) Middle River, tributary to San Joaquin River Delta Channels
- (C) Santa Fe Dredge Cut, tributary to Old River, thence San Joaquin
- (D) Connection Slough, tributary to Middle River, thence San Joaquin River Delta Channels.

The proposed additional POD on Bacon Island is at the proposed discharge pumping Station located within the SE $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 8, T1N, R4E, MDB&M in San Joaquin County.

The rate of collection to storage requested for the new POD is 4000 cfs, the capacity of the proposed discharge pump on Bacon Island.

#### ENVIRONMENTAL INFORMATION

The SWRCB is lead agency under CEQA and is responsible for preparing appropriate environmental documents for the Delta Wetlands Project with respect to the appropriative water right permit process. The US Army Corps of Engineers is lead agency under NEPA and is responsible for preparing appropriate environmental documents for the Delta Wetlands Project with respect to the federal Rivers and Harbors Act Section 10 & Clean Water Act Section 404 permits required for construction of the project.

In December of 1990 a draft Environmental Impact Report (EIR)/Environmental Impact Statement (EIS) for the project was circulated by the lead agencies. Operation of the project will comply with State and federal endangered species laws. The lead agencies are preparing a new draft EIR/EIS which is expected to be circulated for comment in 1995.

Inquiries relative to the CEQA process for the Delta Wetlands Project water rights permits should be addressed to: Mr. Jim Sutton at (916) 657-2190, or c/o Division of Water Rights, Environmental Section, P.O. Box 2000, Sacramento, CA 95812-2000. Inquiries relative to the NEPA process for the Delta Wetlands Project COE Section 10 and 404 permits should be addressed to: Mr. Jim Monroe at (916) 557-5266, or c/o US Army Corps of Engineers, Regulatory Section, 1325 J Street, Sacramento, CA 95814-2922.

**RELATIVE TO PROTESTS**

Any person desiring to protest the Board's approval of the petitions to include the PODs in any permits issued pursuant to the pending applications shall by 4 p.m. on May 8, 1995 (or within such further time as may, for good cause shown, be allowed), file written protest(s) with the Division of Water Rights, c/o Dave Cornelius, P.O. Box 2000, Sacramento, CA 95812-2000. The SWRCB will provide forms and copies of the applicable regulations for the filing of protest(s) upon request.

Any protest shall set forth: (1) the name and address of the protestant, (2) the reason(s) for the protestant's objection(s) to the petitions and/or applications, (3) any conditions on which the objection(s) could be satisfied.

Any protest based on injury to vested right(s) shall be supported by a complete statement of fact(s): (1) identifying the protestant's claim of right(s), and (2) how the addition of the requested on-island points of diversion will result in injury to the protestant.

Any protest alleging that the petitions or the new applications will: (1) be contrary to law, (2) adversely affect uses protected by the public trust, (3) cause adverse environmental impact(s), and /or (4) not best serve the public interest, shall be supported by a complete statement of facts supporting the foregoing allegations and describing how the petitions or applications relate to the allegation(s).

Protests accepted pursuant to the December 4, 1987 notice of Applications 29061, 29062, 29063, and 29066 remain valid and should not be resubmitted. Protests accepted pursuant to the August 6, 1993 notice of Applications 30267, 30268, 30269, and 30270 and the 1993 petitions remain valid and should not be resubmitted. The revised project as described in the June 15, 1994 enclosure and issues raised in the protests will be addressed in the DEIR/EIS.

The Applicant is expected to respond to most of the specific issues in the accepted protests after the lead agencies release the DEIR/EIS and prior to the hearing.

Copies of any protest must also be sent to the following parties:

Regulatory Section  
US Army Corps of Engineers  
c/o Jim Monroe  
1325 J Street  
Sacramento, CA 95814-2922

Delta Wetlands, Inc.  
c/o Jim Easton  
7801 Folsom Blvd., Ste. 110  
Sacramento, CA 95826  
Phone (916) 386-4200

Questions concerning the petitions may be directed to Dave Cornelius at (916) 657-1924 or FAX (916) 657-1485.

Date: **APRIL 07 1995**

(4) Bacon *Working Copy*

MINIMUM FILING FEE: \$100.00  
FILE ORIGINAL & ONE COPY  
TYPE OR PRINT IN BLACK INK  
(For explanation of entries required, see  
booklet "How to File an Application to  
Appropriate Water in California")

STATE OF CALIFORNIA  
State Water Resources Control Board  
DIVISION OF WATER RIGHTS  
901 P Street, Sacramento  
P. O. Box 2000, Sacramento, CA 95812-2000

APPLICATION TO APPROPRIATE WATER BY PERMIT

(Check one  
box only)

REGISTRATION OF SMALL DOMESTIC USE APPROPRIATION\*

(If this form is used to register a small domestic use appropriation, the  
terms "application" and "applicant" herein, and in related forms, shall  
mean "registration" and "registrant".)

Application No. 30270  
(Leave blank)

1. APPLICANT

DELTA WETLANDS (Name of applicant) (510) 283-4216  
John L. Winther, President (Telephone number where you may be reached  
between 8 a. m. and 5 p. m. - include area code)  
3697 Mt. Diablo Blvd., Ste. 120 Lafayette CA 94549  
(Mailing address) (City or town) (State) (Zip code)

2. SOURCE

a. The name of the source at the point of diversion is Old River RE (Also See Attachment 1)  
Connection Slough  
"A" - Middle River  
"B" - Middle River  
(If unnamed, state that it is an unnamed stream, spring, etc.)  
tributary to San Joaquin River Delta Channels  
b. In a normal year does the stream dry up at any point downstream from your project? YES  NO  If yes, during  
what months is it usually dry? From \_\_\_\_\_ to \_\_\_\_\_  
What alternate sources are available to your project should a portion of your requested direct diversion season be  
excluded because of a dry stream or nonavailability of water? N.A.

3. POINTS of DIVERSION and REDIVERSION

a. The point(s) of diversion will be in the County of San Joaquin

b.

List all points giving coordinate distances from section corner or other tie as allowed by Board regulations i. e. California Coordinate System	Point is within (40-acre subdivision)	Section	Township	Range	Base and Meridian
Intake Siphon "A" N 547,400 E 1,692,100	NE 1/4 of NE 1/4	30	2N	4E	MD
Intake Siphon "B" N 546,600 E 1,703,700	NW 1/4 of NW 1/4	27	2N	4E	MD
* (Zone 3)	1/4 of 1/4				

c. Does applicant own the land at the point of diversion? YES  NO

d. If applicant does not own the land at point of diversion, state name and address of owner and what steps have been taken  
to obtain right of access: N.A.

4. PURPOSE of USE, AMOUNT and SEASON

a. In the table below, state the purpose(s) for which water is to be appropriated, the quantities of water for each purpose,  
and the dates between which diversions will be made. Use gallons per day if rate is less than 0.025 cubic foot per second  
(approximately 16,000 gallons per day). Purpose must only be "Domestic" for registration of small domestic use.\*

PURPOSE OF USE (Irrigation, Domestic, etc.)	DIRECT DIVERSION				STORAGE		
	QUANTITY		SEASON OF DIVERSION		AMOUNT	COLLECTION SEASON	
	RATE (Cubic feet per second or gallons per day)	AMOUNT (Acre-feet per year)	Beginning Date (Mo. & Day)	Ending Date (Mo. & Day)	Acre-feet per annum	Beginning Date (Mo. & Day)	Ending Date (Mo. & Day)
Irrigation	3000 cfs	258,000	Jan 1 Dec 1	Dec 31 July 30	147,000	Jan 1 Dec 1	Dec 31 June 30
Domestic							
Municipal & Industrial							
Fish & Wildlife Preservation & Enhancement							
Water Quality Use							
		258,000	TOTAL AMOUNT		147,000	TOTAL AMOUNT	

b. Total combined amount taken by direct diversion and storage during any one year will be 405,000 acre-feet.

\* Not to exceed 4,500 gallons per day by direct diversion or 10 acre-feet per annum by storage.

\* Additional Points of Diversion - See Attachment 1  
Points of Rediversion - See Attachment 2

**5. JUSTIFICATION OF AMOUNT** (For small domestic use registration, complete item b. only)

a. IRRIGATION: Maximum area to be irrigated in any one year is \_\_\_\_\_ acres. (See Project Description)

CROP	ACRES	METHOD OF IRRIGATION (Sprinklers, flooding, etc.)	ACRE-FEET PER YEAR	NORMAL SEASON	
				Beginning Date	Ending Date

b. DOMESTIC: Number of residences to be served is \_\_\_\_\_. Separately owned? YES  NO  (See Project Description)  
 Total number of people to be served is \_\_\_\_\_. Estimated daily use per person is \_\_\_\_\_  
 Total area of domestic lawns and gardens is \_\_\_\_\_ square feet. (Gallons per day)  
 Incidental domestic uses are \_\_\_\_\_  
 (Dust control area, number and kind of domestic animals, etc.)

c. STOCKWATERING: Kind of stock \_\_\_\_\_ Maximum number \_\_\_\_\_  
 Describe type of operation: \_\_\_\_\_  
 (Feed lot, dairy, range, etc.)

d. RECREATIONAL: Type of recreation: Fishing  Swimming  Boating  Other

e. MUNICIPAL: (Estimated projected use) (See Project Description)

POPULATION 5-Year periods until use is completed		MAXIMUM MONTH		ANNUAL USE		
PERIOD	POP.	Average daily use (gal. per capita)	Rate of diversion (cfs)	Average daily use (gal. per capita)	Acre-foot (per capita)	Total acre-feet
Present						

Month of maximum use during year is \_\_\_\_\_. Month of minimum use during year is \_\_\_\_\_

f. HEAT CONTROL: The total area to be heat protected is \_\_\_\_\_ net acres.  
 Type of crop protected is \_\_\_\_\_  
 Rate at which water is applied to use is \_\_\_\_\_ gpm per acre.  
 The heat protection season will begin about \_\_\_\_\_ and end about \_\_\_\_\_  
 (Date) (Date)

g. FROST PROTECTION: The total area to be frost protected is \_\_\_\_\_ net acres.  
 Type of crop protected is \_\_\_\_\_  
 Rate at which water is applied to use is \_\_\_\_\_ gpm per acre.  
 The frost protection season will begin about \_\_\_\_\_ and end about \_\_\_\_\_  
 (Date) (Date)

h. INDUSTRIAL: Type of industry is \_\_\_\_\_ (See Project Description and Place of Use Map)  
 Basis for determination of amount of water needed is \_\_\_\_\_

i. MINING: The name of the claim is \_\_\_\_\_. Patented  Unpatented   
 The nature of the mine is \_\_\_\_\_. Mineral to be mined is \_\_\_\_\_  
 Type of milling or processing is \_\_\_\_\_  
 After use, the water will be discharged into \_\_\_\_\_  
 (Name of stream)  
 in \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of Section \_\_\_\_\_, T \_\_\_\_\_, R \_\_\_\_\_, \_\_\_\_\_ B. & M.  
 (40-acre subdivision)

j. POWER: The total fall to be utilized is \_\_\_\_\_ feet. The maximum amount of water to be used through the penstock  
 is \_\_\_\_\_ cubic feet per second. The maximum theoretical horsepower capable of being generated by the  
 works is \_\_\_\_\_ . Electrical capacity is \_\_\_\_\_ kilowatts at \_\_\_\_\_ % efficiency.  
 (Cubic feet per second x fall ÷ 8.8) (Hp x 0.746 x efficiency)  
 After use, the water will be discharged into \_\_\_\_\_  
 (Name of stream)  
 in \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of Section \_\_\_\_\_, T \_\_\_\_\_, R \_\_\_\_\_, \_\_\_\_\_ B. & M. FERC No. \_\_\_\_\_

k. FISH AND WILDLIFE PRESERVATION AND/OR ENHANCEMENT: YES  NO  If yes, list specific species  
 and habitat type that will be preserved or enhanced in item 17 of Environmental Information form WR 1-2.

l. OTHER: Describe use: \_\_\_\_\_. Basis for determination of amount of water needed is \_\_\_\_\_

**6. PLACE OF USE - CVP and SWP Service Area plus Bay/Delta Estuary**

- a. Does applicant own the land where the water will be used? YES  NO  Is land in joint ownership? YES  NO   
 (All joint owners should include their names as applicants and sign the application.)  
 If applicant does not own land where the water will be used, give name and address of owner and state what arrangements have been made with the owner.

b.

USE IS WITHIN (40-acre subdivision)	SECTION	TOWNSHIP	RANGE	BASE & MERIDIAN	IF IRRIGATED	
					Number of acres	Presently cultivated (Y/N)
1/4 of 1/4						
1/4 of 1/4						
1/4 of 1/4						
1/4 of 1/4						
1/4 of 1/4						
1/4 of 1/4						

(If area is unsurveyed, state the location as if lines of the public land survey were projected, or contact the Division of Water Rights. If space does not permit listing all 40-acre tracts, include on another sheet or state sections, townships and ranges, and show detail on map.)

**7. DIVERSION WORKS**

- a. Diversion will be by gravity by means of Siphon  
 (Dam, pipe in unobstructed channel, pipe through dam, siphon, weir, gate, etc.)
- b. Diversion will be by pumping from Channel Pump discharge rate \*          Horsepower ?  
 (Sump, offset well, channel, reservoir, etc.) (cfs or gpd)  
 \*Variable as needed to maintain diversion rate
- c. Conduit from diversion point to first lateral or to offstream storage reservoir:

CONDUIT (Pipe or channel)	MATERIAL (Type of pipe or channel lining) (Indicate if pipe is buried or not)	CROSS SECTIONAL DIMENSION (Pipe diameter or ditch depth and top and bottom width)	LENGTH (Feet)	TOTAL LIFT OR FALL		CAPACITY (Estimate)
				Feet	+ or -	
Pipes	Coated Steel	32 - 36" 18-48" d	200	12	-	5000 cfs

- d. Storage reservoirs: (For underground storage, complete Supplement 1 to WR1, available upon request.)

Name or number of reservoir, if any	DAM				RESERVOIR		
	Vertical height from downstream toe of slope to spillway level (ft.)	Construction material	Dam length (ft.)	Freeboard Dam height above spillway crest (ft.)	Approximate surface area when full (acres)	Approximate capacity (acre-feet)	Maximum water depth (ft.)
Bacon	9.5 ft.	Earth	**	2 to 4	5456	129,000	29

\*\*Perimeter of Bacon Island

- e. Outlet pipe: (For storage reservoirs having a capacity of 10 acre-feet or more.)

Diameter of outlet pipe (inches)	Length of outlet pipe (feet)	FALL (Vertical distance between entrance and exit of outlet pipe in feet)	HEAD (Vertical distance from spillway to outlet pipe in reservoir in feet)	Estimated storage below outlet pipe entrance (dead storage)
40 - 36 6-48" d	180 ft.	Pump + 23	N.A. - No Spillway	Ø

- f. If water will be stored and the reservoir is not at the point of diversion, the maximum rate of diversion to offstream storage will be 4809 cfs. Diversion to offstream storage will be made by:  Pumping  Gravity

**8. COMPLETION SCHEDULE**

- a. Year work will start 1994 b. Year work will be completed 1997  
 c. Year water will be used to the full extent intended 2007 d. If completed, year of first use

**9. GENERAL**

- a. Name of the post office most used by those living near the proposed point of diversion is Holt
- b. Does any part of the place of use comprise a subdivision on file with the State Department of Real Estate? YES  NO   
 If yes, state name of the subdivision N.A.  
 If no, is subdivision of these lands contemplated? YES  NO   
 Is it planned to individually meter each service connection? YES  NO  If yes, When? \_\_\_\_\_
- c. List the names and addresses of diverters of water from the source of supply downstream from the proposed point of diversion: See Bay/Delta Mailing List(s) and application 29066
- 
- d. Is the source used for navigation, including use by pleasure boats, for a significant part of each year at the point of diversion, or does the source substantially contribute to a waterway which is used for navigation, including use by pleasure boats? YES  NO  If yes, explain: This is part of Delta Waterway System.

**10. EXISTING WATER RIGHT**

Do you claim an existing right for the use of all or part of the water sought by this application? YES  NO   
 If yes, complete table below:

Nature of Right (riparian, appropriative, groundwater.)	Year of First Use	Purpose of use made in recent years including amount, if known	Season of Use	Source	Location of Point of Diversion
Ponding App. No. <u>20966 29066</u>	N.A.	N.A.	12-1	Same	Same
Riparian	See DWR Delta Use Records				

**11. AUTHORIZED AGENT (Optional)**

With respect to  all matters concerning this water right application  those matters designated as follows:

James L. Easton (Name of agent) ( 916 ) 386-4200 (Telephone number of agent between 8 a. m. and 5 p. m.)  
7801 Folsom Blvd., Ste. 106 (Mailing address) Sacramento (City or town) CA (State) 95826 (Zip code)

is authorized to act on my behalf as my agent.

**12. SIGNATURE OF APPLICANT**

I (we) declare under penalty of perjury that the above is true and correct to the best of my (our) knowledge and belief.  
 Dated July 15, 19 93, at Sacramento, California

(If there is more than one owner of the project, please indicate their relationship.)

DELTA WETLANDS  
 X~~AS~~ Mr. John L. Winther (Signature of applicant)  
 X~~MS~~ X~~MRS~~ JOHN L. WINTHER, President  
 Ms. Mr. \_\_\_\_\_  
 Miss. Mrs. \_\_\_\_\_ (Signature of applicant)

Additional information needed for preparation of this application may be found in the Instruction Booklet entitled "HOW TO FILE AN APPLICATION TO APPROPRIATE WATER IN CALIFORNIA". If there is insufficient space for answers in this form, attach extra sheets. Please cross-reference all remarks to the numbered item of the application to which they may refer. Send original application and one copy to the STATE WATER RESOURCES CONTROL BOARD, DIVISION OF WATER RIGHTS, P. O. Box 2000, Sacramento, CA 95810, with \$100 minimum filing fee.

**NOTE:**

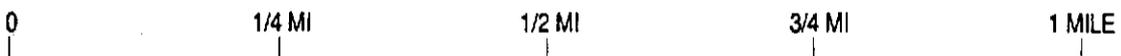
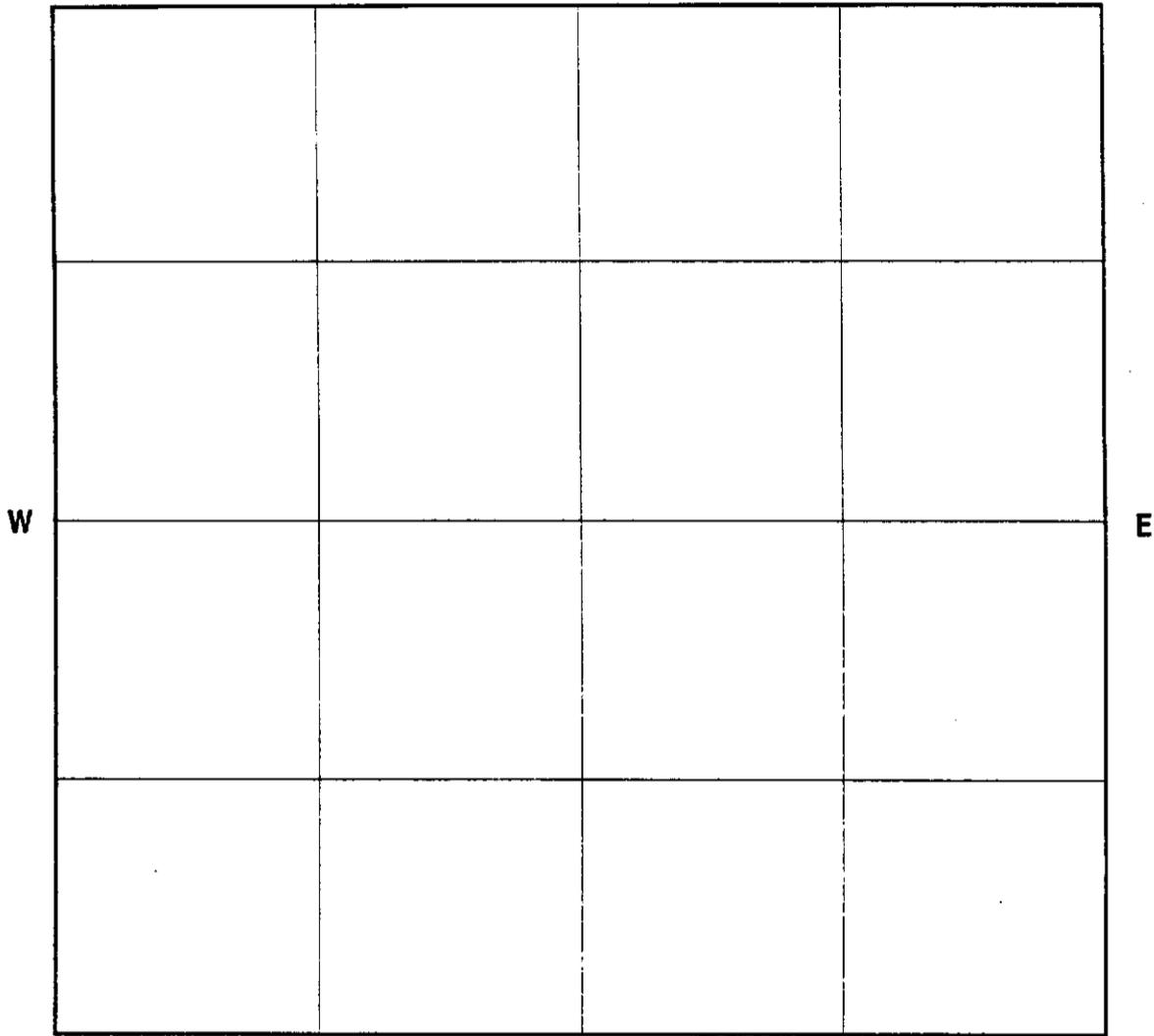
If this application is approved for a permit, a minimum permit fee of \$100 will be required before the permit is issued. There is no additional fee for registration of small domestic use.

**13. MAP** - See Attached Map

(Please complete legibly, with as much detail as possible, or attach a suitable alternative. See example in instruction booklet.)

SECTION(S) \_\_\_\_\_ TOWNSHIP \_\_\_\_\_ RANGE \_\_\_\_\_, \_\_\_\_\_ B. & M.

NORTH



- (1) Show location of the stream or spring, and give name.
- (2) Locate and describe the point of diversion (i. e. the point at which water is to be taken from the stream or spring) in the following way: Begin at the most convenient known corner of the public land survey, such as a section or quarter section corner (if on unsurveyed land more than two miles from a section corner, begin at a mark or some natural object or permanent monument that can be readily found and recognized) and measure directly north or south until opposite the point which it is desired to locate; then measure directly east or west to the desired point. Show these distances in figures on the map as shown in the instructions.
- (3) Show location of the main ditch or pipeline from the point of diversion.
- (4) Indicate clearly the proposed place of use of the water.

**14. SUPPLEMENTAL INFORMATION**

- a. If you are applying for a permit, Environmental Information form WR1-2 should be completed and attached to this form.
- b. If you are registering a small domestic use, Fish and Game Information form WR1-3 should be completed and attached to this form.
- c. If you are applying for underground storage, Supplement 1 to WR 1 (available upon request) should be completed and attached to this form.

**ATTACHMENT 1**  
**Additional Points of Diversion**  
**Bacon Island**

There are numerous existing siphons located around the perimeter of the island. Some of these siphons may be used for diversion of appropriate water. The following table describes the points between which the siphons exist. The table also identifies the channel between these points.

Point	Source Channel Name Between Points #	Flow Rate <i>in cfs</i>	Point Description		Point is Within	Section	Township	Range	Base & Meridian
			CCS Zone 3 Northing	Easting					
A	Middle River 11	110	548,450	1,705,350	SE 1/4 SW 1/4	22	2N	4E	MD
B	A.T.S.F.R.R. Cut 3	27	526,400	1,702,000	NE 1/4 NE 1/4	16	1N	4E	MD
C	Old River 10	120	526,650	1,694,850	NW 1/4 NE 1/4	17	1N	4E	MD
D	Connection Slough 4	52	548,950	1,693,400	SW 1/4 SW 1/4	20	2N	4E	MD
A	Described Above								

**ATTACHMENT 2  
Points of Rediversion  
Bacon Island**

Location	California Coordinates Zone 3 (or as otherwise noted)	Point is within (40 Acre Subdivision)	Project Section	Township	Range	Base & Meridian
State Water Project Banks Pumping Plant	N 486,035 E 1,695,057	NW 1/4 of SE 1/4	20	1 S	4 E	MD
Central Valley Project Tracy Pumping Plant	S 76 degrees 39 minutes E, 2674.53 feet from West 1/4 Corner of Section 29 T 1 South R 4 East, M D B & M	NE 1/4 of SW 1/4	29	1 S	4 E	MD
Central Valley Project Entrance to Contra Costa Canal at Rock Slough	N 89 degrees 52 minutes W, 8.9 feet from East 1/4 Corner of Section 33, T 2 North R 3 East, M D B & M	SE 1/4 of NE 1/4	33	2 N	3 E	MD
Bouldin Island - "A"	N 583,500 E 1,694,400	SE 1/4 NW 1/4	20	3N	4E	MD
Bouldin Island - "B"	N 581,200 E 1,712,600	NE 1/4 SE 1/4	23	3N	4E	MD
Webb Tract - "A"	N 571,400 E 1,685,900	SW 1/4 NE 1/4	36	3N	3E	MD
Webb Tract - "B"	N 581,300 E 1,689,900	NE 1/4 NW 1/4	19	3N	4E	MD
Holland Tract - "A"	N 549,900 E 1,686,000	SW 1/4 SE 1/4	12	2N	3E	MD
Holland Tract - "B"	N 549,900 E 1,689,000	SE 1/4 NW 1/4	19	2N	4E	MD

*Existing points of diversion requested in applications 30267, 30268 and 30269*