
State Water Resources Control Board

Notice of Water Right Application A033408 and Petition for Change for License 10324 (A023120)

Husch Vineyards Inc. has filed an application to appropriate water by permit and a petition for change of a license with the State Water Resources Control Board (State Water Board), Division of Water Rights. The project associated with the application and petition is located in Mendocino County and would divert from and dedicate water to the Navarro River stream system. The diversion proposed in the application will be used to replace a portion of the applicant's existing licensed summertime diversion with the goal of increasing summer streamflow for the benefit of native salmon and trout, in conjunction with the Water Code section 1707 petition, which will allow some of the water previously diverted for irrigation under the license to remain instream for fish and wildlife instead.

Summary of Water Right Application A033408

Date of Filing: The application was filed with the State Water Board on December 18, 2023.

Source of Water: The source of water is the Navarro River, which is tributary to the Pacific Ocean.

Amount: The maximum amount of water requested for diversion is 12 acre-feet per year, which would be diverted at a rate not to exceed 0.26 cubic foot per second.

Season of Diversion: The season for diversion of water is from December 15 of each year through March 14 of the succeeding year.

Point of Diversion: The point where water will be diverted is located at North 2,165,996 feet and East 6,135,580 feet by California Coordinate System, Zone 2, North American Datum 1983, within the Northwest quarter of the Southeast quarter of Section 3, Township 14 North, Range 15 West, Mount Diablo Base and Meridian.

Purpose of Use: The purposes of use for water are irrigation, frost protection, and heat control.

Place of Use: The place of use for water is 40 acres of vineyard located in Section 3, Township 14 North, Range 15 West, Mount Diablo Base and Meridian.

Summary of Water Right License 10324 (A023120) and Requested Changes

Source of Water: The source of water is the Navarro River, which is tributary to the Pacific Ocean.

Amount: The maximum amount of water that may be diverted is 84 acre-feet per year by direct diversion or diversion to storage at rate not to exceed 0.218 cubic foot per second.

Season of Diversion: The season for diversion of water is from March 15 to September 1 of each year.

Point of Diversion: The point where water is diverted is located at North 2,165,996 feet and East 6,135,580 feet by California Coordinate System, Zone 2, North American Datum 1983, within the Northwest quarter of the Southeast quarter of Section 3, Township 14 North, Range 15 West, Mount Diablo Base and Meridian.

Purpose of Use: The purposes of use for water are irrigation and frost protection of a vineyard.

The petition proposes to add heat control as a purpose of use for the vineyard and fish and wildlife preservation and enhancement as a purpose of use in a portion of the Navarro River.

Place of Use: The place of use for water is 40 acres of vineyard as follows: 5 acres within the Northwest quarter of the Northeast quarter, 30 acres within the Southwest quarter of the Northeast quarter, and 5 acres within the Northwest quarter of the Southeast quarter, all within Section 3, Township 14 North, Range 15 West, Mount Diablo Base and Meridian.

The petition proposes to modify the 40-acre place of use for irrigation, frost protection, and heat control as follows: 6.2 acres within the Northwest quarter of the Northeast quarter, 24.5 acres within the Southwest quarter of the Northeast quarter, 9.2 acres within the Northwest quarter of the Southeast quarter, and 0.1 acre within the Northeast quarter of the Southwest quarter. The petition also proposes to add a portion of the Navarro River as a place of use for fish and wildlife preservation and enhancement. The upstream limit is the point of diversion located at North 2,165,996 feet and East 6,135,580 feet by California Coordinate System, Zone 2, North American Datum 1983, within Northwest quarter of Southeast quarter of Section 3, Township 14 North, Range 15 West, Mount Diablo Base and Meridian. The downstream limit is a point immediately upstream of the point of diversion for statement of water diversion and use record S016035 located at North 2,165,943 feet and East 6,135,110 feet by California Coordinate System, Zone 2, North American Datum 1983, within Northeast quarter of Southwest quarter of Section 3, Township 14 North, Range 15 West, Mount Diablo Base and Meridian.

Water Rights Records Database

Documentation related to the application and petition is available by accessing the State Water Board's electronic Water Rights Information Management System (eWRIMS) database:

- Go to <https://www.waterboards.ca.gov/ewrims/>
- Select "eWRIMS Database System" to open the eWRIMS Database
- Select "Accept" to accept the Public Records Act notice
- Select "Water Rights Records Search"
- Enter the application number in the "Application ID" field, then select "Search"
- Select the application number on the left side of the results to open the record
 - Select "View Document" to see the application or petition and related documentation
 - Select "View Map" to see the application or petition map
 - Select the "Map It" button to open the record in the eWRIMS GIS viewer

Procedure for Filing Protests

Pursuant to Water Code section 1330, any interested person may file a protest against the approval of the subject application. Protests should be submitted via email to the staff contact listed below but may also be submitted via regular mail or hand delivered. If protests are sent by mail or hand delivered, please provide a courtesy email to the staff contact listed below. For hand delivery, please contact the State Water Board's Water Rights Records Room at dwr@waterboards.ca.gov or (916) 341-5300 to make an appointment. Protests must be received by the Division of Water Rights or postmarked by **February 7, 2024**, with copy provided to the applicant. The State Water Board may, for good cause shown, allow additional time to file a protest. For more information regarding protests, please refer to the following web page:

https://www.waterboards.ca.gov/waterrights/water_issues/programs/applications/docs/protests.pdf

Contact Information

Please direct all requests and inquiries regarding this notice to Mark Matranga at mark.matranga@waterboards.ca.gov or (916) 327-3112 (email is the preferred means of communication). Written correspondence should be addressed to:

State Water Resources Control Board, Division of Water Rights,
Attn: Mark Matranga, P.O. Box 2000, Sacramento, CA 95812-2000

All written correspondence directed to the applicant should be addressed to:

Husch Vineyards, Inc. c/o The Nature Conservancy,
Attn: Jennifer Carah, 830 S Street, Sacramento, CA 95811

Date of Notice: The date that this public notice was issued is December 29, 2023.