

S013398  
 2006, 2007, 2008

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM**

**Owner(s) of Record:**

DANIEL C MCMAHON; B MCMAHON; MELINDA STEWART; THANE WILLIAMS

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 2009

STATE WATER RESOURCES CONTROL BOARD  
 DIV. OF WATER RIGHTS  
 SACRAMENTO  
 2009 APR 28 AM 11:51

Primary Contact:  
 DANIEL C MCMAHON  
 4590 DRY CREEK RD  
 NAPA, CA 94558

Agent:  
 Address:

Phone No. 707-252-1239

Phone No.

Fax No.

Fax No.

E-mail Address:

E-mail Address:

Source Name: UNSP

Year of First Use: 1942 - *Probably Earlier*

Tributary To:

Name of Diversion works:

County: Napa

Assessor Parcel Number of the Diversion site: 034-180-003-000

Diversion within: SE 1/4 of SE 1/4 Section 14, T 6 N, R 5 W, MDB&M

- A. **Water Is Used Under:** Riparian claim \_\_\_ Pre-1914 claim \_\_\_ Court Decree No.: \_\_\_ Other (explain): *Uncertain - Probably Pre-1914*
- B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrims)) \_\_\_\_\_

- C. **Rate of Diversion:** The rate of diversion of water for each month used and entered in the table below is shown in units of:  
 Gallons per minute (gpm) \_\_\_\_\_ Gallons per day (gpd) \_\_\_\_\_ Cubic feet per second (cfs) *Uncertain - 3 households (5 people)*

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
2006													
2007													
2008													

- D. **Quantity of Water Used:** The quantity of water used each month and entered in the table below is shown in units of:  
 Gallons \_\_\_\_\_ Million Gallons (MG) \_\_\_\_\_ Acre-feet (AF) *Uncertain 3 households (5 people)*

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2006													
2007													
2008													

- E. **Purpose of Use** - Specify number of acres irrigated, stock watered, persons served, etc.  
 Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic *5 Persons*;  
 Other (specify) \_\_\_\_\_

Parcel Number(s) of Place of Use: *034-180-003-000 and 034-180-002-000*

- F. **Changes in Method of Diversion** - Describe any changes in your project since your previous statement was filed.  
 (New pump, enlarged diversion dam, location of diversion, etc.)  
*No changes*

- G. Please answer only those questions below which are applicable to your project.
1. Conservation of water
- a. Are you now employing water conservation efforts? YES  NO   
 Describe any water conservation efforts you have initiated: *1) Low flow showers and toilets*  
*2) Holding party with shut-off to prevent overflow* *3) Drip system irrigation*
- b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriate right, please show the amount of water conserved: *N/A*

Reduction in Diversions:  
 Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

Reduction in consumptive use:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO X.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_\_ NO \_\_\_\_\_.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO \_\_\_\_\_. Continued use of spring water only
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)  
I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_\_\_ NO \_\_\_\_\_.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: April 24, 2009 at Napa, California

SIGNATURE: Daniel C. McMahon

PRINTED NAME: DANIEL C. Mc MAHON  
(first name) (middle initial) (last name)

COMPANY NAME: N/A

ITEM \_\_\_\_\_ If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.  
CONTINUATION  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

**CONTACT REPORT**

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

**SUBJECT: Co owners**

**DIVISION PERSONNEL:**

**Date: 3-23-2007**

**Time: 9:30**

**Bill Rigby, WRIMS Unit**

**Telephone: (707) 252-1239**

**Individual / Agency Contacted: Daniel McMahon**

**I spoke with Daniel McMahon who stated that Thane Williams and Melinda Stewart are now co-owners of the property. Their address is 4598 Dry Creek Road, Napa, CA 94558. Daniel will remain as agent.**

**RECOMMENDATION/ACTION:**

SURNAME	BR 3-23-07			
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CKW/BR  
S13398

STATE WATER RESOURCES  
CONTROL BOARD

4590 DRY CREEK ROAD  
NAPA, CALIFORNIA 94558  
TELEPHONE (707) 252-1239

DANIEL C. McMAHON, M.D.

2006 DEC -5 AM 11:06

DIV. OF WATER RIGHTS  
SACRAMENTO December 3, 2006

Mr. Steven Herrera  
Chief, Water Rights Permitting Section  
State Water Board  
Division of Water Rights  
P.O. Box 2000  
Sacramento, California 95812-2000

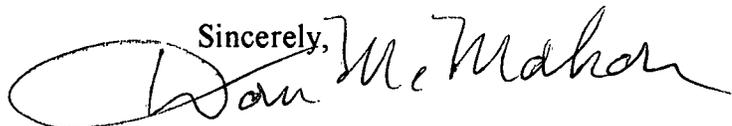
Dear Mr. Herrera:

I believe the enclosed 2006 Statement of Water Diversion and Use Form was submitted to your office earlier this year. Because I am not certain, however, I am submitting this copy. There was some confusion in our household earlier this year. Both my wife and I had illnesses in the Spring, and we both underwent surgery in the Spring.

Please accept this Use Form, and accept our apologies if it was not submitted earlier and in a timely manner.

Thank you very much.

Sincerely,



Dan McMahon



S013398%S%2005

2003, 2004, 2005

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
 Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by JULY 1, 2005.

RECEIVED 3/2/2006

\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: B MCMAHON; DANIEL C MCMAHON; CORRECT!

ALSO: TYRANE WILLIAMS + MELINDA STEWART 4598 DRY CREEK Rd.  
 NAPA CA 94558

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

**DANIEL C MCMAHON**  
 4590 DRY CREEK RD  
 NAPA, CA 94558

STATEMENT NO.: S013398  
 CONTACT PHONE NO.: (707)252-1239

Source Name: Unnamed Spring  
 Tributary To: DRY CREEK  
 County: Napa  
 Diversion Within: SE1/4 of SE1/4 Section 14, T06N, R05W, MB&M

Year of First Use: 1942 Probably earlier  
 Parcel Number: 034-180-003-000  
 Other (explain): Uncertain - ? Pre 1914

- A. **Water is Used Under:** Riparian claim \_\_\_\_\_ Pre-1914 right \_\_\_\_\_ Other (explain): Uncertain - ? Pre 1914
- B. **Year of First Use:** (Please provide if missing above) \_\_\_\_\_
- C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

UNCERTAIN -  
 3 HOUSEHOLDS,  
 Other 5 PEOPLE

Year	Gallons			Million Gallons (MG)			Acre-feet (AF)			Other			Total Annual
	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
2003	-	-	-	-	-	-	-	-	-	-	-	-	
2004	-	-	-	-	-	-	-	-	-	-	-	-	
2005	-	-	-	-	-	-	-	-	-	-	-	-	

- D. **Purpose of Use** - Specify number of acres irrigated, stock watered, persons served, etc.  
 Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic 5 PERSONS (3 HOUSEHOLDS)  
 Other (specify) \_\_\_\_\_
- E. **Changes in Method of Diversion** - Describe any changes in your project since your previous statement was filed.  
 (New pump, enlarged diversion dam, location of diversion, etc.)  
 \_\_\_\_\_
- F. Please answer only those questions below which are applicable to your project.

- 1. Conservation of water
  - a. Are you now employing water conservation efforts? YES  NO   
 Describe any water conservation efforts you have initiated: Please see part report. 1) low-flow toilets + showers 2) holding tanks with shut-offs to prevent overflow
  - b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:  
 Reduction in Diversions:  
 Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)  
 Reduction in consumptive use:  
 Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)  
 I have data to support the above surface water use reductions due to conservation efforts. YES  NO

WRIMS  
 3-14-07 BR  
 ec  
 WJ  
 3/23/07

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree, which unreasonably affects such water for other beneficial uses? YES \_\_\_ NO
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:  
 Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:  
 Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_ NO \_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_ NO  [Spring -> No well]
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_ NO \_\_\_

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 5/12/06, 2006 at Napa, California

SIGNATURE: Daniel C. McMahon MD

PRINTED NAME: DANIEL C. McMAHON, MD  
(first name) (middle initial) (last name)

COMPANY NAME: N/A

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION

**GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA**  
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KSN  
5013398

STATE WATER RESOURCES  
CONTROL BOARD

4590 DRY CREEK ROAD  
NAPA, CALIFORNIA 94558  
TELEPHONE (707) 252-1239

DANIEL C. McMAHON, M.D.

2004 SEP 16 PM 12:05

DIV. OF WATER RIGHTS  
SACRAMENTO

September 8, 2004

Mr. Koso Nodohara  
State Water Resources Control Board  
Division of Water Rights  
P.O. Box 2000  
Sacramento, California 95812-2000

RE: 2003 Water Diversion Report

Dear Mr. Nodohara:

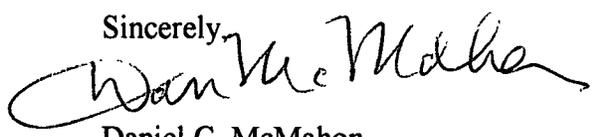
I enjoyed talking with you on the telephone.

As I mentioned, I did not receive a copy of the Water Diversion and Use report for the year 2003, and therefore I am sending you a copy of the report which I submitted in the year 2000. Please accept this as my report for the year 2003. There have been no changes, except that new people have moved into the house next door, formerly occupied by the Steele family. Their names are Thane Williams and Melinda Stewart.

Please make sure that my name is on the mailing list for the next report.

Thank you very much.

Sincerely,



Daniel C. McMahon

Faint, illegible text at the bottom of the page, possibly a carbon copy or bleed-through from the reverse side.

File: ~~13398~~ 5-013398

4590 DRY CREEK ROAD  
NAPA, CALIFORNIA 94558  
TELEPHONE (707) 252-1239

DANIEL C. McMAHON, M.D.

August 13, 2002

California State Water Resources Control Board  
P. O. Box 2000  
Sacramento, California 95812-2000

RE: Supplemental Statement of Water Diversion and Use  
Owner of Record: William B. Steele, B. McMahon, Barbara Steele, Daniel  
C. McMahon

Gentlemen:

On reviewing my files I find that the last "Supplemental Statement of Water Diversion and Use" received by me from your office was in 2000, and was the last form we filed. In the past, we had been asked to file forms every 2 or 3 years. I have received no form for this year, however.

When is the next filing due? 2003

Please send me a form before the next filing is due. Please continue to send the forms to me at the above address.

Please note that the Steeles (William and Barbara Steele) have sold their house, and a new couple has moved in. Their names are Melinda Stewart and Thane Williams. (I shall note this change on our next report).

Thank you for your help. We do wish to keep our information current.

Sincerely,  
*Daniel C. McMahon*  
Daniel C. McMahon

*changed  
I called on  
this*

State of California  
 State Water Resources Control Board  
 DIVISION OF WATER RIGHTS  
 P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 657-2170, FAX: (916) 657-1485, Web: http://www.waternights.ca.gov

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
 Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 2000

OWNER OF RECORD: WILLIAM B STEELE, B MCMAHON, BARBARA STEELE, DANIEL C MCMAHON

DANIEL C MCMAHON  
 4590 DRY CREEK RD  
 NAPA, CA 94558

STATEMENT NO: S013398 ✓



TELEPHONE NUMBER:  
 (707) 252-1239  
 YEAR OF FIRST USE: 1942  
 PARCEL NO:

SOURCE: UNSP  
 TRIBUTARY TO: DRY CREEK  
 COUNTY: NAPA  
 DIVERSION

WITHIN: SE¼ OF SE¼ SECTION 14, T6N, R5W, MB&M.

- A. Water is used under: Riparian claim \_\_\_\_\_ Pre 1914 right \_\_\_\_\_ Other (explain); *Uncertain: Probably pre-1914 right (from original parcel)*
- B. Year of first use (Please provide if missing above) \_\_\_\_\_
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Year	Amounts below are:												Total Annual
	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
1997	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
1998	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
1999	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
 Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic 6 PERSONS (3 HOUSEHOLDS)  
 Other (specify) \_\_\_\_\_
- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)  
 \_\_\_\_\_
- F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

- a. Are you now employing water conservation efforts? YES  NO  
 Describe any water conservation efforts you have initiated: *Hotting tank with shutoff - only water used from spring in the actual amount used by households. All 3 households have low-volume flush toilets + other measures to decrease water use.*
- b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions:

19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)

Reductions in consumptive use:

19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_ NO X
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or, polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)  
 I have data to support the above surface water use reductions due to wastewater reclamation. YES \_\_\_ NO \_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_ NO \_\_\_ [SPRING - NO WELL]
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)  
 I have data to support the above surface water use reductions due to conjunctive use efforts. YES \_\_\_ NO \_\_\_

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 4/19/2000, 20 at Napa, California  
 SIGNATURE: (Daniel C. McMahon, MD)  
 PRINTED NAME: DANIEL C. McMAHON, M.D.  
(first name) (middle init.) (last name)  
 COMPANY NAME: N/A

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriate rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

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STATE WATER RESOURCES CONTROL BOARD  
 DIV. OF WATER RIGHTS  
 SACRAMENTO  
 98 MAR 31 PM 12:09  
 f-10

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information. Notify this office if ownership or address changes occur during the coming year.

**PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1998**

**OWNER OF RECORD:** WILLIAM B STEELE, B MCMAHON, BARBARA STEELE, DANIEL C MCMAHON

~~WILLIAM B STEELE~~  
~~4598 DRY CREEK RD~~  
~~NAPA, CA 94558~~  
 DANIEL C. McMAHON  
 1590 DRY CREEK RD  
 NAPA CA 94558

**STATEMENT NO:** S013398



**TELEPHONE NUMBER:**  
 (707) ~~226-1737~~ 252-1239  
**YEAR OF FIRST USE:** 1942  
**PARCEL NO:**

**SOURCE:** UNSP  
**TRIBUTARY TO:** DRY CREEK  
**COUNTY:** NAPA  
**DIVERSION**

(OVER)

**WITHIN:** SE¼ OF SE¼ SECTION 14, T6N, R5W, MB&M.

A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right \_\_\_\_\_; Other (explain): \_\_\_\_\_

B. Year of first use (Please provide if missing above) \_\_\_\_\_.

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:  Gallons  Acre-feet  (other) \_\_\_\_\_

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1995	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
1996	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
1997	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
 Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic 6 PERSONS (3 HOUSEHOLDS)  
 Other (specify) \_\_\_\_\_

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 3/30/98, 19\_\_ at Napa, California

SIGNATURE: Daniel C. McMahon MD

PRINTED NAME: DANIEL C. MCMAHON, MD  
(FIRST NAME) (MIDDLE INIT.) (LAST NAME)

COMPANY NAME: \_\_\_\_\_

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.

WR WAS  
 UPDATED  
 4/1/98  
 KRB

Please change address to which  
report is sent (see reversal).  
(+ send request)

thanks

Eden M. Nelson

#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same water shed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by a riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P.O. Box 2000  
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE  
INFORMATION SHEET

STATEMENT NO. 5013398

DIVERSION SITE:  
OWNER'S NAME WM. STEELE AND DANIEL McMAHON  
(FIRST) (MIDDLE) (LAST)

PARCEL NO. \_\_\_\_\_

PLACE OF USE:  
OWNER'S NAME WILLIAM AND BARBARA STEELE  
DAN  
(FIRST) (MIDDLE) (LAST)

1. PARCEL NO. 34-180-03 - (McMAHON)
2. PARCEL NO. 34-180-02 - (STEELE)
3. PARCEL NO. \_\_\_\_\_

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL  
STATEMENTS:

OWNER/LESSEE/AGENT/OTHER ONE OF OWNERS  
NAME DANIEL C. McMAHON, M.D.  
(FIRST) (MIDDLE) (LAST)  
MAILING ADDRESS 4590 DRY CREEK ROAD  
NAPA CA 94558  
(CITY) (STATE) (ZIP)  
TELEPHONE NO. (707) 252-1239

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME DANIEL C. McMAHON, M.D.  
(FIRST) (MIDDLE) (LAST)  
MAILING ADDRESS 4590 DRY CREEK ROAD  
NAPA CA 94558  
(CITY) (STATE) (ZIP)  
TELEPHONE NO. (707) 252-1239
2. NAME WILLIAM B. STEELE  
(FIRST) (MIDDLE) (LAST)  
MAILING ADDRESS 4598 DRY CREEK RD  
NAPA CA 94558  
(CITY) (STATE) (ZIP)  
TELEPHONE NO. (707) 226-1737

ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR  
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL  
INFORMATION BOX.

**\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\***

**STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P.O. BOX 2000 SACRAMENTO, CA 95812-2000**

6/20/95  
12/29/95

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

STATEMENT NO: S013398  
OWNER OF RECORD: W M STEELE

4590 - W M STEELE / D. McMAHON, MD (4590 DRY CREEK RD)  
4598 DRY CREEK ROAD  
NAPA, CA 94558

SOURCE: UNSP  
TRIBUTARY TO: DRY CREEK  
COUNTY: NAPA  
DIVERSION

TELEPHONE NUMBER: (707) 258-1330 252-1239  
YEAR OF FIRST USE: 1942  
PARCEL NO:

WITHIN: SE¼ OF SE¼ SECTION 14, T6N, R5W, MDB&M.

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.) - NO CHANGE IN OWNERSHIP - PLEASE NOTE 1995 ADDRESS CHANGE

**COMPLETE AND RETURN THIS FORM BY JULY 1, \_\_\_\_\_.**

- A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right \_\_\_\_\_; Other (explain) \_\_\_\_\_
- B. Year of first use (Please provide if missing above) 1942 (PRIOR TO 1935 BY ORIGINAL OWNERS)
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:  Gallons  Acre-feet  (other) \_\_\_\_\_

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1992	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
1993	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
1994	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓

DIV. OF WATER RIGHTS  
SACRAMENTO  
1995  
JUN 26 PM 3:32  
WATER RESOURCES CONTROL BOARD

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic X  
Other (specify) (6 PERSONS IN THREE HOUSING UNITS)

**\*\*\* CONTINUE ON BACK PAGE \*\*\***

\*\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

NONE

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

NONE

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: JUNE 20, 19 95, at NAPA, California

SIGNATURE:

Daniel C. McMahon MD

PRINTED NAME:

DANIEL

C.

McMAHON, M.D.

COMPANY NAME:

6/20/95

### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

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- "Appropriation of Water in California"

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

P.O. BOX 2000 SACRAMENTO, CA 95812-2000  
(916) 657-1875

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

DIVERTER OF RECORD:

STATEMENT NO: 013398

WM & BARBARA STEELE, D & B MCMAHON  
4598 DRY CREEK ROAD  
NAPA, CA 94558

TELEPHONE NUMBER:  
(707) ~~258-1520~~ 252-1239

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: UNNAMED SPRING

TRIBUTARY TO: DRY CREEK

COUNTY: NAPA

YEAR OF FIRST USE: 1942

DIVERSION

WITHIN: SE1/4 OF SE1/4 SECTION 14, T06N, R05W, MDB&M.

**COMPLETE AND RETURN THIS FORM BY JULY 1, 1994.**

A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right \_\_\_\_\_; Other (explain) \_\_\_\_\_

B. Year of first use (Please provide if missing above) PRIOR TO 1935 BY ORIGINAL OWNERS

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:  Gallons  Acre-feet  (other) \_\_\_\_\_

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1991	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
1992	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
1993	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic 6 PERSONS IN 3 HOUSEHOLDS (NO CHANGE FROM PREVIOUS STATEMENT)  
Other (specify) \_\_\_\_\_

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

NO CHANGES

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

NONE

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 22, 19 94, at NAPA, California

Signature: James McMahon

(916) 324-5676

MAY 02 1990

In Reply Refer  
to:332:KSN:S13398

William Steele and Daniel C. McMahon  
4598 Dry Creek Road  
Napa, CA 94558

STATEMENT OF WATER DIVERSION AND USE - NO. 13398

Your statement of water diversion and use has been received and assigned the above number. You should refer to this number in any correspondence to this office regarding the statement.

A copy of the statement is enclosed for your records.

Please notify us of any change in address or change in ownership.

The law requires that supplemental statements be filed at three-year intervals, and we will send you the necessary forms.

If you have any questions or concerns, feel free to contact the Division of Water Rights at (916) 324-5624 and a staff engineer in the Application Section will be available to assist you.

Thank you for your cooperation.

Enclosure

!KSNODOHARA:ym:5/1/90

STATE OF CALIFORNIA  
 STATE WATER RESOURCES CONTROL BOARD  
 Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000  
 901 P ST. SACRAMENTO, CA 95814  
 (916) 322-4503

STATE WATER RESOURCES CONTROL BOARD  
 SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

1991 FEB -6 AM 11:19

DIVERTER OF RECORD:

DIV. OF WATER RIGHTS STATEMENT NO: 013398 -  
 SACRAMENTO

WM & BARBARA STEELE, D & B MCMAHON  
 4598 DRY CREEK ROAD  
 NAPA, CA 94558

TELEPHONE NUMBER:  
 (707) 258-1320

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: UNNAMED SPRING

TRIBUTARY TO: DRY CREEK

COUNTY: NAPA

DIVERSION

WITHIN: SE1/4 OF SE1/4 SECTION 14, T06N, R05W, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1991. (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used. Amounts below are:  Gallons  Acre-feet  \_\_\_\_\_ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1988	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
1989	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
1990	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_

Stockwatering \_\_\_\_\_

Domestic 6 PEOPLE (3 HOUSEHOLDS) (NO CHANGE FROM PREVIOUS STATEMENT)

Other (specify) \_\_\_\_\_

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

NO CHANGE

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

NONE

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: JANUARY 31, 1991 at NAPA California

Signature: William B. Steele

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

STATEMENT OF WATER DIVERSION AND USE  
(This is not a Water Right)

This statement should be typewritten or legibly written in ink.

1988 AUG 24 11:11:25

DIV. OF WATER RIGHTS  
SACRAMENTO

A. Name of person diverting water Wm. Steele - Wife, and Daniel C. McMahon MD + Wife  
Address 4598 Dry Creek Rd and 4590 Dry Creek Rd Telephone: 707 258-1320 or 252-1239

B. Name of body of water at point of diversion (aka Westerly tunnel) UNNAMED SPRING  
Tributary to Dry Creek None Dry Creek

C. Place of diversion SE 1/4 SE 1/4 Section 14, Township 6N, Range SW, MD B&M,  
NAPA County, or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks.

D. Name of works \_\_\_\_\_

E. Capacity of diversion works Average 1 1/2 gal per min. cubic feet per second  
Capacity of storage reservoir 150 gal spring, 3000 gal tank gallons per minute  
State quantity of water used each month in gallons or acre-feet  
gallons  
acre-feet

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc.

Maximum annual water use in recent years \_\_\_\_\_ gallons  
Minimum annual water use in recent years \_\_\_\_\_ acre-feet  
Type of diversion facility: gravity X, pump \_\_\_\_\_ gallons  
acre-feet

Method of measurement: weir \_\_\_\_\_, flume \_\_\_\_\_, electric power meter \_\_\_\_\_, water meter \_\_\_\_\_, estimate X

F. Purpose of use (what water is being used for) Domestic for two properties

G. General description or location of place of use (use sketch of section grid on reverse side if you desire)  
STEELE: NESE 14 & NWSW 13 T 6N, RSW MDB 1/4, McMAHON: W 1/4 of SW 13, T 6N, RSW, MDB 1/4

H. Year of first use as nearly as known 1942 (Before 1935 by prior owners, we assume.)

I. Name of person filing statement Wm + Barbara Steele + Daniel + Barbara McMahon  
Position Steele Retired McMahon MD Organization \_\_\_\_\_  
Address Steele 4598 Dry Creek Rd McMahon 4590 Telephone: 707 226-1737 707 252-1239

I declare under penalty of perjury that the above is true and correct to the best of my knowledge and belief.  
DATED: Aug. 24, 1988, at Sacramento, California.

H-42 NAPA 7.5  
Eone-2  
Signature: William B. Steele

See Instructions on Reverse Side  
For Daniel McMahon also

The location of the diversion point and the place of use may be sketched on this section grid. If it is used, please enter the section(s), township and range below and show any streams or other landmarks that will assist in identifying the area.

N


S

W E

Section(s) \_\_\_\_\_

Township \_\_\_\_\_; Range \_\_\_\_\_; \_\_\_\_\_ B&M

**INSTRUCTIONS:**

A separate statement should be filed for each point of diversion:

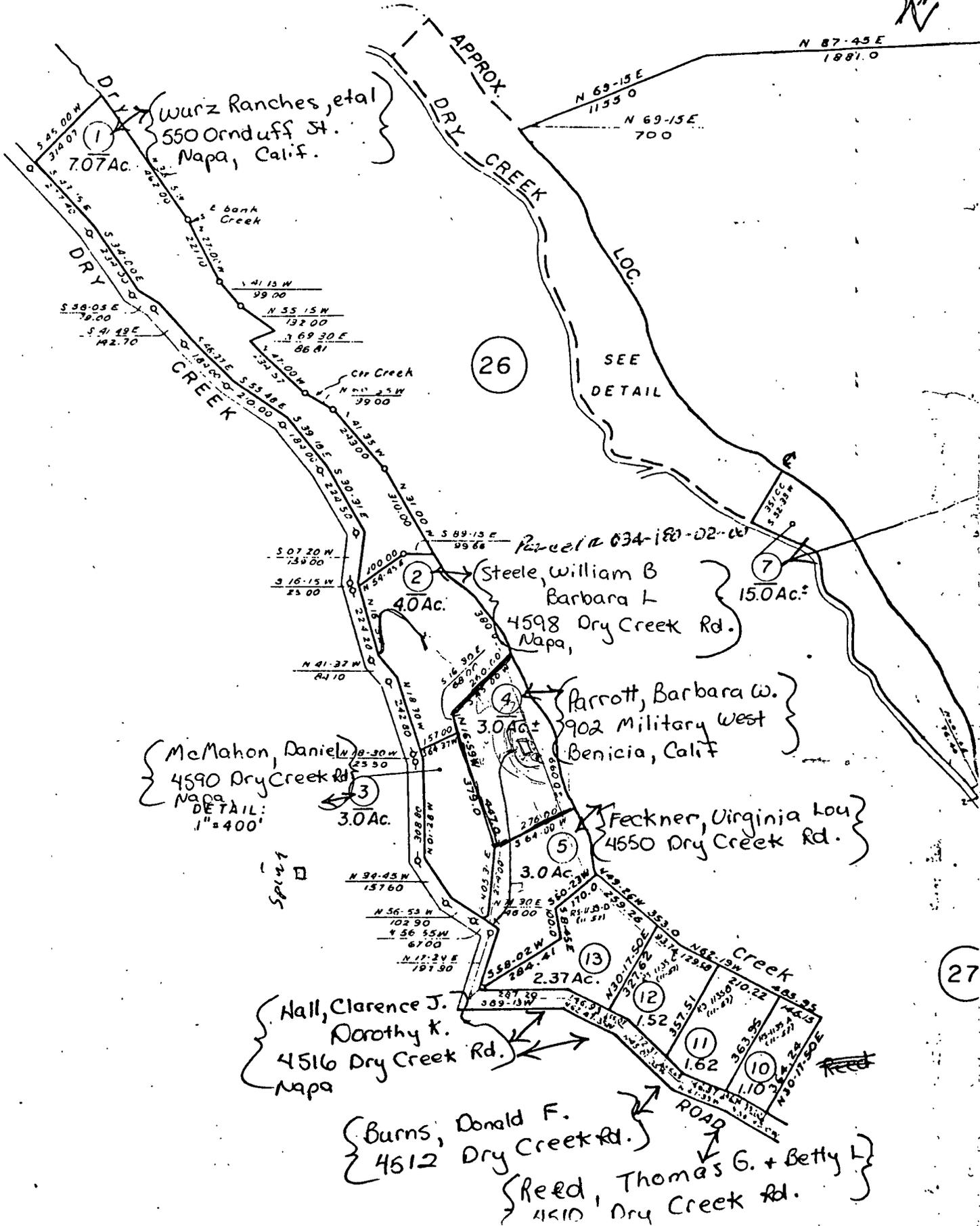
A duplicate copy will be returned for your file.

Please send the completed statement to: STATE WATER RESOURCES CONTROL BOARD

Division of Water Rights

P. O. Box 2000

Sacramento, CA 95810



*Jim Decker*  
*Alf*

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
GEOLOGICAL SURVEY

(NW  
CORNER)

122°22'30"  
°22'30"

555000m E.

556

R. 5 W.

R. 4 W.

557

ST. HELENA 12 MI.  
YOUNTVILLE 2.2 MI. 20'

OAKVILLE (CALIF. 29) 8.3 MI.

4246000m N.



4245

