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State Water Resources Control Board

Division of Water Rights
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Mailing Address: P.O. Box 2000 · Sacramento, California · 95812-2000
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Division of Water Rights: <http://www.waterrights.ca.gov>

PETITION FOR CHANGE (WATER CODE 1700)

[X] Change in Method of Diversion

[X] Point of Diversion, [] Point of Rediversion, [] Place of Use, [] Purpose of Use
Application No. 20601 Permit No. 14248 License _____ Statement or Other _____

I (we) hereby petition for change(s) noted above and shown on the accompanying map and described as follows:

Point of Diversion or Rediversion (Give coordinate distances from section corner or other ties as allowed by Cal CR 715, and the 40-acre subdivision in which the present & proposed points lie.)

Present: 1) Point of Diversion at Ice Lakes Dam: North 2450' and West 550' from the SE Corner of Section 34, T17N, R14E, MDB&M, being within NE ¼ of SE ¼ of said Section 34.

Proposed: 1) Point of Diversion and Direct Diversion at Ice Lakes Dam: North 2450' and West 550' from the SE Corner of Section 34, T17N, R14E, MDB&M, being within NE ¼ of SE ¼ of said Section 34.

Place of Use (If irrigation then state number of acres to be irrigated within each 40-acre tract.)

Present Ice Lakes Subdivision Nos. 1 & 2 and the other lots within the Sierra Lakes County Water District, to provide for a total of 4,000 homes within the gross area of 2,442 acres in Sections 26, 27, 28, 34 and 35, T.17N., R.14E., MDB&M and Section 3, T.16N., R.14E., MDB&M, comprising the District as shown on the District map filed with the State Water Resources Control Board.

Proposed No change

Purpose of Use

Present Municipal, Recreation, Fish Culture and Industrial

Proposed No change

Does the proposed use serve to preserve or enhance wetlands habitat, fish and wildlife resources, or recreation in or on the water (See WC 1707)? N/A

- ♦ GIVE REASON FOR PROPOSED CHANGE: See attached.
- ♦ WILL THE OLD POINT OF DIVERSION OR PLACE OF USE BE ABANDONED? No
- ♦ WATER WILL BE USED FOR Municipal, Recreation, Fish Culture and Industrial PURPOSES.

I (we) have access to the proposed point of diversion or control the proposed place of use by virtue of? Ownership
PET-CHG (5-01) 1

5/6/09
Rec'd
5/25/09
#1350-10
Amy

Are there any persons taking water from the stream between the old point of return flow and the new point of return flow? N/A.

If by lease or agreement, state the name and address of party(s) from whom access has been obtained. _____

Give name and address of any person(s) taking water from the stream between the present point of diversion or rediversion and the proposed point of diversion or rediversion, as well as any other person(s) known to you who may be affected by the proposed change.

See SWRCB files for those parties located downstream from Point of Diversion.

THIS CHANGE DOES NOT INVOLVE AN INCREASE IN THE AMOUNT OF THE APPROPRIATION OR SEASON OF USE.

I (we) declare under penalty of perjury that the above is true and correct to the best of my (our) knowledge and belief.

Dated May 15, 2009, at Seaside Falls, California

Signature(s) Wade Frenkel Telephone No. (530) 426-7800

NOTE: A \$1,000 filing fee made payable to the State Water Resources Control Board and a \$850 fee made payable to the Department of Fish and Game must accompany a petition for change.

Attachment to Petition for Change in Method of Diversion

**Sierra Lakes County Water District
Permit 14248 (Application 20601)**

Give reason for proposed change:

In 2005, Sierra Lakes County Water District filed a Petition for Extension of Time on Permit 14248. This Petition seeks to add direct diversion as a method of diversion to that Permit to conform it to historical and current operations. Direct diversion of water has been, and needs to continue to be, part of the operation of Ice Lakes in order to meet annual demands.

The addition of direct diversion will not result in Sierra Lakes CWD diverting more water than what is allowed under its Permit. This Petition seeks to add a direct diversion rate of 220 gallons per minute to the Permit. Permit 14248 currently allows for diversion to storage of 1,177 acre-feet. The total amount of water to be taken under Permit 14248 by direct diversion and diversion to storage during the period October 1 through June 30 will not exceed 1,177 acre-feet.

California Environmental Protection Agency

State Water Resources Control Board

DIVISION OF WATER RIGHTS

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

Info: (916) 341-5300, FAX: (916) 341-5400, Web: http://www.waterrights.ca.gov

ENVIRONMENTAL INFORMATION FOR PETITIONS

Permit 14248 (Application 20601)

Petition for Change

Petition for Extension of Time

Before the State Water Resources Control Board (SWRCB) can approve a petition to change your water right permit or a petition for extension of time to complete use, the SWRCB must consider the information contained in an environmental document prepared in compliance with the California Environmental Quality Act (CEQA). This form is not a CEQA document. If a CEQA document has not yet been prepared, a determination must be made of who is responsible for its preparation. As the petitioner, you are responsible for all costs associated with the environmental evaluation and preparation of the required CEQA documents. Please answer the following questions to the best of your ability and submit any studies that have been conducted regarding the environmental evaluation of your project. If you need more space to completely answer the questions, please number and attach additional sheets.

1. DESCRIPTION OF PROPOSED CHANGES OR WORK REMAINING TO BE COMPLETED

For a petition to change, provide a description of the proposed changes to your project including, but not limited to, type of construction activity, structures existing or to be built, area to be graded or excavated, increase in water diversion and use (up to the amount authorized by the permit), changes in land use, and project operational changes, including changes in how the water will be used. For a petition for extension of time, provide a description of what work has been completed and what remains to be done. Include in your description any of the above elements that will occur during the requested extension period.

See Attachment 1

Multiple horizontal lines for providing a description of proposed changes or work remaining to be completed.

See Attachment No. 1

ENVIRONMENTAL INFORMATION FOR PETITIONS

2. COUNTY PERMITS

a. Contact your county planning or public works department and provide the following information:

Person contacted: N/A Date of contact: _____

Department: Placer County Planning Department Telephone: (530) 886-3036

County Zoning Designation: _____

Are any county permits required for your project? YES NO If YES, check appropriate box below:

- Grading permit Use permit Watercourse Obstruction permit Change of zoning
 General plan change Other (explain): _____

b. Have you obtained any of the required permits described above? YES NO

If YES, provide a complete copy of each permit obtained.

See Attachment No. _____

3. STATE/FEDERAL PERMITS AND REQUIREMENTS N/A

a. Check any additional state or federal permits required for your project:

- Federal Energy Regulatory Commission U.S. Forest Service Bureau of Land Management
 Soil Conservation Service Dept. of Water Resources (Div. of Safety of Dams) Reclamation Board
 Coastal Commission State Lands Commission Other (specify) _____

b. For each agency from which a permit is required, provide the following information:

AGENCY	PERMIT TYPE	PERSON(S) CONTACTED	CONTACT DATE	TELEPHONE NO.

See Attachment No. _____

c. Does your proposed project involve any construction or grading-related activity that has significantly altered or would significantly alter the bed or bank of any stream or lake? YES NO

If YES, explain: _____

See Attachment No. _____

ENVIRONMENTAL INFORMATION FOR PETITIONS

- d. Have you contacted the California Department of Fish and Game concerning your project? YES NO
If YES, name and telephone number of contact: _____

4. ENVIRONMENTAL DOCUMENTS

- a. Has any California public agency prepared an environmental document for your project? YES NO
If YES, submit a copy of the latest environmental document(s) prepared, including a copy of the notice of determination adopted by the California public agency. Public agency: _____
- b. If NO, check the appropriate box and explain below, if necessary:
- The petitioner is a California public agency and will be preparing the environmental document.*
 - I expect that the SWRCB will be preparing the environmental document.**
 - I expect that a California public agency other than the State Water Resources Control Board will be preparing the environmental document.* Public agency: _____

See Attachment No. 2

* Note: When completed, submit a copy of the final environmental document (including notice of determination) or notice of exemption to the SWRCB, Division of Water Rights. Processing of your petition cannot proceed until these documents are submitted.

** Note: CEQA requires that the SWRCB, as Lead Agency, prepare the environmental document. The information contained in the environmental document must be developed by the petitioner and at the petitioner's expense under the direction of the SWRCB, Division of Water Rights.

5. WASTE/WASTEWATER

- a. Will your project, during construction or operation, (1) generate waste or wastewater containing such things as sewage, industrial chemicals, metals, or agricultural chemicals, or (2) cause erosion, turbidity or sedimentation?
 YES NO
If YES, or you are unsure of your answer, explain below and contact your local Regional Water Quality Control Board for the following information (See instruction booklet for address and telephone no.):

See Attachment No. _____

- b. Will a waste discharge permit be required for your project? YES NO
Person contacted: _____ Date of contact: _____
- c. What method of treatment and disposal will be used? _____

See Attachment No. _____

6. ARCHEOLOGY

- a. Have any archeological reports been prepared on this project? YES NO *
- b. Will you be preparing an archeological report to satisfy another public agency? YES NO *
- c. Do you know of any archeological or historic sites located within the general project area? YES NO *
- *The environmental document being prepared for this project will address any issues associated with cultural resources.

ENVIRONMENTAL INFORMATION FOR PETITIONS

If YES, explain: _____

See Attachment No. _____

7. ENVIRONMENTAL SETTING *

Attach three complete sets of color photographs, clearly dated and labeled, showing the vegetation that exists at the below-listed three locations. For time extension petitions, the photographs should document only those areas of the project that will be impacted during the requested extension period.

- Along the stream channel immediately downstream from the proposed point(s) of diversion.
- Along the stream channel immediately upstream from the proposed point(s) of diversion.
- At the place(s) where the water is to be used.

*See photographs on file with the SWRCB submitted with Petition for Extension of Time on Permit 14248.

8. CERTIFICATION

I hereby certify that the statements I have furnished above and in the attachments are complete to the best of my ability and that the facts, statements, and information presented are true and correct to the best of my knowledge.

Date: 5/15/09

Signature: Wade Freedle
Wade Freedle, President
Board of Directors

Attachment to Environmental Information Form

**Sierra Lakes County Water District
Permit 14248 (Application 20601)**

Attachment No. 1

1. Description of Proposed Changes or Work Remaining to be Completed

In 2005, Sierra Lakes County Water District filed a Petition for Extension of Time on Permit 14248. It now seeks approval of this Petition to add direction diversion as a method of diversion under the Permit.

Currently, Permit 14248 authorizes diversion to storage in Ice Lakes located at the headwaters of Serena Creek, a tributary to the North Fork American River. The Permit allows for the diversion and storage of 1,177 acre-feet of water from October 1 through June 30, but does not provide for the right to take water by direct diversion. We believe this was an oversight at the time of permitting as we believe the intent of applicant when the original application was filed was that direct diversion be included.

The addition of direct diversion as a method of diversion under Permit 14248 will increase the operational flexibility of Ice Lakes and will conform the water right Permit to historical and current operating conditions. Sierra Lakes CWD will not divert more water than what is annually allowed under its Permit as a result of adding 'direct diversion' as a method of diversion. The Petition seeks to add a direct diversion rate of 220 gallons per minute to the Permit. The change in method of diversion does not require the construction of any new diversion or storage facilities. The current and maximum capacity of Sierra Lakes CWD's filter plant is also 220 gallons per minute.

Attachment No. 2

4. Environmental Documents

The appropriate environmental document will be prepared by Sierra Lake County Water District in support of the Petition for Extension of Time and Petition for Change in Method of Diversion and will be submitted to the State Water Resources Control Board upon completion.