

nda S. Adams

Linda S. Adams Secretary for Environmental Protection **State Water Resources Control Board**



Division of Water Rights

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Arnold Schwarzenegger Governor

NOTICE OF PETITION FOR TEMPORARY CHANGE INVOLVING THE TRANSFER OF UP TO 7,295 ACRE-FEET OF WATER FROM STEVINSON WATER DISTRICT AND EAST SIDE CANAL & IRRIGATION COMPANY TO U.S. BUREAU OF RECLAMATION'S SAN LUIS NATIONAL WILDLIFE REFUGE UNDER LICENSE 6222 (APPLICATION 7012) IN MERCED COUNTY

COUNTY: MERCED

STREAM SYSTEM: BEAR CREEK

On April 28, 2010, Stevinson Water District and East Side Canal & Irrigation Company filed a petition for temporary change to transfer up to 7,295 acre-feet of water pursuant to Water Code section 1725 et seq., under water right License 6222 (Application 7012). The water will be transferred to the East Bear Creek Unit of the San Luis National Wildlife Refuge located in Merced County. The East Bear Creek Refuge is managed by the U.S. Fish and Wildlife Service and consists of approximately 4,000 acres of wetland/upland habitat for migratory birds and other aquatic and terrestrial species and requires approximately 13,300 acre-feet of water annually for optimum wetland habitat development. The transfer period requested is from April 2010 to October 31, 2010. Any correspondence directed to the petitioner should be mailed to: Robert D. Kelley, Jr., Stevinson Water District/East Side Canal & Irrigation Company, P.O. Box 818, Newman, CA 95360 or via email at: wildcatkel@stevinsoncorp.com.

Summary of License 6222 and Changes Proposed with Petition for Temporary Transfer

Source	Bear Creek and Arena Spillway tributary to the San Joaquin River
Points of Diversion	Bear Creek: Within the SE 1/4 of NW 1/4 of Section 12, T8S, R11E, MDB&M Arena Spillway: Within the NE 1/4 of SE 1/4 of Section 20, T7S, R11E, MDB&M
Proposed Point of	
Diversion Under Transfer	On Bear Creek, within the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 8, T8S, R11E, MDB&M
Amount	Bear Creek: 60 cubic feet per second (cfs) Arena Spillway: 13 cfs Combined total rate of diversion: 73 cfs (Diversions may include an undetermined amount of water released by Merced Irrigation District in accordance with Decree of the Superior Court, Merced County, No. 6179, entered February 11, 1930.)
Amount Proposed Under Transfer	30-day average diversion of 15 cfs, with a maximum of 7,295 acre-feet.
Diversion Season	March 1 through November 1 of each year
Proposed Season of Transfer	April 2010 through October 31, 2010
	Irrigation
Proposed Purpose of Use	Fish and Wildlife Preservation and Enhancement
Place of Use	Within the service areas of East Side Canal and Irrigation Company, and Stevinson Water District comprising a net area of 7,336.08 acres within a gross area of 18,347 acres within Townships 6, 7 and 8 south, Ranges 9 and 10 east, as shown on map filed with the Division of Water Rights
Proposed Place of Use During Transfer	East Bear Creek Unit of San Luis National Wildlife

California Environmental Protection Agency

Pursuant to California Water Code section 1726(f), any interested party may file a comment regarding this petition. Comments must be received by the Division of Water Rights by 4:30 p.m. on June 23, 2010. A copy must also be provided to the petitioner at the address above. To obtain detailed information regarding the proposed transfer, you may view the petition by visiting the Division's website at:

<u>http://www.waterboards.ca.gov/waterrights/water_issues/programs/applications/transfers_tu_notices/index</u> <u>.shtml</u>. Should you have any other questions regarding this matter, please contact Kate Gaffney at (916) 341-5360 or by e-mail at kgaffney@waterboards.ca.gov.

Date of Notice: May 18, 2010