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STATE WATER RESOURCES
CONTROL BOARD 7722-142
2013 MAY 10 PM 2:28
DIV OF WATER RIGHTS
SACRAMENTO

JAMES M. BOYD, JR., Of Counsel

May 10, 2013

VIA HAND DELIVERY

Ms. Barbara Evoy, Deputy Director
Division of Water Rights
State Water Resources Control Board
1001 I Street
Sacramento, CA 95814

Re: City of Sacramento's and Sacramento Suburban Water District's Petition for Temporary Transfer of Water Under Permit No. 11360 (Application 12622)

Dear Ms. Evoy:

On behalf of Petitioner City of Sacramento ("City") and Co-Petitioner Sacramento Suburban Water District ("SSWD"), enclosed are the following:

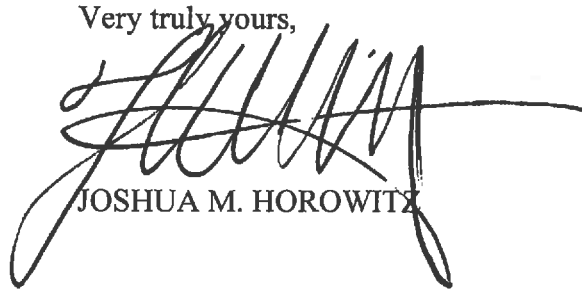
1. Petition for Temporary Transfer of Water Under Permit No. 11360 with Attachment (Application No. 12622) (original and one copy).
2. Environmental Information Form for Petition Under Permit No. 11360 with Attachment (Application No. 12622) (original and one copy).
3. Checks payable to the State Water Board for Petition fees in the amount of \$3,094.40 and to the Department of Fish & Wildlife for its review fee in the amount of \$850.
4. An additional copy each of the petition and environmental information form for file stamping and return to our office.

The City and SSWD are petitioning to add a temporary point of diversion, place of use and purpose of use to Permit No. 11360 for the purpose of permitting SSWD to transfer up to 3,658 acre-feet of water by groundwater substitution to three State Water Contractor agencies. Your staff's prompt attention to and cooperation in processing the attached petition would be appreciated because of the need to implement this water transfer on July 1, 2013.

Ms. Barbara Evoy
May 10, 2013
Page 2 of 2

Please do not hesitate to contact if you or your staff have any questions about the attached Petition or Environmental Information for Petitions form or require additional information to assist in processing the City's and SSWD's Petition.

Very truly yours,



JOSHUA M. HOROWITZ

JMH:adm
Encls.

cc: (via e-mail)
Dan Sherry, City of Sacramento
Joe Robinson, City of Sacramento
Rob Roscoe, SSWD
Ed Formosa, SSWD
Tom Glover, P&PCG for Buyers
Nancy Quan, DWR SWPAO
Chris Bonds, DWR Central District
Kate Gaffney, SWRCB
Brad Hubbard, Bureau of Reclamation
(Via U.S. Mail)
Ken Landau, CVRWQCB
Lauren Mulloy, CDFW
Hon. Board of Supervisors, County of Kern
Hon. Board of Supervisors, County of Kings
Hon. Board of Supervisors, County of Sacramento

7722\L050213jmh PetTempTransfer

Please indicate County where your project is located here:

Sacramento

MAIL FORM AND ATTACHMENTS TO:
State Water Resources Control Board
DIVISION OF WATER RIGHTS
P.O. Box 2000, Sacramento, CA 95812-2000
Tel: (916) 341-5300 Fax: (916) 341-5400
http://www.waterboards.ca.gov/waterrights

STATE WATER RESOURCES CONTROL BOARD

2013 MAY 10 PM 2:28

DIV OF WATER RIGHTS SACRAMENTO

PETITION FOR CHANGE INVOLVING WATER TRANSFERS

Separate petitions are required for each water right. Mark all areas that apply to your proposed change(s). Incomplete forms may not be accepted. Location and area information must be provided on maps in accordance with established requirements. (Cal. Code Regs., tit. 23, § 715 et seq.) Provide attachments if necessary.

- Point of Diversion Wat. Code, § 1701
Point of Rediversion Wat. Code, § 1701
Place of Use Wat. Code, § 1701
Purpose of Use Wat. Code, § 1701
Temporary Urgency Wat. Code, § 1435
Temporary Change Wat. Code, § 1725
Long-term Transfer Wat. Code, §§ 382, 1735
Instream Flow Dedication Wat. Code, § 1707

Application 12622 Permit 11360 License Statement

I (we) hereby petition for change(s) noted above and described as follows:

Point of Diversion or Rediversion - Provide source name and identify points using both Public Land Survey System descriptions to 1/4-1/4 level and California Coordinate System (NAD 83).

Present: See Attachment No. 1.
Proposed: See Attachment No. 1.

Place of Use - Identify area using Public Land Survey System descriptions to 1/4-1/4 level; for irrigation, list number of acres irrigated.

Present: See Attachment No. 1.
Proposed: See Attachment No. 1.

Purpose of Use

Present: Municipal
Proposed: Irrigation

Instream Flow Dedication - Provide source name and identify points using both Public Land Survey System descriptions to 1/4-1/4 level and California Coordinate System (NAD 83).

Upstream Location: Not applicable.
Downstream Location:

List the quantities dedicated to instream flow in either: cubic feet per second or gallons per day:

Table with 12 columns for months (Jan-Dec) and 2 rows for flow quantities.

Will the dedicated flow be diverted for consumptive use at a downstream location? Yes No
If yes, provide the source name, location coordinates, and the quantities of flow that will be diverted from the stream.

Proposed New User(s)

Provide the names, addresses, and phone numbers for all proposed new user(s) of the water right.

See Attachment No. 1.

Amount of Water to be Transferred

Up to 3,658 acre-feet will be transferred. If the basis of right is direct diversion, the average rate of diversion for the maximum 30-day period of use is Up to 15.5 mgd cubic feet per second or million gallons per day.

General Information – Provide the following information, if applicable to your proposed change(s).

Have you attached an analysis which documents that the amount of water to be transferred or exchanged would have been consumptively used or stored in the absence of the proposed temporary change or long-term transfer? Yes No

Have you attached an analysis of any changes to streamflow, water quality, timing of diversion or use, return flows, or effects on legal users from the proposed temporary change or long-term transfer? Yes No

Have you attached an analysis that shows the proposed temporary change or long-term transfer will not unreasonably affect fish, wildlife, or other instream beneficial uses? Yes No

I (we) have access to the proposed point of diversion or control the proposed place of use by virtue of:
 ownership lease verbal agreement written agreement

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

Not applicable.

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

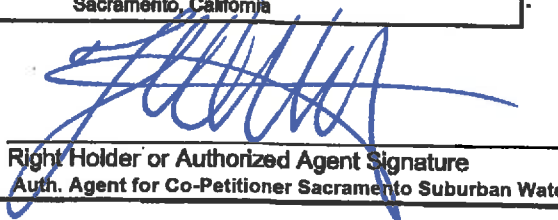
See Attachment No. 1.

All Right Holders Must Sign Below: I (we) declare under penalty of perjury that this involves only the amount of water which would have been consumptively used or stored in the absence of the proposed temporary change, and that the above is true and correct to the best of my (our) knowledge and belief.

Dated May 10, 2013 at Sacramento, California.



Right Holder or Authorized Agent Signature
Director, City of Sacramento Department of Utilities



Right Holder or Authorized Agent Signature
Auth. Agent for Co-Petitioner Sacramento Suburban Water District

NOTE: All petitions must be accompanied by:

- (1) the form Environmental Information for Petitions, available at:
http://www.waterboards.ca.gov/waterrights/publications_forms/forms/docs/pet_info.pdf
- (2) Division of Water Rights fee, per the Water Rights Fee Schedule, available at:
http://www.waterboards.ca.gov/waterrights/water_issues/programs/fees/
- (3) Department of Fish and Wildlife fee of \$850 (Pub. Resources Code, § 10005)

ATTACHMENT NO. 1
TO PETITION FOR CHANGE INVOLVING WATER TRANSFERS UNDER
PERMIT 11360 (APPLICATION 12622) HELD BY THE CITY OF SACRAMENTO
SACRAMENTO SUBURBAN WATER DISTRICT, CO-PETITIONER

Purpose of Petition

This petition is being filed to facilitate a temporary transfer of up to 3,658 acre-feet ("AF") of surface water that otherwise would be diverted at the City's E.A. Fairbairn Water Treatment Plant for treatment and delivery to SSWD under the 2004 *Wholesale Water Supply Agreement Between the City of Sacramento and Sacramento Suburban Water District* ("Wholesale Agreement"). The purpose of the City of Sacramento's ("City") and Sacramento Suburban Water District's ("SSWD") Petition for Change Involving Water Transfers ("Petition") is to temporarily add: (1) the State Water Project's ("SWP") Harvey O. Banks Pumping Plant as a point of rediversion, (2) a portion of the SWP service area as an additional place of use under the City's Water Right Permit No. 11360 (Application No. 12622); and (3) irrigation as a purpose of use under Permit No. 11360. Under the Wholesale Agreement, SSWD uses treated surface water provided by the City for municipal uses within SSWD's South Service Area. SSWD will make available a supplemental dry year water supply for irrigation by groundwater substitution to three participating SWP contractors, Dudley Ridge Water District, Empire-West Side Irrigation District, and Kern County Water Agency ("Buyers"). If the 2013 transfer is approved, SSWD will pump groundwater to provide a municipal supply within its South Service Area in lieu of delivering the equivalent amount of treated surface water from the City. The foregone surface water will remain in the lower American River, then flow into the Sacramento River through the Delta and be diverted at the Banks Pumping Plant for conveyance to the Buyers. SSWD will pump groundwater that has been actively banked through the operation of a conjunctive use program, which has resulted in the in lieu banking of over 200,000 AF of water since 1998.

Point of Diversion or Rediversion

Present:

The City's current points of diversion and rediversion are identified in its Permit No. 11360. For purposes of this proposed water transfer, the City's point of rediversion is its E. A. Fairbairn Water Treatment Plant diversion on the lower American River, which is described as follows:

6,728,422.053 ft., 1,966,134.977 ft., Longitude: -121.416956, Latitude: 38.559433, California Coordinate System Zone II, NAD 83, being within the NW ¼ of SE ¼ of Projected Section 10, T8N, R5E, MDB&M.

Proposed:

No change in the City's present points of diversion and redirection are proposed. The City and SSWD propose to add the following point of redirection:

Banks Pumping Plant via the Clifton Court Forebay, described as:

N 2,126,440 ft., E 6,256,425 ft., California Coordinate System Zone III, NAD 83, being within the NW ¼ of SE ¼ of Projected Section 20, T1S, R4E, MDB&M.

The proposed additional point of redirection is identified on maps filed with the Division of Water Rights ("Division") by the California Department of Water Resources ("DWR") under Application 5630. Adding this point of redirection will permit DWR to wheel the transfer water to the Buyer's service areas.

Place of Use

Present:

City of Sacramento and portions of Sacramento County, as provided pursuant to the City's Permit No. 11360. The surface water proposed to be transferred would otherwise be used in SSWD's South Service Area in Sacramento County, as shown on Exhibit 1 to the Environmental Information for Petitions filed with this Petition.

Proposed:

No change in the present place of use is proposed. The City and SSWD propose to add a portion of the service area of the SWP as an additional place of use in order to facilitate the temporary water transfer to the Buyers. The portion of the SWP service area served by the Buyers is shown on Map 1878 – 2 and – 3, which are on file with the Division under DWR's Application 5630.

Proposed New Users

The proposed new users will be water users within the service areas of the three Buyers listed below:

Kern County Water Agency
P.O. Box 58
Bakersfield, CA 93302
Lara Kimm
Direct (661) 634-1419
lkimm@kcwa.com

Dudley Ridge Water District
286 W. Cromwell Avenue
Fresno, CA 93711-6162
Tom Glover
cc: Rick Besecker
(559) 449-2700
tglover@ppeng.com

Empire-West Side Irrigation District
P.O. Box 66
Stratford, CA 93266
John Howe
(559) 947-3168
jnhowe@att.net

General Information

The City and SSWD will make surface water available for transfer through SSWD's use of groundwater banked for later pumping and use as part of SSWD' conjunctive use program. Absent the proposed temporary transfer to the Buyers, SSWD would take surface water from the City in lieu of pumping an equivalent amount of groundwater to meet customer demands during the transfer period. The source of the surface water would be SSWD contractual entitlement from the City under the Wholesale Agreement. The City is the lowest diverter on the lower American River before it reaches its confluence with the Sacramento River. The surface water will not be transferred all at once, but will be left in the lower American River below the Fairbairn Water Treatment Plant and conveyed across the Delta to the Banks Pumping Plant consistent with the City's diversions for SSWD from July 1 through September 30, 2013. The transfer of an additional 3,658 AF of water at a rate of approximately 17.9 mgd over the three months would increase flows by only a negligible amount of the total flow in any of the water bodies listed. As it moves downstream, the daily amounts of surface water being transferred will comprise an increasingly smaller increment of water flow when compared to the average flows in the lower American and Sacramento Rivers, and the Delta.

SSWD's proposal also is consistent with the Draft Technical Information for Preparing Water Transfer Proposals, dated February 2013 ("Technical Information"), published by DWR and the United States Bureau of Reclamation ("Reclamation"). The Technical Information has been developed to address the concerns of DWR and Reclamation relative to the potential impacts that water transfers may have on other legal users, instream beneficial uses, and the California economy and environment. The City and SSWD have submitted their transfer proposal to DWR. The proposal includes detailed information relative to the City's diversion and delivery of surface water to SSWD, and SSWD's historical groundwater pumping, groundwater well characteristics, groundwater monitoring and reporting elements, and associated maps. DWR and Reclamation will review the proposal to ensure that the quantity of water proposed to be made available by SSWD meets the relevant criteria to demonstrate that a real reduction in surface water use will occur as a result of the proposed 2013 transfer.

There may be times during the proposed 2013 transfer period when the City and SSWD are unable to make surface water available for transfer to the Buyers. The Wholesale Agreement provides for the City to divert and treat surface water at the City's E.A. Fairbairn Water

Treatment Plant and to convey the treated surface water to SSWD's South Service Area through a jointly-owned transmission pipeline when there is adequate flow in the American River. The Wholesale Agreement specifies that no water shall be delivered to SSWD when the Water Forum diversion restrictions included in the City's four American River water rights permits, including Permit No. 11360, are in effect.

Specifically, if March through November unimpaired inflow into Folsom Reservoir exceeds 400,000 AF, then the City's diversions from the American River are limited if flow is less than the limitation known as "Hodge Flow Criteria" is in effect. The Hodge Flow Criteria are as follows:

- October 15 – February: 2,000 cfs;
- March – June: 3,000 cfs; and
- July – October 15: 1,750 cfs.

If flow at the City's Fairbairn Water Treatment Plant is less than the applicable Hodge Flow Criterion, no water will be delivered to SSWD. Also, if the diversion of water for SSWD would cause the City's diversions to be restricted because the flow drops below the Hodge Flow Criteria, then SSWD will not receive water. Currently the controlling flow measurement is made at the Fair Oaks gauge on the American River.

Although there are other legal users of water between the City's point of diversion and the proposed point of rediversion at SWP Facilities, those users are diverting from the Sacramento River and Delta under riparian, pre-1914 and post-1914 appropriative water rights from those systems. Also, many of the downstream diverters claim riparian and Pre-1914 rights and there is no readily available documentation of those claimed rights. As a result, it is impractical to list all other legal users of water between the City's E.A. Fairbairn Water Treatment Plant and the SWP Facilities. Because of the minimal changes in existing conditions, other legal users of water will not be adversely affected by the proposed transfer. The only effects of this transfer on other legal users of water will be a very slight increase in river flows than otherwise would occur this year (but well within historical averages) because of additional flows in the lower American River.

Absent a transfer, the water diverted by the City and served to SSWD generally would percolate into the groundwater aquifer, which is not under the influence of the American River, would be captured in the storm drainage system or would be collected and later discharged as treated effluent into the Sacramento River. Therefore, the water made available by SSWD by foregoing diversions from the lower American for purposes of the proposed temporary transfer will not reduce the supply available to downstream legal users of water.

As a result of SSWD's proposed temporary transfer, the flow in the American River downstream of the City's present point of diversion at the Fairbairn Water Treatment Plant will increase by up to 3,658 AF over the period of the transfer, when the Hodge Flow Criteria are not limiting. The increased flow in the American River via the Sacramento River and Delta to the proposed additional point of diversion at the Banks Pumping Plant will be a very small percentage of the total flow and will be water that would be diverted by the City and used by SSWD absent the proposed transfer. The City's reduced diversions for SSWD will provide a small increment of additional flows during a critical period of the year, up to a maximum of approximately 17.9 mgd when SSWD's use of surface water is not constrained by the Hodge Flow Criteria.

When the transfer water is diverted at the Banks Pumping Plant, all existing state and federal regulations will be complied with, including the salmon and smelt biological opinions, Decision 1641, and other regulatory requirements. Therefore, there will be no injury to other legal users of water, or impacts on water quality. To the extent that there is any perceptible change, the minor increase in flows downstream of the City's point of diversion may provide an incremental benefit to fisheries and wildlife and may result in a small net positive effect to water users between the present point of diversion and the proposed additional point of diversion.

To facilitate this transfer proposal, SSWD is planning to pump a total of approximately 14,704 AF of groundwater during the proposed transfer period (July 1 through September 30), of which 6,300 AF is estimated to be pumped in its South Service Area. The amount of groundwater production represents an increase over years when SSWD otherwise conjunctively uses surface water. But these quantities represent amounts that SSWD has historically pumped in previous years when SSWD's predecessors used exclusively groundwater and when there was a limited supply of surface water available for importation. Considered with projected total 2013 pumping in the groundwater basin north of the American River from which it pumps ("North Area Basin"), SSWD's anticipated 3,658 AF increase in groundwater production will fall within the basin's long-term sustainable yield of 131,000 AF.

SSWD does not anticipate that groundwater pumping for the proposed transfer will have an adverse impact on other groundwater pumpers in the North Area Basin. It is projected that SSWD's 2013 groundwater demand conditions will be similar to the conditions experienced in prior years such as 2009 and 2010, when SSWD transferred water pursuant to the SWRCB Order WR 2009-0053-DWR, Order WR 2009-0054-DWR, and 2010-0025-DWR. Conditions also will be comparable to those in 2007 because SSWD was able to import only a limited amount of surface water after April of that year, and SSWD therefore relied mostly on groundwater resources to serve customer demands through the remainder of 2007. Because high groundwater demand in 2007 was driven primarily by dry springtime conditions and 2013 appears to be similar, SSWD is estimating that total 2013 customer demand during the three transfer months will be approximately 14,704 AF, of which 11,046 AF would be groundwater absent the

proposed water transfer. Given the fact that the central portion of the North Area Basin underlying SSWD rebounded between October 2007 and April 2008, and again in the same period following the 2009 and 2010 transfers, SSWD anticipates that under similar conditions in 2013 the central portion of the North Area Basin should recover to pre-transfer levels by the first quarter of 2014.

SSWD's groundwater pumping and conjunctive use activities also are consistent with the Sacramento Groundwater Authority's Groundwater Management Plan ("SGA GMP"), which was adopted in 2003 pursuant to Water Code section 10753.7 and amended in December 2008. SSWD's proposed pumping to effectuate this water transfer is consistent with the SGA GMP's Basin Management Objectives and would not adversely impact the groundwater basin. Most important, SSWD been importing surface water into both its North and South Service Areas, which has helped stabilize groundwater levels in the central portion of the North Area Basin. Since the mid-1990s, groundwater elevations in the North Area Basin have stabilized due to these efforts and, in some cases, elevations are continuing to increase due in part to SSWD's conjunctive use program. By limiting the quantity of groundwater pumped, SSWD has helped maintain high groundwater quality at its well sites and to limit migration of contaminants from the former McClellan Air Force Base. As part of this effort, SSWD has coordinated with federal and state regulators to ensure all necessary efforts are being undertaken by the responsible parties to protect drinking water sources from contamination by plume migration.

As described above, the City's and SSWD's proposed 2013 water transfer would comply with Water Code section 1732. In accordance with Water Code Section 1745.10, SSWD's pumping of groundwater to make surface water available for transfer is consistent with the Sacramento Groundwater Authority's Groundwater Management Plan adopted in December 2008. In addition, the proposed transfer complies with Water Code Section 1745.11 because the groundwater used to serve customer demands in order to make transferrable surface water available to the Buyers is groundwater generated by recharge through SSWD's operation of its conjunctive use program. Only wells that have been approved by DWR will be used to make transferrable surface water available for the proposed temporary transfer. As a condition of participating in the proposed transfer, SSWD has developed groundwater monitoring, reporting, and mitigation plans, approved by DWR, which will ensure that the proposed transfer does not result in any unreasonable and adverse impacts to the groundwater basin or third parties.

State of California
State Water Resources Control Board
DIVISION OF WATER RIGHTS
P.O. Box 2000, Sacramento, CA 95812-2000
Tel: (916) 341-5300 Fax: (916) 341-5400
<http://www.waterboards.ca.gov/waterrights>

STATE WATER RESOURCES
CONTROL BOARD

2013 MAY 10 PM 2:28

DIV OF WATER RIGHTS
SACRAMENTO

ENVIRONMENTAL INFORMATION FOR PETITIONS

This form is required for all petitions.

Before the State Water Resources Control Board (State Water Board) can approve a petition, the State Water Board 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.

DESCRIPTION OF PROPOSED CHANGES OR WORK REMAINING TO BE COMPLETED

For a petition for 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 No. 1.

Insert the attachment number here, if applicable:

1

Coordination with Regional Water Quality Control Board

For change petitions only, you must request consultation with the Regional Water Quality Control Board regarding the potential effects of your proposed change on water quality and other instream beneficial uses. (Cal. Code Regs., tit. 23, § 794.) In order to determine the appropriate office for consultation, see: http://www.waterboards.ca.gov/waterboards_map.shtml. Provide the date you submitted your request for consultation here, then provide the following information.

Date of Request

May 3, 2013

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

Will a waste discharge permit be required for the project?

Yes No

If necessary, provide additional information below:

On May 3, 2013, Sacramento Suburban Water District contacted Ken Landau of the Central Valley Regional Water Quality Control Board (916-464-4726) to notify him of SSWD's proposed 2013 water transfer. The CVRWQCB has not provided any comments as of this date, but SSWD will notify State Water Board staff if any comments are received. SSWD provided Mr. Landau with a copy of the Petition and this Environmental Information for Petitions concurrently with the filing of the Petition with the Division. Also see Attachment No. 1.

Insert the attachment number here, if applicable:

Local Permits

For temporary transfers only, you must contact the board of supervisors for the county(ies) both for where you currently store or use water and where you propose to transfer the water. (Wat. Code § 1726.) Provide the date you submitted your request for consultation here.

Date of Contact

May 10, 2013

For change petitions only, you should contact your local planning or public works department and provide the information below.

Person Contacted: Date of Contact:

Department: Phone Number:

County Zoning Designation:

Are any county permits required for your project? If yes, indicate type below. Yes No

- Grading Permit
- Use Permit
- Watercourse
- Obstruction Permit
- Change of Zoning
- General Plan Change
- Other (explain below)

If applicable, have you obtained any of the permits listed above? If yes, provide copies. Yes No

If necessary, provide additional information below:

SSWD must obtain a permit to export groundwater from Sacramento County Water Agency under Title 3, Section 3.40.090 of the SCWA Code. SSWD has filed its application for the permit and discussed the matter with SCWA engineer Kerry Schmitz. SSWD will provide a copy of the approved permit to Division of Water Rights staff when it has been approved and transmitted to SSWD.

Insert the attachment number here, if applicable:

Federal and State Permits

Check any additional agencies that may require permits or other approvals for your project:

- Regional Water Quality Control Board Department of Fish and Game
- Dept of Water Resources, Division of Safety of Dams California Coastal Commission
- State Reclamation Board U.S. Army Corps of Engineers U.S. Forest Service
- Bureau of Land Management Federal Energy Regulatory Commission
- Natural Resources Conservation Service

Have you obtained any of the permits listed above? If yes, provide copies. Yes No

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

Agency	Permit Type	Person(s) Contacted	Contact Date	Phone Number
None required.				

If necessary, provide additional information below:

Although not required, SSWD contacted Lauren Mulloy, Department of Fish & Wildlife Region 2 Water Rights Coordinator, 1701 Nimbus Road, Rancho Cordova, CA 95670 (916-358-2909) to provide notice of this Petition before it was filed. CDFW has not provided any comments on the City's and SSWD's Petition as of the date of its filing.

Insert the attachment number here, if applicable:

Construction or Grading Activity

Does the project involve any construction or grading-related activity that has significantly altered or would significantly alter the bed, bank or riparian habitat of any stream or lake? Yes No

If necessary, provide additional information below:

Insert the attachment number here, if applicable:

Archeology

Has an archeological report been prepared for this project? If yes, provide a copy. Yes No

Will another public agency be preparing an archeological report? Yes No

Do you know of any archeological or historic sites in the area? If yes, explain below. Yes No

If necessary, provide additional information below:

Not applicable.

Insert the attachment number here, if applicable:

Photographs

For all petitions other than time extensions, attach complete sets of color photographs, clearly dated and labeled, showing the vegetation that exists at the following three locations:

- Along the stream channel immediately downstream from each point of diversion
- Along the stream channel immediately upstream from each point of diversion
- At the place where water subject to this water right will be used

Maps

For all petitions other than time extensions, attach maps labeled in accordance with the regulations showing all applicable features, both present and proposed, including but not limited to: point of diversion, point of rediversion, distribution of storage reservoirs, point of discharge of treated wastewater, place of use, and location of instream flow dedication reach. (Cal. Code Regs., tit. 23, §§ 715 et seq., 794.)

Pursuant to California Code of Regulations, title 23, section 794, petitions for change submitted without maps may not be accepted.

All Water Right Holders Must Sign This Form:

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

Water Right Holder or Authorized Agent Signature
Director, City of Sacramento Dept. of Utilities

Water Right Holder or Authorized Agent Signature
Auth. Agent for Sacramento Suburban Water District

NOTE:

- Petitions for Change may not be accepted unless you include proof that a copy of the petition was served on the Department of Fish and Game. (Cal. Code Regs., tit. 23, § 794.)
- Petitions for Temporary Transfer may not be accepted unless you include proof that a copy of the petition was served on the Department of Fish and Game and the board of supervisors for the county(ies) where you currently store or use water and the county(ies) where you propose to transfer the water. (Wat. Code § 1726.)

**ATTACHMENT NO. 1
TO ENVIRONMENTAL INFORMATION FOR
PETITION FOR CHANGE INVOLVING WATER TRANSFERS UNDER
PERMIT 11360 (APPLICATION 12622) HELD BY THE CITY OF SACRAMENTO
SACRAMENTO SUBURBAN WATER DISTRICT, CO-PETITIONER**

Description of Proposed Changes

Petitioner City of Sacramento (“City”) and Co-Petitioner Sacramento Suburban Water District (“SSWD”) propose to transfer up to 3,658 acre-feet (“AF”) of surface water normally diverted by the City at its E.A. Fairbairn Water Treatment Plant on the lower American River. In 2004, the City and SSWD entered into a wholesale water supply agreement under which SSWD acquired firm capacity of 20 mgd in City water treatment and transmission facilities (the “Wholesale Agreement”). SSWD uses treated surface water received from the City under the Wholesale Agreement to serve its South Service Area customers and to operate a conjunctive use program to protect groundwater resources. The City has agreed to permit SSWD to forego receiving up to 3,658 AF of its contractual water supplies and to instead leave that foregone water supply in the lower American River for transfer to three participating State Water Project (“SWP”) contractors, Dudley Ridge Water District, Empire-West Side Irrigation District, and Kern County Water Agency (“Buyers”).

The water supplies that the City and SSWD propose to transfer to the Buyers will be used for irrigation purposes within the portion of the SWP service area that comprises the Buyers’ individual service areas. To make the 3,658 AF of “Transfer Water” available to the Buyers, SSWD will pump banked groundwater to serve its South Service Area customers’ demands. To accomplish this groundwater substitution transfer, the City and SSWD are requesting that the State Water Resources Control Board (“SWRCB”) approve the following temporary changes to the City’s Water Right Permit No. 11360 (Application 12622):

1. Authorize an additional point of redirection for the Transfer Water at the SWP’s Harvey O. Banks Pumping Plant via Clifton Court Forebay;
2. Authorize an additional place of use for the Transfer Water within the service areas of the Buyers, which are all contained within the existing authorized SWP service area; and
3. Authorize an additional purpose of use for irrigation.

The existing point of redirection, place of use and purpose of use in the City’s Permit No. 11360 would continue to be valid.

The City and SSWD will leave the Transfer Water in the lower American River and permit it to flow down the Sacramento River and through the Delta to the proposed additional temporary

point of redirection at the Banks Pumping Plant. DWR then will redirect the Transfer Water at the Banks Pumping Plant. After diversion from the Delta, the Transfer Water will either be conveyed for use in the Buyers' service areas or stored in San Luis Reservoir or other facilities for later use by the Buyers. Conveyance of the Transfer Water will be scheduled in cooperation with DWR such that it will use available surplus release, pumping and transmission capacity and will not disrupt normal SWP operations. The proposed water transfer would be carried out in compliance with all existing laws and regulatory constraints on diversions from the Delta.

Only existing facilities will be utilized to accomplish this temporary water transfer. It does not involve construction or modification of any facilities. Because the proposed transfer would be conducted to replace existing water demands that otherwise would be unsatisfied in 2013 because of cutbacks in the Buyers' SWP contractual entitlements, land uses within the City's and SSWD's services areas and affected portions of the SWP service areas will not change as a result of this transfer. This transfer is needed to provide supplemental irrigation water supplies to the Buyers, which have been affected by reduced 2013 water supply allocations due to a combination of the late-season dry hydrology and increased regulatory restrictions on SWP pumping. Because its purpose is to make up for unavailable water supplies normally used by the Buyers, the proposed transfer will not result in any land use changes.

CEQA is not required for this proposed transfer because temporary water transfers under Water Code sections 1725 through 1732 are statutorily exempt from CEQA. (Water Code, § 1729; CEQA Guidelines, § 15282(u).) The District will file a notice of exemption for this transfer upon the SWRCB's approval of the Petition.

(For additional details, please see accompanying Petition)

Coordination with Regional Water Quality Control Board

This transfer project will not require any construction and its operation will not generate waste or wastewater containing sewage or chemicals of any kind. As explained in Attachment No.1 to the Petition, the amount of water that the City and SSWD propose to transfer will only slightly increase anticipated 2013 baseline water flows in the lower American and Sacramento Rivers and in the Delta in this dry year and will be within the range of historical flows. This negligible increase in 2013 flows resulting from the proposed transfer is not expected to cause erosion, turbidity, or sedimentation.

Photographs

The present and proposed points of diversion include existing facilities that are well known to and documented with the SWRCB's Division of Water Rights ("Division"). In addition, the present and proposed places of use also are well known to and documented with the Division.

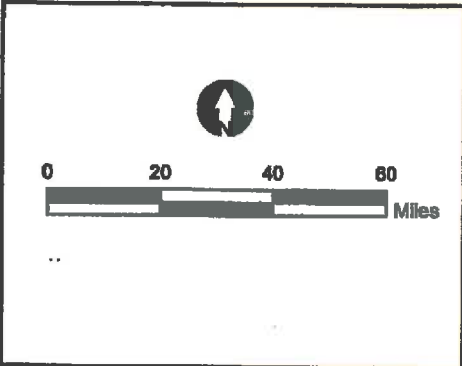
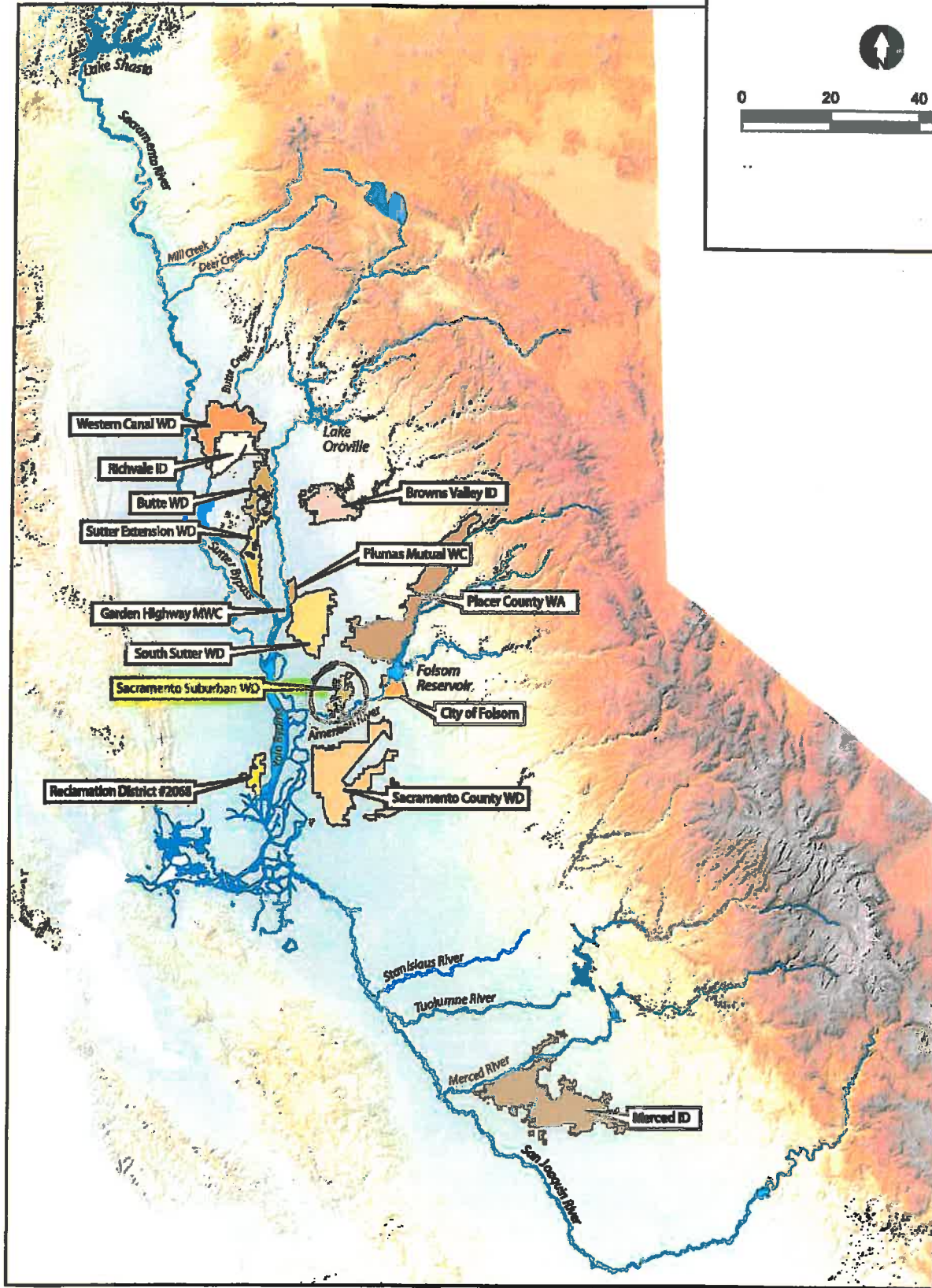
Providing photographs of the present and proposed points of diversion and places of use would be redundant and, therefore, none are included with this Environmental Information form.

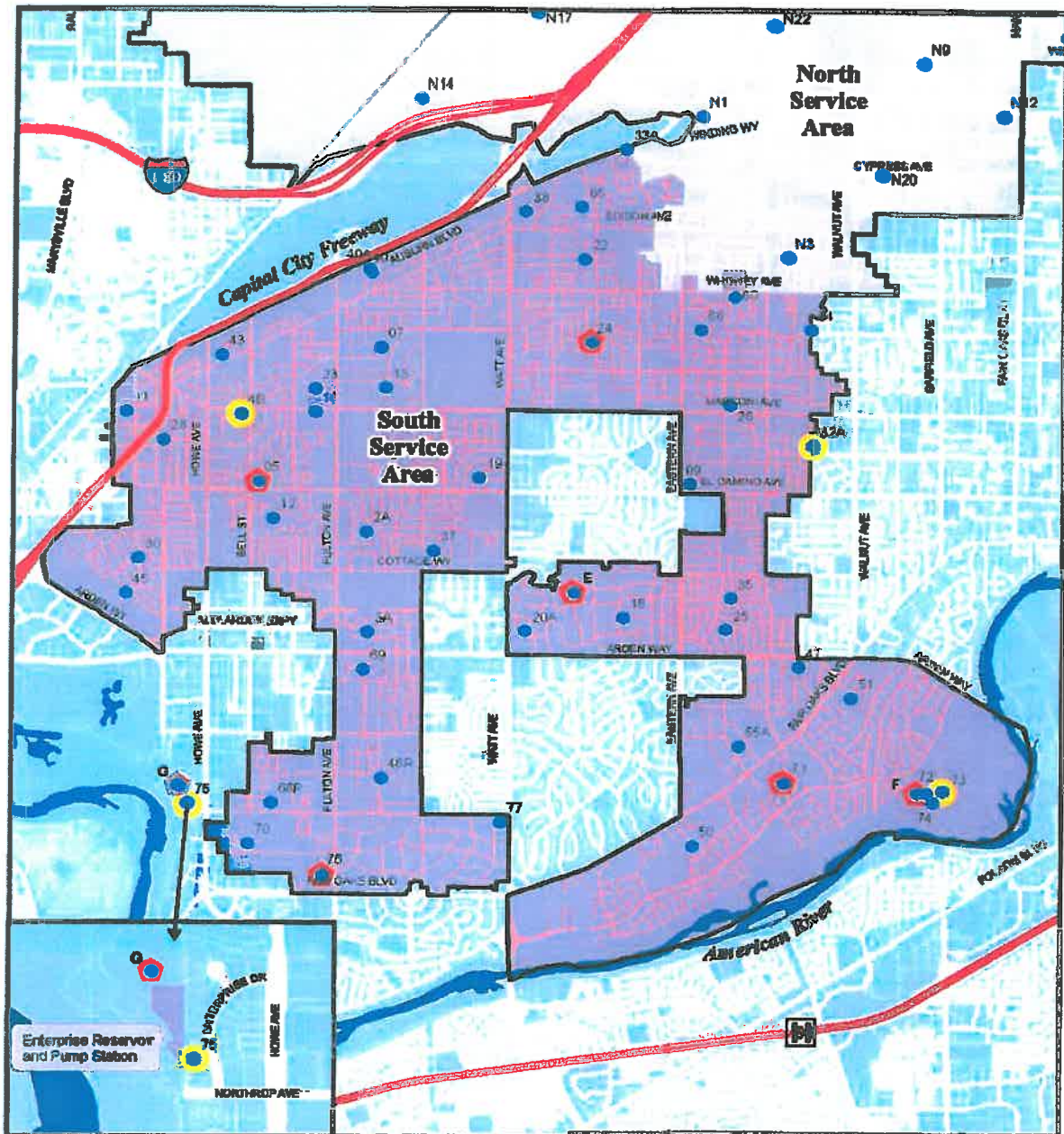
Maps

The City's existing point of rediversion on the American River at the E.A. Fairbairn Water Treatment Plant and place of use are shown on the map filed with the Division for Permit No. 11360. The City's existing place of use encompasses SSWD's South Service Area where the water proposed to be transferred would otherwise be used. The proposed temporary point of rediversion for the SWP Banks Pumping Plant is shown on maps filed with the Division for DWR's Application 5630. The proposed additional place of use is a portion of the SWP service area, as shown on Map 1878 – 2 and – 3 on file with the Division under Application 5630. Maps showing the location of SSWD's South Service Area and the Banks Pumping Plant are attached to this Environmental Information form as **Exhibit 1** and **Exhibit 2**, respectively.

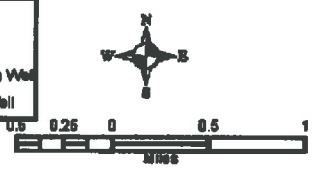
EXHIBIT 1

LOCATION OF SSWD'S SOUTH SERVICE AREA





- Legend**
- Active Well
 - ⬠ Proposed Groundwater Monitoring Well
 - Proposed Groundwater Quality Well



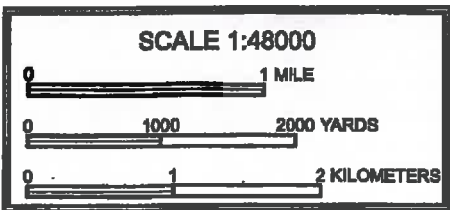
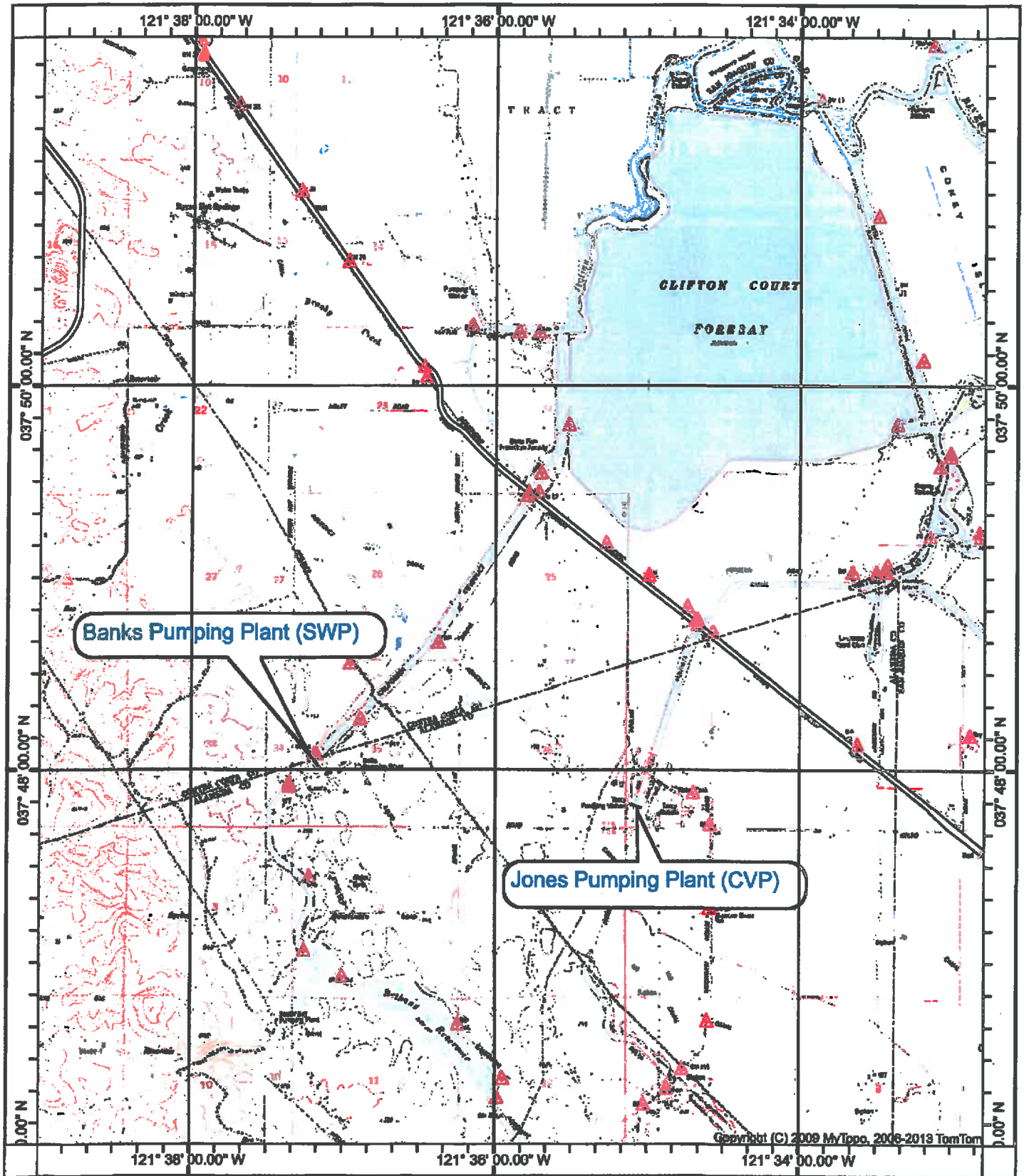
**Position of Sacramento Suburban Water District
South Service Area and Active Wells**

**SACRAMENTO
SUBURBAN
WATER
DISTRICT**

Base Data: Sacramento County GIS Base Map
 Projection: CA State Plane 2, NAD83
 Scale: Relative
 Prepared by: J.W.S. @SAC
 Sacramento, CA - April 23, 2009
 South_Service_Area_Active_Wells.mxd

EXHIBIT 2

LOCATION OF THE SWP HARVEY O. BANKS PUMPING PLANT



Map Name: CLIFTON COURT FOREBAY
 Print Date: 03/27/13
 Scale: 1 inch = 4,000 ft.
 Map Center: 037° 48' 56.04" N 121° 35' 53.03" W
 Horizontal Datum: NAD27



MAP 1- Point of Rediversion