State of California
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

NOTICE OF ASSIGNMENT for
WATER RIGHTS OF RECORD
WITH THE DIVISION OF WATER RIGHTS

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

Gentlemen:

I have assigned all my right, title, and interest in [check the appropriate box(s)]

Stockpond Name: Dry Creek #3

Application # Permit # License #

☐ (Application _____)

Small Domestic Registration Certification # _____,

☐ (Application _____)

Stockpond Registration Certification #

☐ (Application _____)

Statement of Water Diversion and Use # S9429

on file with the State Water Resources Control Board,

to: **Dry Creek Lands, LLC**
PO Box 1730 3740 Hwy 104
Ione, CA 95640
209-274-2777

STATE WATER RESOURCES CONTROL BOARD
2007 DEC 11 PM 2:50
DIV OF WATER RIGHTS SACRAMENTO

DRY CREEK LANDS, LLC

By: Amador Ranch Associates, LLC
Its sole member

By: BT Amador, LLC
Its Administrative Member

By: _____
William B. Bunce
Member

State of California, 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://waterrights.ca.gov

S009429

2005, 2006, 2007

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

Owner(s) of Record:
DRY CREEK LANDS LLC

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, 2008

Primary Contact:
DRY CREEK LANDS LLC
PO BOX 1730
IONE, CA 95640

Phone No. 209-274-2777
Fax No.
E-mail Address:

Agent:
Address:

Phone No.
Fax No.
E-mail Address:

STATE WATER RESOURCES CONTROL BOARD
2008 JUL -1 AM 11:36
DIV OF WATER RIGHTS SACRAMENTO

Source Name: DRY CREEK #3
Tributary To:
County: Amador
Diversion within: NW 1/4 of NE 1/4 Section 11, T 6 N, R 9 E, MDB&M

Year of First Use: 1900
Name of Diversion works:
Assessor Parcel Number of the Diversion site:

A. **Water is Used Under:** Riparian claim X Pre-1914 claim ____ Court Decree No.: _____ Other (explain): _____

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrims)) pre 1900

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) _____

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
2005	X	X											
2006													
2007													

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) X

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2005	X	X	X	X					X	X	X	X	3
2006	X	X	X								X	X	3
2007	X	X	X								X	X	3

E. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation _____ acres; Stockwatering 80 cattle; Domestic _____;
Other (specify) _____

Parcel Number(s) of Place of Use: _____

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.) none

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 X
Describe any water conservation efforts you have initiated: _____

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 _____

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 X.

   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: 6/27, 20 08 at IONE, California

SIGNATURE: _____

PRINTED NAME: LARRY A COSTICK
(first name) (middle initial) (last name)

COMPANY NAME: DRY CREEK LANDS, LLC

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

ITEM	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.

S9429

State of California
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

NOTICE OF ASSIGNMENT for
WATER RIGHTS OF RECORD
WITH THE DIVISION OF WATER RIGHTS

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

Gentlemen:

I have assigned all my right, title, and interest in [check the appropriate box(s)]

Stockpond Name: Dry Creek #3

Application # Permit # License #

☐ (Application _____)

Small Domestic Registration Certification # _____,

☐ (Application _____)

Stockpond Registration Certification #

☐ (Application _____)

Statement of Water Diversion and Use # S9429

on file with the State Water Resources Control Board,

to: **Amador Ranch Associates, LLC**
3740 Hwy 104
PO Box 1730
Ione, CA 95640
209-274-2777

AMADOR RANCH ASSOCIATES, LLC

By: BT Amador, LLC
Its Administrative Member

By: _____
William B. Bunce
Member

DAF eweems
ent. 12/13/07

State of California, 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://waterrights.ca.gov

S009429%S%2004

2002 2003 2004

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.

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

Owner of Record: HOWARD PROPERTIES;

STATEMENT NO.: S009429
CONTACT PHONE NO.: (209)274-4429

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

HOWARD PROPERTIES
C/O THOMAS C SAGER
PO BOX 1047
IONE, CA 95640

Source Name: DRY CREEK
Tributary To: MOKELUMNE RIVER
County: Amador
Diversion Within: NW1/4 of NE1/4 Section 11, T06N, R09E, MB&M

Year of First Use: 1900
Parcel Number:

A. **Water is Used Under:** Riparian claim x Pre-1914 right _____ Other (explain): _____

B. **Year of First Use:** (Please provide if missing above) pre 1900

C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons _____ Million Gallons (MG) _____ Acre-feet (AF) x Other _____

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2002	x	x	x	x					x	x	x	x	3
2003	x	x	x								x	x	3
2004	x	x	x	x					x	x	x	x	3

D. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation _____ acres; Stockwatering 80 cattle; Domestic _____;

Other (specify) wildlife

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. 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 x
   Describe any water conservation efforts you have initiated: _____

   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 _____

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 X.

   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: 22 Jan, 2005 at Ione, California

SIGNATURE: _____

PRINTED NAME: Thomas (first name) C. (middle initial) Sager (last name)

COMPANY NAME: Howard Properties, a group of tenants in common

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

ITEM	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. Since 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.

State of California, 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

S009429%S%2001
1999, 2000, 2001
STATE WATER RESOURCES CONTROL BOARD

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.

2002 DEC -5 PM 1:29

DIV. OF WATER RIGHTS SACRAMENTO

Please Complete and Return This Form by July 1, 2002.
*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: HOWARD PROPERTIES

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:
HOWARD PROPERTIES
PO BOX 1047
IONE, CA 95640

STATEMENT NO.: S009429
CONTACT PHONE NO.: (209)274-4429

FOR ONLINE REPORTING AT
www.waterrights.ca.gov

USER NAME: S009429
PASSWORD: C16231

Source Name: DRY CREEK
Tributary To: MOKELUMNE RIVER
County: Amador
Diversion Within: NW1/4 of NE1/4 Section 11, T06N, R09E, MB&M

Year of First Use:
Parcel Number:

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

B. Year of first use (Please provide if missing above) pre 1900

C. Amount of Use – Enter the amount (or the approximate amount) of water used each month.

Amounts below are: Gallons ____ Acre-feet X Other ____

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
1999	x	x	x	x						x	x	x	3
2000	x	x	x	x						x	x	x	3
2001	x	x	x	x						x	x	x	3

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

Irrigation _____ acres; Stockwatering 80 cattle ; Domestic _____ ;

Other (specify) wildlife

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. 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 X
   Describe any water conservation efforts you have initiated: _____

   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:

   yr____ _____ (af/mg) yr____ _____ (af/mg) yr____ _____ (af/mg)

   Reductions in consumptive use:

   yr____ _____ (af/mg) yr____ _____ (af/mg) yr____ _____ (af/mg)

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

ST-SUPPL (2-02)

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 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:

   yr_____ _____ (af/mg) yr_____ _____ (af/mg) yr_____ _____ (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 _X_.

   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:

   yr_____ _____ (af/mg) yr_____ _____ (af/mg) yr_____ _____ (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: Sept 12 ~~, 2002~~ at Ione, California

SIGNATURE: _____

PRINTED NAME: Thomas C. Sager
(first name) (middle init.) (last name)

COMPANY NAME: Howard Properties, a group of Tenants in Common

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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"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at http://www.swrcb.ca.gov"

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. BOX 2000, SACRAMENTO, CA 95812-2000
(916) 657-2170

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, 1999

OWNER OF RECORD: HOWARD PROPERTIES

HOWARD PROPERTIES
C/O THOMAS C SAGER
PO BOX 1047
IONE, CA 95640

STATEMENT NO: S009429

SOURCE: DRY CREEK
TRIBUTARY TO: MOKELUMNE RIVER
COUNTY: AMADOR
DIVERSION
WITHIN: NW¼ OF NE¼ SECTION 11, T6N, R9E, MB&M.

TELEPHONE NUMBER: (209) 274-4429
YEAR OF FIRST USE:
PARCEL NO:

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

B. Year of first use (Please provide if missing above) before 1900

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 X Other _____

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
1996	x	x	x	x	x					x	x	x	3
1997	x	x	x	x						x	x	x	3
1998	x	x	x	x	x					x	x	x	3

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

Irrigation _____ acres; Stockwatering 80 cattle ; Domestic _____ ;

Other (specify) wildlife enhancement

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. Please answer only those questions below which are applicable to your project.

1. Conservation of water
   a. Describe any water conservation efforts you may have started: _____
   b. _____
   c. 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:

   19____ _____ (af/mg) 19____ _____ (af/mg) 19____ _____ (af/mg)

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 _____.

DEC 29 1999

SUP-STATE (12-98)

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)

3. Conjunctive use of surface water and groundwater

a. Are you now using groundwater in lieu of surface water? YES ____ NO X.

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

DATE: 23 Sep 19 99 at Ione, California

SIGNATURE: _____

PRINTED NAME: Thomas (first name) C. (middle init.) Sager (last name)

COMPANY NAME: As Agent for Howard Properties, a group of Tenants in Common

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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S-9 429

STATE WATER RESOURCES CONTROL BOARD, DIVISION OF WATER RIGHTS
P.O. BOX 2000 SACRAMENTO, CA 95812-2000
(916) 657-2170

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.

STATE WATER RESOURCES CONTROL BOARD
96 JUL 31 PM 3: 26
DIV. OF WATER RIGHTS SACRAMENTO

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1996.

OWNER OF RECORD: HOWARD PROPERTIES

HOWARD PROPERTIES
PO BOX 1047
IONE, CA 95640

STATEMENT NO. S009429

SOURCE: DRY CREEK
TRIBUTARY TO: MOKELUMNE RIVER
COUNTY: AMADOR
DIVERSION WITHIN: NW¼ OF NE¼ SECTION 11, T6N, R9E, MB&M.

TELEPHONE NUMBER: (209) 274-4429
YEAR OF FIRST USE:
PARCEL NO:

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

B. Year of first use (Please provide if missing above) before 1900.

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
1993	x	x	x	x	x	x	x			x	x	x	3
1994	x	x	x	x	x	x	x			x	x	x	5
1995	x	x	x	x	x	x	x					x	2

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation _____ acres; Stockwatering 80; Domestic _____
Other (specify) wildlife enhancement

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: 30 July, 1996, at Ione, California

SIGNATURE: _____

PRINTED NAME: Thomas (FIRST NAME) C. (M. NAME) Sager (LAST NAME)

COMPANY NAME: As Agent for Howard Properties

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.

WR40-1 (4/96)

ITEM CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on their 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, 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 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, including the following:

"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"

S-9 429

*** 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

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S009429
OWNER OF RECORD: HOWARD PROPERTIES

HOWARD PROPERTIES
PO BOX 1047
IONE, CA 95640

SOURCE: DRY CREEK
TRIBUTARY TO: MOKELUMNE RIVER
COUNTY: AMADOR
DIVERSION
WITHIN: NW¼ OF NE¼ SECTION 11, T6N, R9E, MDB&M.

TELEPHONE NUMBER: (209) 274-4429
YEAR OF FIRST USE:
PARCEL NO:

(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.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995.

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

B. Year of first use (Please provide if missing above) Before 1900.

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) _____

STATE WATER RESOURCES CONTROL BOARD
1995 JAN 26 PM 3:29
DIV. OF WATER RIGHTS SACRAMENTO

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1992	x	x	x	x	x	x	x			x	x	x	3
1993	x	x	x	x	x	x	x			x	x	x	3
1994	x	x	x	x	x	x	x			x	x	x	5

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation _____ acres; Stockwatering 80; Domestic _____
Other (specify) Swimming/wildlife enhancement/fire protection

*** CONTINUE ON BACK PAGE ***

WR40-1 (1/95)

***** 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: April 27, 1995, at Ione, California

SIGNATURE: By:

PRINTED NAME: Thomas (FIRST NAME) C. (M. NAME) Sager (LAST NAME)

COMPANY NAME: As Agent for Howard Properties

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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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. S009429

DIVERSION SITE:

OWNER'S NAME Howard Properties
(FIRST) (MIDDLE) (LAST)

PARCEL NO. all

PLACE OF USE:

OWNER'S NAME Howard Properties
(FIRST) (MIDDLE) (LAST)

1. **PARCEL NO.** all
2. **PARCEL NO.** _____
3. **PARCEL NO.** _____

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL STATEMENTS:

OWNER/LESSEE/AGENT/OTHER Howard Properties

NAME Attn: T.C. Sager
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS P.O. Box 1047
Ione, CA 95640
(CITY) (STATE) (ZIP)

TELEPHONE NO. (209) 274 - 4429

OTHERS USING ABOVE DIVERSION LOCATION:

1. **NAME** _____
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS _____
(CITY) (STATE) (ZIP)

TELEPHONE NO. (_____) _____ - _____

2. **NAME** _____
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS _____
(CITY) (STATE) (ZIP)

TELEPHONE NO. (_____) _____ - _____

☒ 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.

(1/95)

ATTACHMENT

State Water Resource Control Board
Division of Water Rights
Information Sheet

Howard Properties is a group of tenants in common, consisting specifically of Charles S. Howard, III; Robert S. Howard, Jr.; Frank Howard; Scott Leask; Cynthia Leask Saint Onge; Brigitte Lyn LaMonte Michael Jakobson; S. Kittredge Collins, Trustee of "The Collins Family Trust", which is sole and separate property of Settlor husband; Marita Collins Biven, Trustee of "The Marita C. Biven Revocable Living Trust"; Michael C. Howard, Trustee of the Howard Family Trust dated October; Malinda Howard; and Lisa L. Howard; Sanwa Bank California, a California Banking Corporation, Trustee under the Will of Charles S. Howard, Deceased, for the benefit of Lindsay C. Howard, Jr. The co-tenants listed above, who are all the co-tenants owning the subject property, are referred to herein as "Howard Properties" only for the sake of convenience.

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

P.O. BOX 2000 SACRAMENTO, CA 95810
901 P ST. SACRAMENTO, CA
(916) 322-4503

(916) 324-5676

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

1992 JUL -9 PM 3:42
DIV. OF WATER RIGHTS
SACRAMENTO

DIVERTER OF RECORD:

STATEMENT NO: 009429

HOWARD PROPERTIES
P O BOX 1047
IONE, CA 95640

TELEPHONE NUMBER:
(209) 274-4429

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

SOURCE: DRY CREEK #3

TRIBUTARY TO: MOKELUMNE RIVER

COUNTY: AMADOR

DIVERSION
WITHIN: NW1/4 OF NE1/4 SECTION 11, T06N, R09E, 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, 1992. (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
1989	X	X	X	X	X	X	X	X	X	X	X	X	3
1990	X	X	X	X	X	X	X	X	X	X	X	X	3
1991	X	X	X	X	X	X	X	X	X	X	X	X	3

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

Irrigation _____

Stockwatering 80 pair

Domestic _____

Other (specify) Wildlife Enhancement, Fire Protection, Swimming, & Fishing

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.)

None

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: July 7, 19 92, at Ione, California

Signature: [signature]

WR 401 (11/85)

1213

1991

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD

S9429

DIVISION OF WATER RIGHTS

STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or legibly written in ink.

A. Name of person diverting water C. S. HOWARD ESTATE--Howard Properties
Address P.O. Box 70, Jackson, California 95642 PHONE: (209) 223-1600

B. Name of body of water at point of diversion Dry Creek #3 Stock Pond No. 50
Tributary to Mokelumne River

C. Place of diversion NW ¼ NE ¼ Section 11, Township 6N, Range 9E, M.D. B&M, Amador 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 N/A

E. Capacity of diversion works Natural, 4 gal. per minute (cubic feet per second / gallons per minute)
Capacity of storage reservoir 3 acre feet (gallons / acre-feet)
State quantity of water used each month in gallons or acre-feet

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

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.
60 pair cows/calves watered October through July

Maximum annual water use in recent years 6 acre feet (gallons / acre-feet)
Minimum annual water use in recent years 3 acre feet (gallons / acre-feet)
Type of diversion facility: gravity X, pump ____

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

F. Purpose of use (what water is being used for) Stock water, recreation, wildlife and fish enhancement.

G. General description or location of place of use (use sketch of section grid on reverse side if you desire)
Natural hole in streambed which collects subsurface water moving into and through the channel.

H. Year of first use as nearly as known Pre-1900

I. Name of person filing statement L. A. COSTICK
Position Manager Organization Howard Properties
Address P.O. Box 70, Jackson, California 95642

I declare under penalty of perjury that the above is true and correct to the best of my knowledge and belief.
Dated: September 6, 19 77, at Jackson, California.
Signature: L.A. Costick

See Instructions on Reverse Side

SWRCB 60 (6/76)