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

S010771

2005, 2006, 2007

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

Owner(s) of Record:
HEARST HOLDINGS INC

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:
HEARST HOLDINGS INC
5 THIRD ST STE 200
SAN FRANCISCO, CA 94103

(441 298)
c/o Martin Cepkauskas

Agent:
Address:

Phone No. 415-777-8196
Fax No. 415-543-3490
E-mail Address: mcepkauskas@hearst.com

Phone No.
Fax No.
E-mail Address:

2008 JUN -5 PM 12:01
SWRCB WATER RIGHTS RECEIVED

Source Name: ARROYO DE LA CRUZ
Tributary To:
County: San Luis Obispo
Diversion within: 1/4 of 1/4 Section 35, T 25 S, R 6 E, MDB&M

Year of First Use:
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)) _____

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) _____

In use year round

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

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) _____

In use year round

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

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

Irrigation Irrigated Pastures acres; Stockwatering 1000-2000 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.)

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)

EWRIMS/BR
JUL 30 2008

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 ____.

   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 _____.

   b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:
   Year ____ _____ (AF/MG) Year ____ _____ (AF/MG) Year ____ _____ (AF/MG)
   I have data to support the above surface water use reductions due to the use of groundwater. YES _____ NO _____.

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

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

DATE: 5/22, 2008 at San Francisco, California

SIGNATURE: _____

PRINTED NAME: _____ MARTIN N. CEPKAUSKAS
(first name) (middle initial) DIRECTOR OF REAL ESTATE
THE HEARST CORPORATION

COMPANY NAME: _____

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.

S010771

The Hearst Corporation

Martin N. Cepkauskas
Director of Real Estate
San Francisco Realties
Sunical,Land & Livestock

2005 JUN 27 P 12:17

5 Third Street, Suite 200
San Francisco, CA 94103-3202
Telephone 415 777-8196
Fax 415 543-3490
email: mcepkauskas@hearst.com

VIA CERTIFIED MAIL

June 24, 2005

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

RE: <u>Hearst Holdings – Supplement Statement of Water Diversion and Use</u>

To Whom It May Concern:

Attached are the 2002, 2003, 2004 Supplemental Statement of Water Division and Use forms for:

S015383
S015382
S010771

Sincerely,

Marty Cepkauskas

MC/sgm

Encl.

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

S010771%S%2004

2002, 2003, 2004

2005 JUL 27 P 12:17

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: HEARST HOLDINGS INC;

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

HEARST HOLDINGS INC
C/O MARTIN CEPKAUSKAS
5 THIRD ST STE 200
SAN FRANCISCO, CA 94103-3203

STATEMENT NO.: S010771
CONTACT PHONE NO.: (415)777-8196

Source Name: ARROYO DE LA CRUZ
Tributary To: PACIFIC OCEAN
County: San Luis Obispo
Diversion Within: 1/4 of 1/4 Section 35, T25S, R06E, 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) _____

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) _____ 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	X	X	X	X	X
2003	X	X	X	X	X	X	X	X	X	X	X	X	X
2004	X	X	X	X	X	X	X	X	X	X	X	X	X

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

Irrigation Irrigated Pastures acres; Stockwatering 1000 - 2000 cattle; Domestic _____;

Other (specify) _____

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

_____

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

1. Conservation of water
   a. Are you now employing water conservation efforts? YES ___ NO 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 ____.

   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 _____.

   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: 6/22, 2005 at San Francisco, California

SIGNATURE: _____

PRINTED NAME: _____
(first name) (middle initial) (last name)

MARTIN N. CEPKAUSKAS
DIRECTOR OF REAL ESTATE
THE HEARST CORPORATION

COMPANY NAME: _____

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.

10771

State Water Resources Control Board

Winston H. Hickox
Secretary for Environmental Protection

Division of Water Rights
1001 I Street, 14th Floor • Sacramento, California 95814 • (916) 341-5426
Mailing Address: P.O. Box 2000 • Sacramento, California • 95812-2000
FAX (916) 341-5400 • Web Site Address: http://www.swrcb.ca.gov
Division of Water Rights: http://www.waterrights.ca.gov
E-Mail: siyer@waterrights.swrcb.ca.gov

Gray Davis
Governor

December 12, 2001

In Reply Refer to:341:SI:20026A, 25881, 27126, 27212, S1238 & S10771

Martin Cepkauskas
5 Third Street, Suite 200
San Francisco, CA 94103

Dear Mr. Cepkauskas:

LICENSE 10924A (APPLICATION 20026A), PERMIT 20775 (APPLICATION 27126), PERMIT 20906 (APPLICATION 27212) UNNAMED SPRINGS, STATEMENT 10771 ARROYO DE LA CRUZ, AND PERMIT 19247 (APPLICATION 25881) ARROYO DE LA CRUZ UNDERFLOW IN SAN LUIS OBISPO COUNTY; STATEMENT 1238 UNNAMED SPRING IN SISKIYOU COUNTY

This letter is to follow up your July 2001 letters concerning changes to the mailing address and designation of an agent for the water rights owned by The Hearst Corporation.

Unless notified otherwise within 30 days, we will update our records for ownership of the above referenced appropriative water rights to read as follows:

The Hearst Corporation
c/o Martin Cepkauskas
5 Third Street, Suite 200
San Francisco, CA 94103
Tel #: (415) 777-8196

Water Right Reporting:

An appropriative water right permit or license can be reduced or revoked after five continuous years of nonuse, or due to noncompliance with permit or license terms and conditions. To track the status and actual water use under the terms and conditions of the permit or license, we distribute a pre-printed form at regular intervals. You are reminded to expeditiously complete and return the reports to the Division.

If you have any questions, please do not hesitate to write or contact me at (916) 341-5426.

Sincerely,

ORIGINAL SIGNED BY

Sriram Iyer
Engineering Associate
Licensing Unit

California Environmental Protection Agency

"The energy challenge facing California is real. Every Californian 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."

SURNAME DWR 540	SI 12/12/01	WRWG 12/13/01		

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: HEARST CORPORATION

PHILLIP M BATTAGLIA
555 W FIFTH ST STE 4000
LOS ANGELES, CA 90013

STATEMENT NO: S010771

SOURCE: ARROYO DE LA CRUZ
TRIBUTARY TO: PACIFIC OCEAN
COUNTY: SAN LUIS OBISPO
DIVERSION
WITHIN: ¼ OF ¼ SECTION 35, T25S, R6E, MB&M.

TELEPHONE NUMBER: (213) 896-6622
YEAR OF FIRST USE:
PARCEL NO:

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

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

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

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) _____

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

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

Irrigation _____ acres; Stockwatering _____; Domestic _____

Other (specify) _____

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

_____

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

_____

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

DATED: _____, 19 ____ at _____, **California**

SIGNATURE: _____

PRINTED NAME: _____
(FIRST NAME) (MIDDLE INIT.) (LAST NAME)

COMPANY NAME: _____

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

AUG 23 2000

WR 40-1

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

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

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

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

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

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

99 SEP -1 PM 3:24
DIV. OF WATER RIGHTS
SACRAMENTO

OWNER OF RECORD: HEARST CORPORATION

PHILLIP M BATTAGLIA
555 W FIFTH ST STE 4000
LOS ANGELES, CA 90013

STATEMENT NO: S010771

SOURCE: ARROYO DE LA CRUZ
TRIBUTARY TO: PACIFIC OCEAN
COUNTY: SAN LUIS OBISPO
DIVERSION
WITHIN: ¼ OF ¼ SECTION 35, T25S, R6E, MB&M.

TELEPHONE NUMBER: (213) 896-6622
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) _____

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 X Acre-feet _____ 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	X	X	X	X	2.3 million
1997	X	X	X	X	X	X	X	X	X	X	X	X	2.3 million
1998	X	X	X	X	X	X	X	X	X	X	X	X	2.3 million

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

Irrigation _____ acres; Stockwatering 400 cattle, Domestic _____,

Other (specify) _____

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

_____

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

1. Conservation of water
   a. 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 X

SUP-STATE (12-98)

OCT 26 1999
KOSO SCANNING

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

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: August 5, 19 99 at Los Angeles, California

SIGNATURE: _____

PRINTED NAME: Philip (first name) M. (middle init.) Battaglia (Agent) (last name)

COMPANY NAME: The Hearst Corporation, Sunical Land & Livestock Division

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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Statements of Water Diversion and Use must be filed by riparian and per 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 diversions, and (3) assists the State to determine if additional water is available for future appropriators.

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SIDLEY & AUSTIN
A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

555 WEST FIFTH STREET
LOS ANGELES, CALIFORNIA 90013-1010
TELEPHONE 213 896 6000
FACSIMILE 213 896 6600

FOUNDED 1866

CHICAGO
DALLAS
NEW YORK
WASHINGTON, D.C.

HONG KONG
LONDON
SHANGHAI
SINGAPORE
TOKYO

WRITER'S DIRECT NUMBER
213-896-6653

WRITER'S E-MAIL ADDRESS
jrockey@sidley.com

August 5, 1999

Mr. Gerald E. Johns
Assistant Division Chief
Division of Water Rights
State Water Resources Control Board
P.O. Box 2000
Sacramento, California 95812-2000

Re: <u>Supplemental Statement of Water Diversion and Use No. S010771</u>

Dear Mr. Johns:

Enclosed please find the Supplemental Statement of Water Diversion and Use No. S010771. Should you have any questions regarding this statement or the use of water thereunder, please do not hesitate to contact the undersigned.

Sincerely,

Jay D. Rockey

JDR:em
Enclosure
cc: Philip M. Battaglia, Esq. (w/encl.)
Mr. Stephen T. Hearst (w/encl.)

::ODMA\PCDOCS\LOSANGELES\169889\1 August 5, 1999 (3:23pm)

OCT 26 1999
ROSO NODOHAR

S-10771

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, 1996

STATE WATER RESOURCES CONTROL BOARD
96 JUN -6 PM 2: 2
DIV. OF WATER RIGHTS SACRAMENTO

OWNER OF RECORD: HEARST CORPORATION

PHILLIP M BATTAGLIA
555 W FIFTH ST SUITE 4000
LOS ANGELES, CA 90013

STATEMENT NO: S010771

SOURCE: ARROYO DE LA CRUZ
TRIBUTARY TO: PACIFIC OCEAN
COUNTY: SAN LUIS OBISPO
DIVERSION WITHIN: ¼ OF ¼ SECTION 35, T25S, R6E, MB&M.

TELEPHONE NUMBER: (213) 896-6622
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) _____.

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	X	X	2.3 million
1994	X	X	X	X	X	X	X	X	X	X	X	X	2.3 million
1995	X	X	X	X	X	X	X	X	X	X	X	X	2.3 million

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation _____ acres; Stockwatering 400 cattle; Domestic _____
Other (specify) _____

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

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

DATED: 5/29, 19 96, at San Francisco, California

SIGNATURE: _____

PRINTED NAME: Amory (FIRST NAME) J. (M. NAME) Cooke (LAST NAME)

COMPANY NAME: The Hearst Corporation, Sunical Land & Livestock Division

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"

CY 12-28
S-10 771

** 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: S010771
OWNER OF RECORD: THE HEARST CORPORATION
XXXXXXXXXXXXXXXXXXXX
3XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX
LOS ANGELES, CA 90071
XXXXXXXXXXXXXXXXXXXX

Philip M. Battaglia, Esq.
c/o Sidley & Austin
555 W. 5th St., Ste. 4000
Los Angeles, CA 90013

1995 JUN -2 AM 9:
DIV. OF WATER RIGHTS
SACRAMENTO
STATE WATER RESOURCES

SOURCE: ARROYO DE LA CRUZ
TRIBUTARY TO: PACIFIC OCEAN
COUNTY: SAN LUIS OBISPO
DIVERSION
WITHIN: ¼ OF ¼ SECTION 35, T25S, R6E, MDB&M.

TELEPHONE NUMBER: XXXXXXXXXXXX (213)896-6622
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) _____.

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

Amounts below are: ☒ Gallons ☐ Acre-feet ☐ (other) _____

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC	TOTAL ANNUAL
1992	X	X	X	X	X	X	X	X	X	X	X	X	2.3 million
1993	X	X	X	X	X	X	X	X	X	X	X	X	2.3 million
1994	X	X	X	X	X	X	X	X	X	X	X	X	2.3 million

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation _____ acres; Stockwatering 400 cattle; Domestic _____
Other (specify) _____

*** 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.

N/A

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

DATED: May 5, 1995, 19 at San Francisco, California

SIGNATURE: The Hearst Corporation

PRINTED NAME: Amory (FIRST NAME) J. (M NAME) Cooke, Vice President (LAST NAME)

COMPANY NAME: Sunical Land and Livestock Division

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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. 010771

DIVERSION SITE:

OWNER'S NAME The Hearst Corporation, Sunical Division
(FIRST) (MIDDLE) (LAST)

PARCEL NO. 35, T25S, R6E, MDB & M

PLACE OF USE:

OWNER'S NAME The Hearst Corporation, Sunical Division
(FIRST) (MIDDLE) (LAST)

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

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL STATEMENTS:

OWNER/LESSEE/AGENT/OTHER Esquire

NAME ~~Philip M. Battaglia~~
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS c/o Sidley & Austin 555 W. 5th St., Ste. 4000
Los Angeles, CA 90013
(CITY) (STATE) (ZIP)

TELEPHONE NO. (213) 896 - 6622

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)

SIDLEY & AUSTIN
A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

CHICAGO
NEW YORK
WASHINGTON, D.C.

555 WEST FIFTH STREET
LOS ANGELES, CALIFORNIA 90013-1010
TELEPHONE 213: 896-6000
FACSIMILE 213: 896-6600

FOUNDED 1866

LONDON
SINGAPORE
TOKYO

WRITER'S DIRECT NUMBER

(213) 896-6653

May 25, 1995

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

Attn: Mr. Murt Lininger

Re: **Progress Report by Permittee for 1994**
Application: AO25881
Permit No.: 019247

Supplemental Statement of Water Diversion and Use
Statement No.: SO10771

Dear Mr. Lininger:

Enclosed please find the above-referenced Supplemental Statement of Water Diversion and Use and Progress Report by Permittee for 1994 relating to those water rights held by our client, The Hearst Corporation, with respect to its San Simeon property. Please do not hesitate to contact us if you have any questions regarding the enclosed Progress Report and Supplemental Statement.

Very truly yours,

Philip M. Battaglia

PMB:em
Enclosures

JDR95C60.SEL (5/25/95 11:57am)

STATE OF CALIFORNIA

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

STATEMENT OF WATER DIVERSION AND USE

(This is not a Water Right)

This statement should be typewritten or legibly written in ink.

1077

'82 APR -7 AM 9 10

STATE WATER RESOURCES CONTROL BOARD

DIV. OF WATER RIGHTS SACRAMENTO

A. Name of person diverting water: Hearst Corporation Sunical Division

Address: _____ Telephone: _____

B. Name of body of water at point of diversion: Arroyo de la Cruz

Tributary to: Pacific Ocean

C. Place of diversion: ____ ¼ ____ ¼ Section 35 Township 25S Range 6E, M.D. B&M, San Luis Obispo 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: Wells as shown on attached map

E. Capacity of diversion works: 20 GPM estimated total capacity (cubic feet per second / gallons per minute / gallons / acre-feet)

Capacity of storage reservoir: N/A

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	X	X	2.2 Million Gallons

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.

400 head of cattle at 15 gallons per head per day

Maximum annual water use in recent years: unknown (gallons / acre-feet)

Minimum annual water use in recent years: unknown (gallons / acre-feet)

Type of diversion facility: gravity ____, pump X

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

F. Purpose of use (what water is being used for): Stockwatering - 400 head cattle

G. General description or location of place of use (use sketch of section grid on reverse side if you desire)

Within Arroyo de la Cruz water shed (see attached map)

H. Year of first use as nearly as known: _____

I. Name of person filing statement: _____

Position: _____ Organization: _____

Address: _____ Telephone: _____

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

DATED: _____, 19____, at _____, California.

Signature: A. J. Cooke, Vice President

See Instructions on Reverse Side

WR 40 (7/77)

DATED: 3-002-26-00-0

E. Brennan Zerbe, Jr., Asst. Secretary

MMZ