



UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF RECLAMATION  
REGIONAL OFFICE, REGION 2

P. O. BOX 2511  
SACRAMENTO, CALIFORNIA  
(TOWN AND COUNTRY AREA)

IN REPLY  
REFER TO

2-100

July 16, 1962

Mr. Frank Paoli, Chairman  
Placer County Water Agency  
Placer County Courthouse  
Auburn, California

Dear Mr. Paoli:

As you know, the President on May 15, 1962, approved a statement of policies, standards, and procedures for uniform application in the formulation, evaluation, and review of comprehensive river basin plans and individual project plans for use and development of water and related land resources. Pursuant to those policies the Secretary of the Interior is presently studying the feasibility of increasing the capacity of the proposed Auburn Reservoir on the American River to ascertain if a more comprehensive development of its basin could be accomplished thereby. In order to assure full comprehensive development, I urge, with the concurrence of the Commissioner of Reclamation and the Secretary of the Interior, that the terms of the agreement contained in the letter of February 23, 1962, to you concerning the development by your Agency of its project on the Middle Fork of the American River be amended and supplemented in the manner and to the extent hereinafter set out.

Paragraph (c) is amended to read as follows:

"(c) The Agency will be required to purchase the following minimum amounts of water from the Central Valley Project during normal years on the basis of 5-year intervals:

1967 thru 1971	0
1972 thru 1976	0
1977 thru 1981	0
1982 thru 1986	0
1987 thru 1991	0
1992 thru 1996	15,000 acre-feet
1997 thru 2001	35,000 acre-feet
2002 thru 2006	85,000 acre-feet
2007 thru 2011	117,000 acre-feet

If the Auburn Dam and Reservoir has been constructed by the Federal Government, water under the above schedule shall be delivered to the Agency at Auburn Reservoir. Otherwise said water shall be delivered to the Agency at points mutually agreed upon."

Paragraph (j) is amended to read as follows:

"(j) Acceptance by your Agency of a maximum water surface elevation of the proposed Auburn Reservoir up to 1140 feet and willingness of your Agency to construct and operate its project so as not to include any feature which would be interfered with by a maximum water surface elevation of 1140 feet, provided, however, that the Agency shall not be precluded from later including features which are consistent with the maximum water surface elevation of Auburn Dam and Reservoir as actually constructed."

The following provision shall be added to and made a part of the said letter:

"(K) Commencing with the year following the retirement of the bonds issued for the construction of the Agency's project and continuing thereafter so long as the Agency's project is economically feasible for operation as a water development project, it shall be operated so as to maximize its yield for the development, conservation, and use of water for consumptive purposes."

Except as hereinabove provided the provisions of the letter of February 23, 1962, shall remain in full force and effect. We believe that the construction and operation of the respective projects as provided in the February 23, 1962, letter as hereinabove modified will assure full comprehensive development of the American River basin.

If you concur, please furnish us a certified copy of a resolution of acceptance by the Board of Directors of your Agency and execute the attached copy of this letter at the place indicated. Upon the delivery to me of the executed copy of this letter and the certified copy of the resolution, the terms of the agreement contained in the letter of February 23, 1962, shall be deemed to be and shall be entered in the particulars hereinabove set out.

Sincerely yours,




H. P. Dugan  
Regional Director

Accepted:

Placer County Water Agency

By

  
Chairman

RESOLUTION NO. 62 -15 OF THE PLACER COUNTY  
WATER AGENCY APPROVING TERMS OF AGREEMENT WITH UNITED  
STATES RELATED TO THE MIDDLE FORK AMERICAN RIVER  
PROJECT

1 WHEREAS, by Resolution No. 62-3, the Board of Directors of  
2 the Placer County Water Agency accepted and agreed to the basic  
3 terms for an agreement between said Agency and the United States  
4 as set forth in a letter dated February 23, 1962, from Mr. H. P.  
5 Dugan, Regional Director, Region 2, United States Bureau of Reclam-  
6 ation; and

7 WHEREAS, representatives of the United States Department  
8 of the Interior have since then requested the Placer County Water  
9 Agency to consider a modification of certain of the terms of said  
10 agreement in order to permit the Department of the Interior to  
11 explore the advisability of enlarging the proposed Auburn Reser-  
12 voir; and

13 WHEREAS, the proposed modifications in the terms of the  
14 agreement set forth in said letter of February 23, 1962, have been  
15 specified in a letter to Mr. Frank J. Paoli, Chairman of the  
16 Board of Directors of the Placer County Water Agency, from Mr.  
17 H. P. Dugan, Regional Director, Region 2, United States Bureau of  
18 Reclamation, dated July 16, 1962; and

19 WHEREAS, said letter states that the Commissioner of  
20 Reclamation and the Secretary of the Interior have concurred in  
21 urging the modification of the terms of said February 23, 1962,  
22 letter; and

23 WHEREAS, the Board of Directors of the Placer County  
24 Water Agency desires at this time to indicate formally its  
25 acceptance of said modifications;

26 NOW, THEREFORE, BE IT RESOLVED by the Board of Directors  
27 of the Placer County Water Agency that said Board hereby accepts  
28 and agrees to the modifications of the terms of agreement between  
29 the Agency and the United States as set forth in the letter dated  
30 July 16, 1962, to Mr. Frank J. Paoli from Mr. H. P. Dugan,  
31 Regional Director, Region 2, United States Bureau of Reclamation,  
32 and that the Chairman of said Agency is authorized to execute a

1 copy of said letter indicating such acceptance and agreement.

2 The foregoing Resolution was duly passed by the Placer  
3 County Water Agency at a special meeting thereof held on the 16th  
4 day of July, 1962, by the following vote on roll call:

5 AYES DIRECTORS: Radovich, Anderson, Briner and Paoli

6 NOES DIRECTORS: None

7  
8 ABSENT DIRECTORS: Doyle

9 Signed and approved by me after its passage this 16th  
10 day of July, 1962.

11

12

*Mark Paoli*  
Chairman, Placer County Water Agency

13

14 ATTEST:

15

16

*Elynor Freeman*  
Clerk, Placer County Water  
Agency

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

I, Elynor Freeman, Clerk of the Placer County Water  
Agency, certify that the above is a true copy of a Resolution  
adopted at a special meeting of the Board of Directors of the Placer  
County Water Agency held on July 16, 1962.

*Elynor Freeman*  
Clerk, Placer County Water Agency

July 16, 1962

The Placer County Water Agency met in special session with all Directors present except Thomas E. Doyle; Chairman Frank J. Paoli presiding; Elynor Freeman, Clerk. Also present were John M. Bernard, County Executive, and Stanley W. Kronick, Attorney. Waiver of notice of special meeting was signed and filed.

BUREAU OF RECLAMATION - Resolution No. 62-15 Passed Approving  
Terms of Agreement with United States Relating to the  
Middle Fork American River Project

Mr. Stanley W. Kronick, Attorney, read a letter from Mr. H. P. Dugan, Regional Director of the Bureau of Reclamation, in which ~~are~~ outlined amendments and supplements to the letter of agreement dated February 23, 1962, concerning the development of the Placer County Middle Fork American River project.

Motion was made by Briner, seconded by Radovich, all members voting aye on roll call except Director Doyle absent; that Resolution No. 62-15 be passed approving the ~~xxxxxxx agreement with the United States Bureau of Reclamation and supplements to the agreement dated July 16, 1962~~ which amends and supplements the Agreement with the Bureau of Reclamation dated February 23, 1962.

#### ADJOURNMENT

Motion was made by Briner, seconded by Anderson, all members voting aye except Director Doyle absent, that the special meeting be adjourned.





UNITED STATES  
DEPARTMENT OF THE INTERIOR

BUREAU OF RECLAMATION

REGIONAL OFFICE, REGION 2

P. O. BOX 2511

SACRAMENTO, CALIFORNIA

(TOWN AND COUNTRY AREA)

ADDRESS ALL  
COMMUNICATIONS TO  
THE REGIONAL DIRECTOR

IN REPLY  
REFER TO: 2-770

JUL 16 1962

*Files*

*18087*

*18087*

California State Water Rights Board  
P. O. Box 1592  
Sacramento 7, California

Gentlemen:

Subject: Applications 18084, 18085, 18086, and 18087 by  
Placer County Water Agency to appropriate water  
from the North and Middle Forks of the American  
River and its tributaries

On October 12, 1961, we filed a protest with your Board against  
the granting of permits on the subject applications. As we stated  
in the letter transmitting those protests to your Executive Officer,  
positive steps were being taken to resolve our mutual problems  
relating to the development of the water resources of the American  
River.

I am now happy to inform you that a letter agreement dated July 16,  
1962 amending and supplementing the February 23, 1962 letter which  
has been marked as Placer County Water Agency's Exhibit No. <sup>162</sup> in *RT 7/17/62*  
the proceedings before your Board has been executed. A copy of the  
July 16, 1962 letter is attached. We, therefore, wish to withdraw  
our protests against the Agency's applications 18084 through 18087.  
Please make the necessary entries in your records to reflect these  
withdrawals.

Sincerely yours,

*H. P. Dugan*

H. P. Dugan  
Regional Director

Enclosure:

Copy to: Mr. Frank Paoli, Chairman  
Placer County Water Agency  
Placer County Court House  
Auburn, California  
(with enclosure)

*7/17/62  
18087  
H. P. Dugan*

*hi*

PETITION FOR CHANGE IN POINT OF DIVERSION

Attached \$10.00 filing fee with petitions for changes

Application 18085 Permit \_\_\_\_\_ License \_\_\_\_\_

State Water Rights Board  
1401 - 21st Street  
Sacramento, California

Gentlemen:

We

**X** hereby request permission to change the point of diversion described in the above-numbered filing to a point described as follows and as shown on the map herewith submitted:

See attached amended Application 18085, Par. 4 Supp. Ref. No. 6 -  
(Give tie by bearing and distance or by coordinate distances from some

Changed from American Bar to Ralston Afterbay Dam. Attached amended  
government corner and the 40 acre subdivision in which the new point of

Application 18085 also includes the changes proposed in the petitions sub-  
diversion lies).

mitted on May 28, 1962, and is intended to supersede the amended application  
submitted at that time.

GIVE REASON FOR PROPOSED CHANGE Elimination of American Bar Dam and

Afterbay Dam from Project.

WILL THE OLD POINT OF DIVERSION BE ABANDONED? Yes.

Irrigation, incidental domestic,  
WATER WILL BE USED FOR recreational, municipal & industrial PURPOSES.

I have access to the proposed new point of diversion by virtue of

Privately owned land will be acquired by purchase or through exercise  
(Ownership, lease, verbal or written agreement)

of power of eminent domain.

If by lease or agreement state name and address of party or parties  
from whom access has been obtained.

Are there any persons taking water from the stream between the old  
point of diversion and the new point of diversion? No.

(Answer "Yes" or "No")

Give names and addresses: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

This change does not involve the introduction of any new source or any  
increase in the amount of the appropriation. **PLACER COUNTY WATER AGENCY**

By Adolph Moskowitz  
(Signature)

**Adolph Moskowitz**  
**Attorney for Placer County**  
**Water Agency**

8-8-62  
(Date)

SACRAMENTO  
STATE WATER RIGHTS BOARD  
JUN 10 4 53 PM '65

Chapter 254, Statutes of 1955, requires a \$10.00 filing fee with petitions for  
changes.



Mr. Ralph M. Brody, Chairman  
Department of Water Resources  
California Water Commission  
P. O. Box 388  
Sacramento, California

7/13/62 *gmb*

Applications  
18084, 18085, 18086 and  
18087 - Placer County  
Water Agency

This will acknowledge receipt of your Inter-Departmental Communication of July 11 advising us that the California Water Commission had at its meeting held on July 6, 1962, approved amendments to Applications 18084, 18085, 18086 and 18087 of the Placer County Water Agency.

L. K. Hill  
Executive Officer

JTB:tm

18085  
July 3, 1962

Mr. Alvin Landis  
Attorney at Law  
926 J Street Building  
Sacramento 14, California

Subject: Applications 18084, 18085, 18086 and 18087 of  
Placer County Water Agency on American River  
and Tributaries in Placer and El Dorado Counties

Dear Mr. Landis:

This is to acknowledge receipt of your letter of June 22, 1962, setting forth your position regarding the El Dorado County Agencies' four suggested permit terms to be imposed in permits to be issued on the above-numbered applications for the protection of the county of origin.

The merits of your suggestions will be analyzed and if further clarification is required you will be afforded an opportunity to do so at the hearing scheduled for July 17, 1962.

Very truly yours,

L. K. Hill  
Executive Officer

ALF:mr

June 13, 1962

Placer County Water Agency  
c/o Kronick, Moskovitz and Vanderlaan  
Attorneys at Law  
926 J Street Building  
Sacramento, California

Subject: Applications 18084, 18085, 18086 and 18087

Gentlemen:

This will acknowledge receipt of the petitions for changes in the points of diversion and places of use set forth in Applications 18084, 18085, 18086 and 18087. It will be necessary for you to submit the proposed changes to the State Water Commission for approval pursuant to Water Code Section 10504.5 prior to consideration of the petitions by the State Water Rights Board.

Upon notification by the Water Commission of its decision on the proposed changes, the petitions will be taken under consideration by the Board.

Very truly yours,

L. K. Hill  
Executive Officer

JTB:so

June 6, 1962

Mr. Alvin Landis  
Attorney at Law  
926 J Building  
Sacramento 14, California

Subject: Applications 18084, 18085, 18086 and 18087  
Placer County Water Agency

Dear Mr. Landis:

Your letter of May 29, 1962, sets forth four terms which you suggest be included in any permits issued to Placer County Water Agency in connection with the subject applications.

Resolution No. 127 of the California Water Commission (PCWA Exh. 12) is a release from priority by the Commission to the Agency of State Applications 7936 and 7937 in favor of Applications 18084, 18085, 18086 and 18087. That release from priority was made subject to four conditions, the first of which reads as follows:

"The prior rights of any county in which the water sought to be appropriated originates to the use of such water as may be necessary for the development of such county as provided for in Section 10505 of the Water Code."

It appears that the objective of each of the terms suggested by you is adequately met by the condition of the release from priority quoted above. Furthermore we do not understand how each of your suggested conditions differ from the others insofar as the actual objective is concerned.

Will you please advise us whether the condition specified by the California Water Commission will meet the objective of El Dorado County Water Agency and Georgetown Divide Public Utility District and if not, how the four conditions suggested by you actually differ from each other.

Very truly yours,

L. K. Hill  
Executive Officer

KLW:lpb  
cc: Mr. Adolph Moskovitz, Attorney at Law  
Kronick, Moskovits and Vanderlaan  
926 J Street Building, Room 1014  
Sacramento 14, California

PCWA-032

STATE OF CALIFORNIA  
STATE WATER RIGHTS BOARD  
P. O. BOX 1592  
SACRAMENTO 7, CALIFORNIA

Receipt No 15844

Date May 29, 1962 (\$ 10.00)

Received (\$ )

☐ Cash ☐ Money Order ☒ Check (Receipt contingent upon collection)

Placer County Water Agency  
c/o Kronick and Moskowitz  
Attorneys at Law  
926 J St. Bldg.  
Sacramento 14, California

Re APPLICATION 18085

☐ Deposit ☐ Balance ☒ Full

Recordation Fee . . . . . \$  
Verification—Fee . . . . . \$  
Expense . . . . . \$

Application No. . . . . \$  
Permit Fee . . . . . \$  
Permit Extension Fee . . . . . \$  
Petition Fee . . . . . \$ 10.00  
Additional Fee on Charges . . . . . \$  
Certification Fee . . . . . \$  
Copying—Comparing . . . . . \$  
Proof of Claim Fee . . . . . \$  
Adjudication Apportionment . . . . . \$  
Refund—Verification . . . . . \$  
Other . . . . . \$

☐ Uncleared Collections

- ☐ Application  
☐ Proof of Claim  
☐ Adjudication Apportionment  
☐ Verification Advance  
☐ Other

STATE WATER RIGHTS BOARD

LESLIE C. JOPSON, Chief Engineer

By

Chaima Garrett

Title

PCWA-032