POD 35542
PB 2/16/12

STATE WATER RESOURCES CONTROL BOARD
DIV. OF WATER RIGHTS
SACRAMENTO
AUG 31 PM 2:15

State of California
State Water Resources Control Board
DIVISION OF WATER RIGHTS
1001 I Street, 14th Floor, Sacramento, CA 95814
P.O. Box 2000, Sacramento, CA 95812-2000
Info: (916) 341-5300, Fax: (916) 341-5431, www.waterboards.ca.gov/waterrights

INITIAL STATEMENT OF WATER DIVERSION AND USE
NOTE: A Statement is not a Water Right

This Statement should be typewritten or legibly written in ink and submitted to the address above.
A separate statement must be filed for each point of diversion.

An (*) indicates a required section. Required sections must be completed for the Statement to be accepted.

***A.** Claimant/Agent Information

Claimant/Owner: Reclamation District 1004	Agent: MBK Engineers
Mailing Address	Mailing Address
134 - 5th Street	1771 Tribute Road, Suite A
Colusa, CA 95932	Sacramento, CA 95815
Phone No. (530) 458-7459	Phone No. (916) 456-4400
Fax No. (530) 458-8941	Fax No. (916) 456-0253
E-mail Address: rd1004@frontiernet.net	E-mail Address:

***B.** Water is diverted and used under the claim of: Riparian claim X Pre 1914 claim X Court Decree No _____
Other (explain):

***C.** Name of the body of water at the point of diversion
Unnamed Drain
Tributary to Butte Cr. thence Butte Sl. thence Sutter Bypass thence Sacramento R.

***D.** Point of diversion is located within Colusa County on Assessor's Parcel No. 012-018-037
being within the SE 1/4 of NE 1/4 of Section 12, of Township 17N, Range 1W, MD B&M.
Provide the location of the point of diversion using the California Coordinate System (NAD 1983) or Latitude / Longitude measurements.
6586668'E, 2250127'N, Zone, 2, California Coordinate System, NAD 83
Identify the point of diversion and outline the place of use on a United States Geological Survey (USGS) topographic map and submit the map with the Statement.
Name of the diversion works is Avis Channel (POD #1) Related Water Right(s) See Attachment

E. Do you own the land at the point of diversion? Yes ___ No X If No, please provide the name and address of the land owner at the point of diversion: Roger Borrell, 2032 Blevins Road, Yuba City, CA 95993

***F.** Capacity of diversion works 75 (cfs, ~~gpm, or gpd~~) Capacity of storage tanks or reservoir _____ (gallons or acre-feet)
Type of diversion facility: Gravity _____ Creek Pump X Well Pump _____
Method of measurement: Weir _____ Flume _____ In line flow meter _____ Electric Meter _____ Estimate X

NOTE: # Monthly report below is optional until January 1, 2012, at which time the information becomes mandatory.

#Provide the maximum rate of diversion achieved in each month in the table below as measured in: cfs ___, gpm ___, or gpd ___

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec

Additional copies of this form and water right information can be obtained at www.waterboards.ca.gov/waterrights.

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*G. Provide the quantity of water diverted each month in the table below as measured in: Gallons ___ Million gallons ___ Acre-feet X

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2009						X	X	X					7,101

H. Annual water use in recent years: Maximum _____ (gallons or acre-feet) Minimum _____ (gallons or acre-feet)

State the year of first use at diversion site or storage facility Prior to 1912

*I. Beneficial water use is for: (example, number of acres and type of crop irrigated, average number of persons served, number of stock watered, etc.) Irrigation and rice straw decomposition, wildlife enhancement, and recreation on approximately 7,000 acres annually.

*J. General description and location of the place of use shall be identified using a USGS topographic map, or if assigned, may be provided using the public land description to the nearest 40 acre parcel accompanied by the County Assessor's parcel map.

See Attached Map

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

1. Conservation of water
   a. Describe any water conservation efforts you have in place See Attachment

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 that unreasonably affects such water for other beneficial uses? YES __ NO X.

3. Conjunctive use of surface water and groundwater
   a. Are you using groundwater in lieu of surface water? YES __ NO X.

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

*DATE: AUG 18 2010 at Colusa, California

*SIGNATURE: [signature]

*PRINTED NAME: KELLY (first name) BOYD (middle initial) (last name)

COMPANY NAME: RECLAMATION DISTRICT NO. 1004

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 form the source 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 1) store water for later use 2) divert water which originates in a different watershed 3) divert water released from storage, or 4) divert return flows from groundwater use.

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 in December 1914, new appropriators have been required to obtain a permit or license from the State.

Statements of Water Diversion and Use must be filed by a riparian and/or pre-1914 appropriative water user. 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 in determining if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please visit the website http://www.waterboards.ca.gov/waterrights/water_issues/programs/diversion_use/, or write to this office.

Attachment to
Initial Statement of Water Diversion and Use
for Reclamation District 1004
Avis Channel

D. Related Water Rights: Permit 16771 (Application 23201)

G. Quantities diverted at this point of diversion during the season authorized under Permit 16771 (Application 23201), April 1 through June 15 and September 1 through January 1, are reported on the 2009 Progress Report by Permittee for Permit 16771.

J. Water at this point of diversion is delivered to lands within the boundaries of Reclamation District 1004 which comprises approximately 22,000 gross acres. Tail water originating from this diversion and other sources is comingled with tail water from other points of diversion and sources available to the District and is re-circulated for use throughout the District's boundaries. The District is located just to the east of the Sacramento River, approximately 7 miles northeast of the town of Colusa in Glenn and Colusa Counties.

K.1.a.: Optimum water conservation efforts have yet to be determined; however, these efforts are ongoing and include improved water management practices and technologies such as, but not limited to extensive recirculation system allowing for reuse of tailwater throughout the District, laser leveling of fields, varietal changes, and weed abatement.