

**DIVISION OF WATER RIGHTS**  
**PROSECUTION TEAM EXHIBIT 8**

**(PT-8)**

**Statement of Water Diversion and Use S015625**



**ATTENTION:** Mr. Koso Nodohara  
**COMPANY:** S.O.C. Division of Water Rights

**DATE:** June 30, 2001  
**TOTAL PAGES:** 3

**FROM:** Matt Lewis  
Vice President - Development Engineering  
(831) 443-0928 Phone  
(831) 443-7173 Fax

<input type="checkbox"/> Please call me	<input type="checkbox"/> As requested by you	<input type="checkbox"/> Revise as noted
<input checked="" type="checkbox"/> For your use	<input type="checkbox"/> Need more information	<input type="checkbox"/> For your approval
<input type="checkbox"/> For review and comment		<input type="checkbox"/> Received your information

**COMMENTS:**

Mr. Nodohara, Creekbridge Homes just recently purchased the property described on the attached form in Ukiah adjacent to the West Fork of the Russian River along with the reservation of the proportional water right for this property which was established and recorded prior to December of 1914. I received notice of your Departments required form only days ago and am submitting it for filing. I have not been able to get the past usage information from the previous Owner due to the fact that he is out of town. I will provide you with the past use information as soon as I receive it. We took possession of the property in late may and have set up a flow meter and storage tank to keep track of the use. I have shown what our actual usage was for the month of June and projected our best guess of what the water usage will be for the rest of the year. Our usage for the year 2002 should be based on 1.53 million gallons per month for each month which is a total of 18,360,000 gallons per year.

Please contact me at (831) 443-0928 with any questions or if you need any additional information.

Thank you,

21025 E. Boronda Rd., Salinas, CA 93906-4834  
Phone 831-443-0928 Fax 831-443-7172

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

STATE WATER RESOURCES CONTROL BOARD  
 2001 JUL 12 PM 12:30  
 ON SEP 11 2001

**STATEMENT OF WATER DIVERSION AND USE**

(This is not a Water Right)  
 This Statement should be typewritten or legibly written in ink and submitted to the address above.  
 A separate statement should be filed for each point of diversion. A duplicate copy will be returned for your file.

A. Name of person diverting water CREEKBRIDGE HOMES L.P.  
 Address 2093 LANDINGS DRIVE MOUNTAIN VIEW CALIFORNIA  
 Telephone: (650) 969-7722

B. Water is used under: Riparian claim: \_\_\_\_\_ Pre 1914 right: X Other (explain) \_\_\_\_\_

C. Name of the body of water at the point of diversion WEST FORK OF THE RUSSIAN RIVER, MENDOCINO COUNTY  
 Tributary to RUSSIAN RIVER

D. Point of diversion is located within MENDOCINO County on Assessors Parcel # 16A-130-17, being within the \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of Section \_\_\_\_\_ of Township \_\_\_\_\_ Range \_\_\_\_\_ B&M.  
 Name of works A PORTION OF LOT 118 YOKAYO RANCHO

E. Do you own the land at the point of diversion? Yes \_\_\_\_\_ NO X The name and address of the owner of the land is: THOMAS P. HILL, 601 STATE STREET, UKIAH, CA 95482

F. Capacity of diversion works 800 (cfs, gpm or gpd) Capacity of storage tanks or reservoir 12,000 (gallons or acre-feet)  
 Type of diversion facility: Gravity \_\_\_\_\_ Pump X  
 Method of measurement: Weir \_\_\_\_\_ Flume \_\_\_\_\_ Electric Meter X Estimate \_\_\_\_\_

G. Enter the amount (or approximate amount) of water used each month.  
 Amounts below are shown in: Gallons X Acre-feet \_\_\_\_\_ Other \_\_\_\_\_

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2001	N/A	N/A	N/A	N/A	N/A	33265 (meter)	33265 (est)		1.53 (mgd)				7,117,977 gallons (estimate)

H. Annual water use in recent years: Maximum not known (gallons or acre-feet) Minimum not known (gallons or acre-feet) Year of first use (nearly as known) 1914 *(will provide information once received)*

I. Purpose of use: What is the water being used for: (example, number of acres and type of crop irrigated, average number of persons served, number of stock watered, etc.) 10.5 ± acres of land for fruit tree irrigation, construction dust control and domestic water for a 51 unit subdivision.

J. General description or location of place of use (example: 40 acres of pasture located 3 miles from Happyville on Alpha Road) 10.5 ± acres of land located 1/4 mile east of North State Street on Lake Mendocino Drive next to West fork of

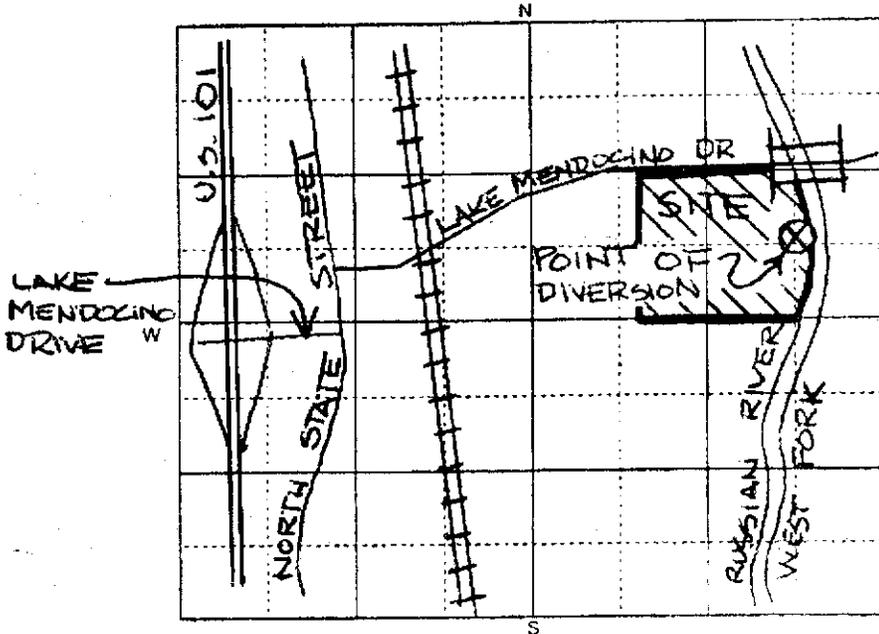
K. Map: Please locate the point of diversion and place of use on a print of a USGS quad map, or make a sketch on the section grid provided on the reverse side of this form. The sketch should identify the section lines, prominent local landmarks and roads, your point of diversion, and your place of use (your house, acreage irrigated, etc.) Russian River.

L. 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: N/A
  
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

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

DATE: JUNE 30, 2001 at SALINAS, California  
 SIGNATURE: MATTHEW K LEWIS (VICE PRES. CREEK BRIDGE HOMES)  
 PRINTED NAME: MATTHEW K LEWIS  
 (first name) (middle init.) (last name)  
 COMPANY NAME: CREEK BRIDGE HOMES L.P.



The location of the diversion point and the place of use may be sketched on the section and provided. If it is used, please enter the section(s), township, range and the base & meridian below. Also, show any streams or other landmarks that will assist in identifying the area.

Section(s) \_\_\_\_\_  
 Township \_\_\_\_\_  
 Range \_\_\_\_\_  
 \_\_\_\_\_ B&M

APN #  
169-130-17  
 A PORTION  
 OF LOT #118  
 YOKAYO RANCHO

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 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 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 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 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: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Right in California and (3) Appropriation of Water in California.