

RESOLUTION OF CALIFORNIA-NEVADA INTERSTATE COMPACT COMMISSION
RE: TERMS AND CONDITIONS IN STAMPEDE RESERVOIR PERMITS
JANUARY 16, 1958

FILE	15672
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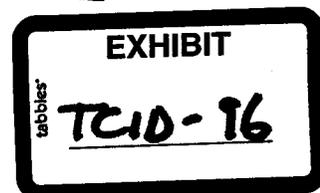
WHEREAS, the Joint California-Nevada Interstate Compact Commission on October 18, 1957, adopted a resolution recommending to the California State Water Rights Board (1) that hearings be held as soon as possible on pending applications to appropriate water at the Stampede Reservoir site and (2) that the permits under said applications when granted should be subject to the restrictions contained in the Washoe Project Authorization Act and to such further conditions as the Joint California-Nevada Interstate Compact Commission may submit either prior to or at the hearing for the taking of testimony on the applications; and

WHEREAS, the Joint California-Nevada Interstate Compact Commission has reached agreement upon further conditions to be recommended to the California State Water Rights Board for inclusion in such permits;

NOW, THEREFORE, BE IT RESOLVED, that the Joint California-Nevada Interstate Compact Commission recommends to the California State Water Rights Board that any permit or permits which said Board may grant with respect to Applications No. 15672 and 15673 of the United States Bureau of Reclamation and Application No. 5170 of the Sierra Pacific Power Company, and any permission which said Board may grant to the Washoe County Water Conservation District to change the point of diversion of water under Application No. 6534, Permit No. 5287 to the Stampede Dam site, be made expressly subject to the following terms and conditions:

1. Insofar as the appropriation of water under this permit is concerned, Stampede Reservoir shall not be operated by the permittee separately or in conjunction with other reservoirs of the Truckee River Basin so as to

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OFFICIAL RECORD
STATE WATER RIGHTS BOARD



prevent in the future such consumptive beneficial uses of water as are presently being made in the California portion of said basin and such consumptive beneficial uses as are presently being made of water from Little Truckee ditch, Echo Lake and Marlette Lake; provided that the foregoing is a condition on the operation of Stampede Reservoir under this permit and is not to be construed as a definition of the legality of any water right.

2. In connection with the appropriative rights acquired under this permit, and with the operation of Stampede Reservoir pursuant to this permit separately or in conjunction with other reservoirs on the Truckee River system, there is hereby reserved to water users in California the right of proceeding under California law to acquire appropriative rights to up to 30,000 acre feet annually of the presently unappropriated water of the Truckee River system for beneficial use in the Truckee River Basin in California. Such appropriative rights so reserved shall be limited annually to 30/156ths of the presently unappropriated water available on the Little Truckee River at the Stampede Dam site, but such amount of water may be stored or diverted at any location or locations on the Truckee River system to the extent that unappropriated water exists. It is provided, however, that return flow from such water to Lake Tahoe, or the Truckee River or its live tributaries, as may be determined by this Board, shall be credited to such California reservation. The appropriative rights hereby reserved for use in California shall be deemed to have the same date of priority as the 126,000 acre feet of storage at Stampede Reservoir under this permit. Appropriative rights acquired to water of the Truckee River system in addition to the appropriative rights described above shall be junior in priority thereto.

3. Permittee shall keep adequate records of (a) the amounts of water beneficially used for the various purposes for which the water has been ap-

propriated, (b) the amount of water used solely for power generation, (c) the amount of water stored in Stampede Reservoir in lieu of storage at other existing reservoirs, and (d) the amount of water stored in Stampede Reservoir in addition to the amount described in (c) of this condition. Copies of such records shall be furnished annually to this Board.

4. To assure sufficient water flows in the Little Truckee River below Stampede Reservoir to protect public fisheries resources, releases will be made from said reservoir into the Little Truckee River to maintain minimum flows therein as follows:

(a) During years of 60^{note addition - see R.T.P 112} per cent normal predicted runoff ^{and up to 130} ~~or above~~, based on the official federal-state cooperative April snow surveys and water supply forecasts for the Truckee River watershed, (1) six cubic feet per second measured at a point one-quarter mile downstream from Stampede Dam, and (2) twelve cubic feet per second measured at a point near the confluence of the Little Truckee River with Boca Reservoir.

(b) During years when the official predicted runoff for the Truckee River watershed is less than 60 per cent of normal, (1) six cubic feet per second measured at a point one-quarter mile downstream from Stampede Dam, and (2) six cubic feet per second measured at a point near the confluence of the Little Truckee River with Boca Reservoir.

(c) During years when the official predicted runoff for the Truckee River watershed is more than 130 per cent of normal, (1) eight cubic feet per second measured at a point one-quarter mile downstream from Stampede Dam, and (2) six-

teen cubic feet per second measured at a point near the confluence of the Little Truckee River with Boca Reservoir.

(d) The flows to be maintained in (a) through (c) above shall become effective on May 1 of each year and continue to May of the following year.

5. In the operation of Stampede Reservoir pursuant to this permit separately or in conjunction with other reservoirs of the Truckee River system, the permittee shall, within the bounds of its authority and responsibility and within the bounds of the authorized Washoe Project and its economic feasibility, cooperate with the U. S. Fish and Wildlife Service and the California Department of Fish and Game in preventing, as much as possible without injury to the Washoe Project, damage to and providing for the enhancement of the existing fisheries and wildlife resources of the Truckee River Basin in California.

6. If and when an interstate compact covering the distribution and use of the waters of the Truckee and Carson Rivers is approved by the Legislatures of the States of California and Nevada and is consented to by Congress, the operation of Stampede Reservoir shall be in conformance with such compact and the terms and conditions set forth in this permit (or permission to change point of diversion, as the case may be) which are in conflict thereto shall not apply. (This should come at the end of all other terms and conditions included in any permit or permission to change place of diversion which may be granted); and

BE IT FURTHER RESOLVED, that the Joint California-Nevada Interstate Compact Commission recommends that, subject to the foregoing terms and conditions, permits be granted to the United States Bureau of Reclamation with respect to Applications No. 15672 and 15673.

Add to condition No. 6 (conference between Cring, Parker & Moskowitz.)

The Board retains ~~continuing~~ jurisdiction for the purpose of amending the terms of this permit ~~in order~~ to conform to the terms of such compact.

COMMISSION MEMBERS
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JAMES W. JOHNSON, RENO
GEORGE M. DECKHAM, RENO
B. E. WINSTON, YERKINSON
NORMAN D. BROWN, SPARKS
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HUGH A. PHAMBERGER, CHAIRMAN,
EZ OFFICE MEMBER
EDMUND MUTH, SECRETARY

STATE OF NEVADA
CALIFORNIA-NEVADA INTERSTATE
COMPACT COMMISSION

STATE OFFICE BUILDING, P. O. BOX 606
CARSON CITY, NEVADA

January 16, 1958.

The California State Water Rights Board,
1401 - 21st Street,
P. O. Box 1592,
Sacramento, California.

RE: APPLICATION NO. 5170, SIERRA PACIFIC
POWER COMPANY

APPLICATIONS NO. 15672, 15673 - J. S.
BUREAU OF RECLAMATION

PERMIT 5267 (APPLICATION NO. 6534)
WASCO COUNTY WATER CONSERVATION DISTRICT

Gentlemen:

Enclosed is a copy of a resolution adopted unanimously by the Joint California-Nevada Interstate Compact Commission on January 16, 1958, recommending terms and conditions for inclusion in any permits or permission to change place of diversion which may be granted by the California State Water Rights Board with respect to the appropriation of water at the Stampede Dam site.

At the hearing on the above-entitled matters, scheduled to begin on February 17, 1958, the Joint California-Nevada Interstate Compact Commission proposes to introduce evidence in support of these recommended terms and conditions.

Very truly yours

A. M. Earton, Chairman,
California Commission

Encl.
cc-Bureau of Reclamation
Carson City, Nevada
Att: Mr. Hollis Hunt.

Edmund Muth, Chairman,
Nevada Commission