**300B** *Last Updated: 06/01/2012*

*Category:*

Environmental Mitigation

*Title:*

Navarro River, Riparian Use, Potential

*When Used:*

For use in rights pursuant to Applications A029711, A029810, A029907, A029910, and A029911 if right holder has not diverted and used water under basis of riparian right for the same place of use authorized by the right.

*Background/Justification:*

See Draft Division Decision incorporated by reference into Division Decisions 1999-0002 and 2000-0001.

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Right holder shall not use more water under basis of riparian right on the place of use authorized by this right than right holder would have used absent the appropriation authorized by this right. Based on the information in the Division’s files, riparian water has not been used on the place of use. Therefore, consistent with this term, right holder may not divert any additional riparian water for use on the place of use authorized by this right under basis of riparian right. With approval from the Deputy Director for Water Rights, this information may be updated, and right holder may use water under basis of riparian right on the authorized place of use, provided that right holder submits reliable evidence to the Deputy Director for Water Rights quantifying the amount of water that right holder likely would have used under basis of riparian right absent the appropriation authorized by this right. The Deputy Director for Water Rights is hereby authorized to approve or reject any proposal by right holder to use water under basis of riparian right on the place of use authorized by this right.

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