



# State Water Resources Control Board

# NOTICE OF STATUS CONFERENCE

The State Water Resources Control Board
Administrative Hearings Office
issues this notice of status conference
on the pending Petition for Assignment of State-Filed Application 5634
and accompanying water-right Application 5634X01 of

### **Nevada Irrigation District**

and the pending Request for Releases from Priority of State-Filed Applications 5633 and 5634 in favor of water-right License 11120 (Application 10221) of

#### South Sutter Water District.

The petition, application, and related documents all concern the Bear River in Placer and Nevada Counties.

The Status Conference will begin on October 5, 2022, at 1:00 p.m.

and will be held by Zoom teleconference.

You may participate in the Zoom teleconference by using the link: https://waterboards.zoom.us/j/92556104293?pwd=UUo0WEdqNURBK09NWktzYmdDd 2xVdz09

with Meeting ID: 925 5610 4293 and Passcode: 305699 or by calling in at: +16699009128,,92556104293#,,,,\*305699# US (San Jose)

Interested members of the public who would like to watch this status conference without participating may do so through the Administrative Hearings Office YouTube channel, accessible by clicking on "Watch AHO Hearings" at: https://www.waterboards.ca.gov/water\_issues/programs/administrative\_hearings\_office/

#### **BACKGROUND**

On July 7, 2021, the Administrative Hearings Office (AHO) of the State Water Resources Control Board (State Water Board or Board) issued a Notice of Status Conference regarding Nevada Irrigation District's petition for assignment of state-filed Application 5634 and accompanying water-right Application 5634X01 and South Sutter Water District's request for releases from priority of state-filed Applications 5633 and 5634 in favor of water-right License 11120 (Application 10221). Additional background information about Nevada Irrigation District's proposed project, petition for assignment, and application for a permit to appropriate water, and South Sutter Water District's request for releases from priority, are described in the July 7 notice.

The AHO held status conferences in this matter on August 31, 2021, January 18, 2022, and July 20, 2022.

#### STATUS CONFERENCE

The hearing officer will hold a status conference on the date and at the time specified on the first page of this notice by Zoom teleconference. No in-person appearances will be allowed. The status conference will be held and electronically recorded by Zoom teleconference. The AHO will not retain a court reporter for the status conference. Any party may arrange for a court reporter at the party's own expense.

During the status conference:

- (1) The hearing officer will ask representatives of the Nevada Irrigation District and South Sutter Water District to provide an update on the status of negotiations, actions, or other new information related to Nevada Irrigation District's pending Petition for Assignment of State-Filed Application 5634 and accompanying waterright Application 5634X01, and South Sutter Water District's Request for Releases from Priority of State-Filed Applications 5633 and 5634 in favor of water-right License 11120.
- (2) The hearing officer will hear any comments from the participants and may consider other procedural issues raised by any of the participants.

Nevada Irrigation District and South Sutter Water District shall each file a status conference statement or file a joint status conference statement with the AHO, and serve copies of it on the other parties listed in the attached service list, that addresses status conference issue (1), above, by **September 21, 2022**, at 12:00 p.m. If any other party wants to file a status conference statement, the party shall file the status conference statement with the AHO and serve copies of it on the other parties listed in the attached service list by **September 30, 2022**, at 12:00 p.m. The AHO will post the statements on the Water Board AHO-FTP site in the folder for this matter.

# SCHEDULE AND DEADLINES

Deadlines / Schedule	Date and Time
Deadline for NID and SSWD to file status conference statements.	September 21, 2022, at 12:00 p.m.
Deadline for all other parties to file status conference statements.	September 30, 2022, at 5:00 p.m.
Status conference.	October 5, 2022, at 1:00 p.m.

July 26, 2022	<u>/s/ Nicole L. Kuenzi</u>
	Nicole Kuenzi, Hearing Officer

Enclosures:

- Service List

#### SERVICE LIST

## By e-mail only:

Nancee Murray
Bridget Gibbons
California Department of Fish and
Wildlife
P.O. Box 944209
Sacramento, CA 94244-2090
nancee.murray@wildlife.ca.gov
bridget.gibbons@wildlife.ca.gov

Traci Sheehan
Foothills Water Network
P.O. Box 573
Coloma, CA 95613
traci.sheehan@gmail.com

Brian Johnson
Matt Clifford
Trout Unlimited
5950 Doyle Street, Suite 2
Emeryville, CA 94608
510-528-4772
bjohnson@tu.org
mclifford@tu.org

Chris Shutes
California Sportfishing Protection
Alliance
1608 Francisco St.
Berkeley, CA 94703
blancapaloma@msn.com

Sean Wirth
David Zelinsky
Sierra Club, Motherlode Chapter
909 12th St., #202
Sacramento, CA 95814
wirthsoscranes@yahoo.com
zelinsky.david@gmail.com

Ashley Overhouse Ron Stork Friends of the River 1418 20<sup>th</sup> Street, Suite 100 Sacramento, CA 95811 ashley@friendsoftheriver.org rstork@friendsoftheriver.org

Theresa L. Lorejo-Simsiman American Whitewater 12155 Tributary Point Drive, #48 Gold River, CA 95670 theresa@americanwhitewater.org

Dianna Suarez Cam Suarez P.O. Box 1174 Colfax, CA 95713 suareztribe@yahoo.com

Melinda Booth Keiko Mertz South Yuba River Citizen League 313 Railroad Avenue #101 Nevada City, CA 95959 melinda@yubariver.org keiko@yubariver.org

David Sprunck
Cheri Sprunck
1948 Peaceful Valley Road
Colfax, CA 95713
sparkyman2440a@gmail.com

Otis Wollan
Don Mooney
American River Watershed Institute
23440 Milk Ranch Road
Colfax, CA 95713
otiswollan@gmail.com

Kevin M. O'Brien
Samuel E. Bivins
Austin C. Cho
Downey Brand LLP
621 Capitol Mall, 18<sup>th</sup> Floor
Sacramento, CA 95814
kobrien@downeybrand.com
sbivins@downeybrand.com
acho@downeybrand.com
nbigley@downeybrand.com
Attorneys for South Sutter Water District

Douglas E. Coty
Morgan S. Biggerstaff
Bold, Polsner, Maddow, Nelson and
Judson
2125 Oak Grove Road, Suite 210
Walnut Creek, CA 94598
dcoty@bpmnj.com
mbiggerstaff@bpmnj.com
Attorneys for Contra Costa Water
District

Dustin C. Cooper
Andrew J. McClure
Minasian, Meith, Soares, Sexton &
Cooper, LLP
P.O. Box 1679
Oroville, CA 95965
dcooper@minasianlaw.com
amcclure@minasianlaw.com
Attorneys for Nevada Irrigation District

Jennifer Hanson
Doug Roderick
Armon "Chip" Close
Nevada Irrigation District
1036 W. Main Street
Grass Valley, CA 95945-5424
hanson@nidwater.com
roderick@nidwater.com
close@nidwater.com

Camp Far West Irrigation District c/o Nick Bonsignore
Wagner & Bonsignore Consulting Civil Engineers
2151 River Plaza Drive, Suite 100
Sacramento, CA 95833-4133
nbonsignore@wbecorp.com

Kelley M. Taber
Somach Simmons & Dunn
500 Capitol Mall, Suite 1000
Sacramento, CA 95814
ktaber@somachlaw.com
Attorney for Camp Far West Irrigation
District

Bob Center 10794 Arrowpoint Place Grass Valley, CA 95949 Bcenter7210@att.net

Dan Buckley Tributary Whitewater P.O. Box 747 Weimar, CA 95736 tribdjb@gmail.com

Tim Woodall
Protect American River Canyons
(PARC)
148 Court Street
Auburn, CA 95603
twoodall@leuppwoodall.com

Jack Sanchez Save Auburn Ravine Salmon and Steelhead (SARSAS) P.O. Box 4269 Auburn, CA 95604 Jlsanchez39@gmail.com Mark Rockwell Northern California Council, Fly Fishers International (NCCFFI) 5033 Yaple Ave. Santa Barbara, CA 93111 Mrockwell1945@gmail.com

Shelly Covert
Nevada City Rancheria Tribal Council
P.O. Box 574
Grass Valley, CA 95945
530-570-0846
shelly@nevadacityrancheria.org

Kira Johnson
Best Best & Krieger LLP
300 S. Grand Avenue, 25<sup>th</sup> Floor
Los Angeles, CA 90071
kira.johnson@bbklaw.com
Attorney for State Water Contractors

Matt Freitas
American Rivers
120 Union Alley
Nevada City, CA 95959
mfreitas@americanrivers.org

Ray Sahlberg U.S. Bureau of Reclamation 2800 Cottage Way Sacramento, CA 95825 rsahlberg@usbr.gov

Ryan Bezerra
Jennifer Buckman
Holly Jacobson
Bartkiewicz, Kronick & Shanahan
1011 Twenty Second Street
Sacramento, CA 95816
rsb@bkslawfirm.com
jtb@bkslawfirm.com
hjj@bkslawfirm.com
Attorneys for Yuba County Water
Agency

Jeff Litton 200 Litton Drive Grass Valley, CA 95945 jlit@mac.com

Andy Chu
California Department of Water
Resources
P.O. Box 942836
Sacramento, CA 94236-0001
andy.chu@water.ca.gov

Erick Soderlund
California Department of Water
Resources
P.O. Box 899
Sacramento, CA 94236-0001
erick.soderlund@water.ca.gov

Placer County Water Agency Daniel Kelly PO Box 6570 Auburn, CA 95604 dkelly@pcwa.net afecko@pcwa.net enelson@pcwa.net

Brian R. Guth, Tribal Attorney UNITED AUBURN INDIAN COMMUNITY 10720 Iron Hill Road Auburn, CA 95603 bguth@auburnrancheria.com