California Environmental Protection Agency

State Water Resources Control Board
Division of Water Rights
P.O. Box 2000, Sacramento, CA 95812-2000
Tel: (916) 341-5300  Fax: (916) 341-5400
www.waterboards.ca.gov/waterrights

APPLICATION NO. 032854

APPLICATION TO APPROPRIATE WATER

1. APPLICANT/AGENT

<table>
<thead>
<tr>
<th></th>
<th>APPLICANT</th>
<th>ASSIGNED AGENT (if any)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Name</td>
<td>Resource Conservation District of Santa Cruz County</td>
<td>Chris Coburn</td>
</tr>
<tr>
<td>Mailing Address</td>
<td>820 Bay Avenue, Suite 136</td>
<td>820 Bay Avenue, Suite 136</td>
</tr>
<tr>
<td>City, State &amp; Zip</td>
<td>Capitola, CA 95010</td>
<td>Capitola, CA 95010</td>
</tr>
<tr>
<td>Telephone</td>
<td>831-464-2950 X17</td>
<td>831-464-2950 X17</td>
</tr>
<tr>
<td>Fax</td>
<td>NA</td>
<td>NA</td>
</tr>
<tr>
<td>E-mail</td>
<td><a href="mailto:ccoburn@rcdsantacruz.org">ccoburn@rcdsantacruz.org</a></td>
<td><a href="mailto:ccoburn@rcdsantacruz.org">ccoburn@rcdsantacruz.org</a></td>
</tr>
</tbody>
</table>

2. OWNERSHIP INFORMATION (Please check type of ownership.)

- □ Sole Owner
- □ Limited Liability Company (LLC)
- □ General Partnership*
- □ Limited Partnership*
- □ Business Trust
- □ Husband/Wife Co-Ownership
- □ Corporation
- □ Joint Venture  ✔Other Special District

*Please identify the names, addresses and phone numbers of all partners.

3. PROJECT DESCRIPTION (Provide a detailed description of your project, including, but not limited to, type of construction activity, area to be graded or excavated, and how the water will be used.) Add additional pages if needed and check box below and label as an attachment.

Please see attachment 1.

[Check box] For continuation, see Attachment No. 1.
4. PURPOSE OF USE, DIVERSION/STORAGE AMOUNT AND SEASON

<table>
<thead>
<tr>
<th>a. PURPOSE OF USE (irrigation, domestic, etc.)</th>
<th>DIRECT DIVERSION</th>
<th>STORAGE</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>AMOUNT</td>
<td>SEASON OF DIVERSION</td>
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<tr>
<td>Rate (cfs or gpd)* Acre-feet per annum</td>
<td>Beginning date (month &amp; day)</td>
<td>Ending date (month &amp; day)</td>
</tr>
<tr>
<td>Irrigation</td>
<td>350</td>
<td>11/1/2017</td>
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<tr>
<td>Total afa</td>
<td>Total afa</td>
<td>350</td>
</tr>
</tbody>
</table>

☐ See Attachment No. ___  * If rate is less than 0.025 cubic feet per second (cfs), use gallons per day (gpd).

b. Total combined amount taken by direct diversion and storage during any one year will be 350 acre-feet.

c. Reservoir storage is: ☐ onstream ☐ offstream ☑ underground (If underground storage, attach Underground Storage Form.)

d. County in which diversion is located: Santa Cruz County in which water will be used: Santa Cruz

5. SOURCES AND POINTS OF DIVERSION/REDIVERSION

a. Sources and Points of Diversion (POD)/Points of Rediversion (PORD):

☑ POD / ☐ PORD # unnamed drainage ditch tributary to

☐ POD / ☐ PORD # thence Pacific Ocean tributary to

☐ POD / ☐ PORD # thence tributary to

☐ POD / ☐ PORD # thence tributary to

☐ POD / ☐ PORD # thence tributary to

If needed, attach additional pages, check box below and label attachment

☐ See Attachment No. ___

b. State Planar and Public Land Survey Coordinate Description:

<table>
<thead>
<tr>
<th>POD / PORD #</th>
<th>CALIFORNIA COORDINATES (NAD 83)</th>
<th>ZONE</th>
<th>POINT IS WITHIN (40-acre subdivision)</th>
<th>SECTION</th>
<th>TOWNSHIP</th>
<th>RANGE</th>
<th>BASE AND MERIDIAN</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>N. 1706668.58 and E. 6212336.75</td>
<td>10</td>
<td>SW¼ of NE ¼</td>
<td>01</td>
<td>12S</td>
<td>2E</td>
<td>M</td>
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<td></td>
<td>¼ of ¼</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

If needed, attach additional pages, check box below and label attachment

☐ See Attachment No. ___

c. Name of the post office most often used by those living near the proposed point(s) of diversion:
6. WATER AVAILABILITY
a. Have you attached a water availability analysis for this project? □ YES □ NO
   If NO, provide sufficient information to demonstrate that there is reasonable likelihood that
   unappropriated water is available for the proposed appropriation: If needed, attach additional
   pages, check box below and label attachment.
   **The proposed project is for capture of peak stormwater flow during the wet season. There are no other diverters of record on the unnamed tributary downstream of the project site. There is a high likelihood that water is available, please see attachment 1 for more info.**
   □ YES □ NO
   See Attachment No. 1

b. Is your project located on a stream system declared to be fully appropriated by the State Water Resources Control Board (State Water Board) during your proposed season of diversion?
   □ YES □ NO
   See Attachment No. 1

   c. In an average year, does the stream dry up at any point downstream of your project? □ YES □ NO
      If YES, during which months? □ Jan □ Feb □ Mar □ Apr □ May □ Jun □ Jul □ Aug □ Sep □ Oct
      □ Nov □ Dec

   d. What alternate sources of water are available if a portion of your requested diversion season must
      be excluded because water is not available for appropriation? (e.g., percolating groundwater,
      purchased water, etc.) If needed, attach additional pages, check box below and label attachment
      NA
      □ YES □ NO
      See Attachment No. 1

7. PLACE OF USE
a. USE IS WITHIN (40-acre subdivision) SECTION* TOWNSHIP RANGE BASE & MERIDIAN IF IRRIGATED
   Acres Presently cultivated?
   □ YES □ NO
   □ YES □ NO
   □ YES □ NO
   □ YES □ NO
   □ YES □ NO
   □ YES □ NO
   □ YES □ NO
   □ YES □ NO
   □ YES □ NO
   □ YES □ NO
   □ YES □ NO
   □ YES □ NO
   Total Acres:

   *Please indicate if section is projected with a "(P)" following the section number.
   □ YES □ NO

   Please provide the Assessor's Parcel Number(s) for the place of use:

8. PROJECT SCHEDULE
Project is: □ proposed, □ partially complete or □ complete (Year completed — )

Extent of completion: CEQA is complete and we are in the process of obtaining the final grading permit. Informal consultations with USFWS and CDFW complete, and no other permits or permissions are required. The project proposes to grade approximately 80,000 cubic yards of soil to construct a sediment and recharge basin.

Estimated amount of time in years it will take for construction to be completed: 0.15

Estimated amount of time in years it will take for water to be put to full beneficial use: 0.5 years
9. JUSTIFICATION OF AMOUNTS REQUESTED

a. ☑️ IRRIGATION: Maximum area to be irrigated in any one year: 140 acres.

<table>
<thead>
<tr>
<th>CROP</th>
<th>ACRES</th>
<th>METHOD OF IRRIGATION (sprinklers, flooding, etc.)</th>
<th>WATER USE (Acre-feet/Yr.)</th>
<th>SEASON OF WATER USE</th>
</tr>
</thead>
<tbody>
<tr>
<td>mixed crop types</td>
<td>140</td>
<td>sprinklers, drip</td>
<td>350</td>
<td>5/1/2018 - 10/31/2018</td>
</tr>
</tbody>
</table>

☐ See Attachment No. ______________

b. ☐ DOMESTIC: Number of residences to be served: _______________ Separately owned?
   ☐ YES ☐ NO Number of people to be served: _______________ Estimated daily use per person is: _______________ gallons per day
   Area of domestic lawns and gardens: _______________ square feet
   Incidental domestic uses:
   ______________________________________________________
   _____________________________
   (dust control area, number and kind of domestic animals, etc.)

a. ☐ STOCKWATERING: Kind of stock: _______________ Maximum number: _______________
   Describe type of operation: ______________________________________________________
   _____________________________
   (feedlot, dairy, range, etc.)

d. ☐ RECREATIONAL: Type of recreation: ☐ Fishing ☐ Swimming ☐ Boating ☐ Other _______________

e. ☐ MUNICIPAL:

<table>
<thead>
<tr>
<th>POPULATION</th>
<th>MAXIMUM MONTH</th>
<th>ANNUAL USE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Period</td>
<td>Population</td>
<td>Average daily use (gallons per capita)</td>
</tr>
<tr>
<td>Present</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
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<tr>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

☐ See Attachment No. ______________
   Month of maximum use during year: ___________________________
   Month of minimum use during year: ___________________________

f. ☐ HEAT CONTROL: Area to be heat controlled: _______________ net acres
   Type of crops protected: ____________________________________________
   Rate at which water is applied to use: ____________________________ gpm per acre
   Heat protection season will begin ___________________________ and end ___________________________.

g. ☐ FROST PROTECTION: Area to be frost protected: _______________ net acres
   Type of crops protected: ____________________________________________
   Rate at which water is applied to use: ____________________________ gpm per acre
   The frost protection season will begin ___________________________ and end ___________________________.

h. ☐ INDUSTRIAL: Type of industry: ________________________________
Basis for determination of amount of water needed:

i. □ MINING: Name of the claim: __________________________ □ Patented □ Unpatented
Nature of the mine: __________________________ Mineral(s) to be mined: __________________________
Type of milling or processing: __________________________
After use, the water will be discharged into _______(watercourse) in ________ 1/4 of ________ 1/4 of Section ________, T ________, R ________, B. & M.

j. □ POWER: Total head to be utilized: ________ feet
Maximum flow through the penstock: ________ cfs Maximum theoretical horsepower capable of
being generated by the works (cfs x fall ÷ 8.8): __________________________
Electrical capacity (hp x 0.746 x efficiency): ________ kilowatts at: ________ % efficiency
After use, the water will be discharged into _______(watercourse) in ________ 1/4 of ________ 1/4 of Section ________, T ________, R ________, B&M. FERC No.: ________

k. □ FISH AND WILDLIFE PRESERVATION AND/OR ENHANCEMENT: List specific species and
habitat type that will be preserved or enhanced:

l. ✓ OTHER: Describe use: ________ water quality improvement - the proposed project will benefit water quality related to existing nitrate concentrations and seawater intrusion.
Basis for determination of amount of water needed: ____________ Any additional water infiltrated to basin will have a benefit. See Att. 1.

10. DIVERSION AND DISTRIBUTION METHOD

a. Diversion will be by gravity by means of: ________ existing flow path across property
(dam, pipe in unobstructed channel, pipe through dam, siphon, weir, gate, etc.)

b. Diversion will be by pumping from: ________ (sump, offset well, channel, reservoir, etc)
Pump discharge rate: ________ □ cfs or □ gpd Horsepower: ________
Pump Efficiency: ________

c. Conduit from diversion point to first lateral or to offstream storage reservoir:

<table>
<thead>
<tr>
<th>CONDUIT (pipe or channel)</th>
<th>MATERIAL (type of pipe or channel lining; indicate if pipe is buried or not)</th>
<th>CROSS-SECTION (pipe diameter, or ditch depth and top and bottom width)</th>
<th>LENGTH (feet)</th>
<th>TOTAL LIFT OR FALL</th>
<th>CAPACITY (cfs, gpd or gpm)</th>
</tr>
</thead>
<tbody>
<tr>
<td>channel</td>
<td>unlined</td>
<td></td>
<td></td>
<td></td>
<td>900 cfs [max capacity]</td>
</tr>
</tbody>
</table>

✓ See Attachment No. 1 & 2

d. Storage reservoirs: (For underground storage, complete and attach underground storage form)

<table>
<thead>
<tr>
<th>RESERVOIR NAME OR NUMBER</th>
<th>DAM</th>
<th>RESERVOIR</th>
</tr>
</thead>
<tbody>
<tr>
<td>Vertical height from downstream toe of slope to spillway level (feet)</td>
<td>Construction material</td>
<td>Length (feet)</td>
</tr>
<tr>
<td>Underground</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

✓ See Attachment No. ___
e. Outlet pipe: Complete for storage reservoirs having a capacity of 10 acre-feet or more.

<table>
<thead>
<tr>
<th>RESERVOIR NAME OR NUMBER</th>
<th>Diameter in inches</th>
<th>Length in feet</th>
<th>Fall: Vertical distance between entrance and exit of outlet pipe in feet</th>
<th>Head: Vertical distance from spillway to entrance of outlet pipe in feet</th>
<th>Dead Storage: Storage below entrance of outlet pipe in acre-feet</th>
</tr>
</thead>
</table>

☐ See Attachment No. __

e. If water will be stored and the reservoir is not at the point of diversion, the maximum rate of diversion to off-stream storage will be 900 __ cfs. Diversion to offstream storage will be made by:

☐ Pumping [✓] Gravity

11. CONSERVATION AND MONITORING

a. What methods will you use to conserve water? Explain.

Variation requires collection of the following data and samples:

[1] Water flows and storage. Water conveyance and holding systems will be engineered to allow accurate and accessible measurement of water levels and flows. This will include pressure gauges to measure stage, access points to measure flow rates (for calibration of curves relating flow to stage, micro-topographic surveys to determine volumes stored in holding ponds and how this varies by stage. The quantity of water infiltrated will be assessed based on mass balance, the difference between inflows and outflows.

[2] Infiltration rates. We will apply head as a factor to determine rates of vertical infiltration across the recharge basin (Hodgkins et al. 2008; Razz et al. 2011). This is important for assessment of project performance to determine if more or less area is needed to achieve desired results, and assess maintenance requirements to keep the system running. In addition, we have shown that water quality improvements can be optimized by holding the infiltration rate within a targeted range (Schmidt et al., 2011a). We are engineering this system to achieve simultaneous water supply and water quality benefit, but need to validate the approach with measurements on site.

b. How will you monitor your diversion to be sure you are within the limits of your water right and you are not wasting water? [✓] Weir Meter ☐ Periodic sampling ☐ Other (describe) see answer above.

12. RIGHT OF ACCESS

a. Does the applicant own all the land where the water will be diverted, transported and used?

☐ YES [✓] NO

If NO, I ☐ do ☑ do not have a recorded easement or written authorization allowing me access.

b. List the names and mailing addresses of all affected landowners and state what steps are being taken to obtain access:

Kelly Thompson, LLC
959 Riverside Road, Watsonville, CA 95076

The RCD will execute an access and match agreement with the landowner prior to the start of construction activities. While not recorded, the document is a binding agreement.

[✓] See Attachment No. __

13. EXISTING WATER RIGHTS AND RELATED FILINGS

a. Do you claim an existing right for the use of all or part of the water sought by this application?

☐ YES [✓] NO

If YES, please specify: ☐ Riparian ☐ Pre-1914 ☐ Registration ☐ Permit ☐ License ☐ Percolating groundwater ☐ Adjudicated ☐ Other (specify) ☐

b. For each existing right claimed, state the source, year of first use, purpose, season and location of the point of diversion (to within quarter-quarter section). Include number of registration, permit, license, or statement of water diversion and use, if applicable.

☐ See Attachment No. __
c. List any related applications, registrations, permits, or licenses located in the proposed place of use or that utilize the same point(s) of diversion.

☐ See Attachment No. ___

14. OTHER SOURCES OF WATER
Are you presently using, or do you intend to use, purchased water or water supplied by contract in connection with this project?  □ Yes ☑ No  If yes, please explain:

15. MAP REQUIREMENTS
The Division cannot process your application without accurate information showing the source of water and location of water use. You must include a map with this application form that clearly indicates the quarter/quarter, section, township, range, and meridian of (1) the proposed points of diversion and (2) the place of use. A copy of a U.S.G.S. quadrangle/topographic map of your project area is preferred, and can be obtained from sporting goods stores or through the Internet at http://topomaps.usgs.gov. A certified engineering map is required when (1) appropriating more than three cubic feet per second by direct diversion, (2) constructing a dam which will be under the jurisdiction of the Division of Safety of Dams, (3) creating a reservoir with a surface area in excess of ten acres or (4) appropriating more than 1,000 acre-feet per annum by underground storage. See the instruction booklet for more information.

☑ See Attachment No. 3

ENVIRONMENTAL INFORMATION

Note: Before a water right permit may be issued for your project, the State Water Board must consider the information contained in an environmental document prepared in compliance with the California Environmental Quality Act (CEQA). This form is not a CEQA document. If a CEQA document has not yet been prepared for your project, a determination must be made of who is responsible for its preparation. If the State Water Board is determined to be responsible for preparing the CEQA document, the applicant will be required to pay all costs associated with the environmental evaluation and preparation of the required documents. Please answer the following questions to the best of your ability and submit with this application any studies that have been conducted regarding the environmental evaluation of your project.

16. COUNTY PERMITS
a. Contact your county planning or public works department and provide the following information:

<table>
<thead>
<tr>
<th>Person contacted: Robert Loveland</th>
<th>Date of contact: multiple</th>
</tr>
</thead>
<tbody>
<tr>
<td>Department: Planning</td>
<td>Telephone: { 831 } 454-3163</td>
</tr>
<tr>
<td>County Zoning Designation: CA</td>
<td></td>
</tr>
</tbody>
</table>

Are any county permits required for your project? ☑ YES □ NO  If YES, check appropriate box below:

☑ Grading permit □ Use permit □ Watercourse □ Obstruction permit □ Change of zoning □ General plan change □ Other (explain):

b. Have you obtained any of the required permits described above? □ YES ☑ NO

If YES, provide a complete copy of each permit obtained.

☐ See Attachment No. ___

Preliminary grading permit approved, 4/26/2017
17. STATE/FEDERAL PERMITS AND REQUIREMENTS
   a. Check any additional state or federal permits required for your project:
      □ Federal Energy Regulatory Commission □ U.S. Forest Service □ U.S. Bureau of Land
      Dept. of Fish and Game □ State Lands Commission □ Calif. Dept. of Water Resources (Div. of
      Safety of Dams) □ Calif. Coastal Commission □ State Reclamation Board □ Other (specify)
      □ See Attachment No. ___
   
   b. For each agency from which a permit is required, provide the following information:

<table>
<thead>
<tr>
<th>AGENCY</th>
<th>PERMIT TYPE</th>
<th>PERSON(S) CONTACTED</th>
<th>CONTACT DATE</th>
<th>TELEPHONE NO.</th>
</tr>
</thead>
<tbody>
<tr>
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   □ See Attachment No. ___
   
   c. Does your proposed project involve any construction or grading-related activity that has
      significantly altered or would significantly alter the bed, bank, or riparian habitat of any stream or
      lake? □ YES □ NO  If YES, explain:
      □ See Attachment No. ___

   18. ENVIRONMENTAL DOCUMENT
   a. Has any California public agency prepared an environmental document for your project?
      □ YES □ NO
   
   b. If YES, submit a copy of the latest environmental document(s) prepared, including a copy of the
      notice of determination adopted by the California public agency.  Public agency:
      Santa Cruz County
   
   c. If NO, check the appropriate box and explain below, if necessary:
      □ The applicant is a California public agency and will be preparing the environmental document.*
      □ I expect that the State Water Board will be preparing the environmental document.**
      □ I expect that a California public agency other than the State Water Board will be preparing the
      environmental document.*  Public agency: _____________________________
      □ See Attachment No. ___
      □ See Attachment No. ___
      □ See Attachment No. ___
      □ See Attachment No. ___
      □ See Attachment No. ___
      □ See Attachment No. ___

      * Note: When completed, submit a copy of the final environmental document (including notice of
      determination) or notice of exemption to the State Water Board, Division of Water Rights and proof of
      payment of the State Clearinghouse filing fee.  Processing of your application cannot be completed until
      these documents are submitted.
      
      ** Note: CEQA requires that the State Water Board, as Lead Agency, prepare the environmental document.
      The information contained in the environmental document must be developed by the applicant and at the
      applicant's expense under the direction of the State Water Board, Division of Water Rights.
19. WASTE/WASTEWATER
   a. Will your project, during construction or operation, (1) generate waste or wastewater containing such things as sewage, industrial chemicals, metals, or agricultural chemicals, or (2) cause erosion, turbidity or sedimentation? ☐ YES ☑ NO
      If YES, or you are unsure of your answer, explain below and contact your local Regional Water Quality Control Board for the following information (See instruction booklet for address and telephone no.):

      ____________________________

      ☐ See Attachment No. ___

   b. Will a waste discharge permit be required for your project? ☐ YES ☑ NO
      Person contacted: Harvey Packard     Date of contact: multiple
      ____________________________

   c. What method of treatment and disposal will be used? ____________________________

      ☐ See Attachment No. ___

20. ARCHEOLOGY
   a. Have any archeological reports been prepared on this project? ☐ YES ☑ NO
   b. Will you be preparing an archeological report to satisfy another public agency? ☐ YES ☑ NO
   c. Do you know of any archeological or historic sites located within the general project area? ☑ YES ☐ NO If YES, explain:

      ____________________________

      ☐ See Attachment No. ___

21. ENVIRONMENTAL SETTING
   Attach two complete sets of color photographs, clearly dated and labeled, showing the vegetation that exists at the following three locations:
      ☑ Along the stream channel immediately downstream from the proposed point(s) of diversion.
      ☑ Along the stream channel immediately upstream from the proposed point(s) of diversion.
      ☑ At the place(s) where the water is to be used.
      ☐ See Attachment No. ___  Note: the project does not propose to divert from a riparian stream channel, rather to collect surface runoff already flow across project site.

SUBMITTAL FEES

Calculate your application filing fee using the “Water Right Fee Schedule Summary” that was enclosed in the application packet. The “Water Right Fee Schedule Summary” can also be viewed at the Division of Water Rights’ website (www.waterrights.ca.gov).

A check for the application filing fee, payable to the “Division of Water Rights” and an $850 check for the Streamflow Protection Standards review fee [Pub. Resources Code § 10005(a)], payable to the “California Department of Fish and Game,” must accompany this application. All applicable fees are required at the time of filing. If the application fees are not received, your application will not be accepted and will be returned to you. Please check the fee schedule for any fee changes prior to submitting the application.
DECLARATION AND SIGNATURE

I declare under penalty of perjury that all information provided is true and correct to the best of my knowledge and belief. I authorize my agent, if I have designated one above, to act on my behalf regarding this water right application.

Chris Coburn
Signature of Applicant

Executive Director
Title or Relationship

07/28/2017
Date

Signature of Co-Applicant (if any)

Title or Relationship

Date

Applications that are not completely filled out and/or do not have the appropriate fees will not be accepted. In the event that the Division has to return the application because it is incomplete, a portion of the application submittal fee will be charged for the initial review.

―APPLICATION TO APPROPRIATE WATER‖ CHECKLIST

Before you submit your application, be sure to:

☑ Answer each question completely.

☑ Number, label and include all necessary attachments.

☑ Include a legible map that meets the requirements discussed in the instruction booklet.

☑ Include the Water Availability Analysis or sufficient information to demonstrate that there is reasonable likelihood that unappropriated water is available for the proposed appropriation.

☑ Include two complete sets of color photographs of the project site.

☑ Enclose a check for the required fee, payable to the Division of Water Rights.

☐ Enclose an $850 check for the Streamflow Protection Standards review fee, payable to the Department of Fish and Game. [Signature]

☑ Sign and date the application.

Send the original and one copy of the entire application to:

State Water Resources Control Board
Division of Water Rights
P.O. Box 2000
Sacramento, CA 95812-2000