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

Re: City of Santa Cruz  
Petitions for Extension of Time for Permits 16123 and 16601 (Applications 22318 and 23710, respectively)  
Petitions for Change in Method of Diversion for License 9847 (Application 17913) and Permits 16123 and 16601 (Applications 22318 and 23710, respectively)

Dear Ms. Whitney:

On behalf of the City of Santa Cruz, we are submitting Petitions for Extension of Time and Petitions for Change in Method of Diversion for the referenced License and Permits. The City is seeking an Extension of Time for its Permits 16123 and 16601 in order to have additional time to put all of the water under Permit to beneficial use. The City's water service area is not built-out and more water than that perfected will be required to meet municipal demands in the future.

The City is also filing Petitions to add direct diversion as a method of diversion for its License 9847, and Permits 16123 and 16601. The License and Permits currently allow for diversion to storage only. The City seeks this change in order to conform its rights to match historical and current operations of its diversion facilities on the San Lorenzo River and Newell Creek. The lack of direct diversion for these rights was an oversight at the time the original applications were filed and these Petitions seek to correct that oversight. There will be no change in the amount of water allowed to be diverted, the rate or season of diversion, or points of diversion. No new facilities or any other construction activities are associated with the project named in the Petitions.
Ms. Victoria Whitney  
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The City is preparing a Mitigated Negative Declaration in support of these Petitions. When completed, a copy will be provided to the Division of Water Rights. In accordance with Water Code Section 1701.2, the environmental document will address potential impacts to fish and wildlife and set forth appropriate mitigation measures. Preliminary analysis indicates that the changes proposed will result in little impact to existing streamflows or the annual runoff amounts in the subject watercourses. Mitigation measures proposed are expected to mitigate any potential impacts to a less than significant level.

Enclosed are the executed Petitions, the Environmental Information forms, site photographs and the required filing fees which are set forth below:

**State Water Resources Control Board**

- Permit 16123 – Petition for Extension of Time: $1,000
- Petition for Change: $1,897

- Permit 16601 – Petition for Extension of Time: $1,000
- Petition for Change: $1,897

- License 9847 – Petition for Change: $2,677

**Department of Fish & Game**

- Environmental Fee: $850

Please contact me if you have any questions regarding the enclosed Petitions.

Very truly yours,

WAGNER & BONSIGNORE  
CONSULTING CIVIL ENGINEERS

[Signature]

Paula J. Whealen

Encl.

cc:  
Bill Kocher, City of Santa Cruz (w/ encl)  
Terry Tompkins, City of Santa Cruz (w/o encl)  
Martha Lemihan (w/ encl)  
Robert Floerke, Department of Fish & Game, Region III (w/ encl)
PETITION FOR CHANGE
(WATER CODE 1700)

[X] Change in Method of Diversion
[ ] Point of Diversion, [ ] Point of Rediversion, [ ] Place of Use, [ ] Purpose of Use
Application No. 17913 Permit No. 11618 License No. 9847 Statement or Other No.

I (we) hereby petition for change(s) noted above and shown on the accompanying map and described as follows:

Point of Diversion or Rediversion (Give coordinate distances from section corner or other ties as allowed by Cal CR 715, and the 40-acre subdivision in which the present & proposed points lie.)

Present: Point of Diversion from Newell Creek at Newell Dam located S 3,800' and E 1,230' from NW corner of Section 34, being within the NW¼ of SW¼ of Section 34, T9N, R2W, MDB&M for collection to storage in Loch Lomond Reservoir.

Proposed: 1) Point of Direct Diversion from Newell Creek at Newell Dam S 3,800' and E 1,230' from NW corner of Section 34, being within the NW¼ of SW¼ of Section 34, T9N, R2W, MDB&M.

2) Point of Diversion from Newell Creek at Newell Dam located S 3,800' and E 1,230' from NW corner of Section 34, being within the NW¼ of SW¼ of Section 34, T9N, R2W, MDB&M for collection to storage in Loch Lomond Reservoir.

Place of Use (If irrigation then state number of acres to be irrigated within each 40-acre tract.)

Present
Proposed unchanged

Purpose of Use

Present
Proposed unchanged

Does the proposed use serve to preserve or enhance wetlands habitat, fish and wildlife resources, or recreation in or on the water (See WC 1707)? No

GIVE REASON FOR PROPOSED CHANGE: Increase operational flexibility and conform water rights to actual conditions.

WILL THE OLD POINT OF DIVERSION OR PLACE OF USE BE ABANDONED? No

WATER WILL BE USED FOR municipal PURPOSES.

I (we) have access to the proposed point of diversion or control the proposed place of use by virtue of? Ownership
Are there any persons taking water from the stream between the old point of return flow and the new point of return flow? Not applicable. Points of return flow will remain the same.

PET-CHG (5-01)
If by lease or agreement, state the name and address of party(s) from whom access has been obtained.
N/A

Give name and address of any person(s) taking water from the stream between the present point of diversion or redversion and the proposed point of diversion or redversion, as well as any other person(s) known to you who may be affected by the proposed change.

See SWRCB files for those parties located downstream from Point of Diversion.

THIS CHANGE DOES NOT INVOLVE AN INCREASE IN THE AMOUNT OF THE APPROPRIATION OR SEASON OF USE.

I (we) declare under penalty of perjury that the above is true and correct to the best of my (our) knowledge and belief.

Dated DEC 21, 2006, at Santa Cruz, California

Signature(s)

NOTE: A $1,000 filing fee made payable to the State Water Resources Control Board and a $850 fee made payable to the Department of Fish and Game must accompany a petition for change.
California Environmental Protection Agency
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

ENVIRONMENTAL INFORMATION
FOR PETITIONS

License 9847 (Application 17913)  □ Petition for Change  □ Petition for Extension of Time

before the State Water Resources Control Board (SWRCB) can approve a petition to change your water right permit or a petition for extension of time to complete use, the SWRCB 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, a determination must be made of who is responsible for its preparation. As the petitioner, you are responsible for all costs associated with the environmental evaluation and preparation of the required CEQA documents. Please answer the following questions to the best of your ability and submit any studies that have been conducted regarding the environmental evaluation of your project. If you need more space to completely answer the questions, please number and attach additional sheets.

1. DESCRIPTION OF PROPOSED CHANGES OR WORK REMAINING TO BE COMPLETED
For a petition to change, provide a description of the proposed changes to your project including, but not limited to, type of construction activity, structures existing or to be built, area to be graded or excavated, increase in water diversion and use (up to the amount authorized by the permit), changes in land use, and project operational changes, including changes in how the water will be used. For a petition for extension of time, provide a description of what work has been completed and what remains to be done. Include in your description any of the above elements that will occur during the requested extension period.

□ See Attachment No. 1
2. COUNTY PERMITS
a. Contact your county planning or public works department and provide the following information:

Person contacted: N/A Date of contact: 

Department: Public Works Telephone: (831) 454-2160

County Zoning Designation: N/A

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.

3. 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 □ Bureau of Land Management
□ Soil Conservation Service □ Dept. of Water Resources (Div. of Safety of Dams) □ Reclamation Board
□ Coastal Commission □ State Lands Commission □ Other (specify)

b. For each agency from which a permit is required, provide the following information:

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<tr>
<th>AGENCY</th>
<th>PERMIT TYPE</th>
<th>PERSON(S) CONTACTED</th>
<th>CONTACT DATE</th>
<th>TELEPHONE NO.</th>
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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 or bank of any stream or lake? □ YES □ NO
If YES, explain:

__________________________________________________________________________
__________________________________________________________________________
__________________________________________________________________________
__________________________________________________________________________
__________________________________________________________________________

□ See Attachment No.
d. Have you contacted the California Department of Fish and Game concerning your project? □ YES □ NO
   If YES, name and telephone number of contact: Linda Hanson, Region III

4. ENVIRONMENTAL DOCUMENTS
   a. Has any California public agency prepared an environmental document for your project? □ YES □ NO
      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: City of Santa Cruz
   b. If NO, check the appropriate box and explain below, if necessary:
      □ I expect that the SWRCB will be preparing the environmental document.*
      □ I expect that a California public agency other than the State Water Resources Control Board will be preparing
         the environmental document.*
         Public agency: ___________________________________________
      * See Attachment No. __
      ** Note: CEQA requires that the SWRCB, as Lead Agency, prepare the environmental document. The
      information contained in the environmental document must be developed by the petitioner and at the
      petitioner's expense under the direction of the SWRCB, Division of Water Rights.

5. 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: ____________________________ Date of contact: ____________________________
   c. What method of treatment and disposal will be used?
      ____________________________  ____________________________  ____________________________  ____________________________
      □ See Attachment No. __

6. ARCHAEOLOGY
   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 *
ENVIROMENTAL INFORMATION FOR PETITIONS

If YES, explain: *The Mitigated Negative Declaration being prepared for this project addresses the issues associated with cultural resources.

☐ See Attachment No. ___

7. ENVIRONMENTAL SETTING
Attach three complete sets of color photographs, clearly dated and labeled, showing the vegetation that exists at the below-listed three locations. For time extension petitions, the photographs should document only those areas of the project that will be impacted during the requested extension period.
☐ 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.

8. CERTIFICATION
I hereby certify that the statements I have furnished above and in the attachments are complete to the best of my ability and that the facts, statements, and information presented are true and correct to the best of my knowledge.

Date: Dec. 21, 2006  Signature: [Signature]

PET-ENV (10-04)