

State of California  
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.waterboards.ca.gov/waterrights

## PROTEST- PETITION

This form may also be used for objections

### PETITION FOR TIME EXTENSION, CHANGE, TEMPORARY URGENT CHANGE

#### OR TRANSFER ON

Specifically, the Petition seeks to change Water Right Permits 16478, 16479, 16481, and 16482 (Applications 5630, 14443, 14445A, and 17512, respectively) of DWR for the SWP; and Water Right Permits 11315, 11316, 11967, 11968, 11969, 11971, 11973, 12364, 12721, 12722, and 12723 (Applications 13370, 13371, 5628, 15374, 15375, 16767, 17374, 17376, 5626, 9363, and 9364, respectively) of Reclamation for the CVP.

I (We) have carefully read the notice (state name):

Clifton Court, L.P., general partners: Suzanne Womack & Sheldon Ivicore

Address, email address and phone number of protestant or authorized agent: Suzanne Womack

3619 Land Park Dr., Sacramento, CA 95818

jsagwomack@gmail.com (916) 448-7102

Attach supplemental sheets as needed. To simplify this form, all references herein are to protests and protestants although the form may be used to file comments on temporary urgent changes and transfers.

**Protest based on ENVIRONMENTAL OR PUBLIC INTEREST CONSIDERATIONS (Prior right protests should be completed in the section below):**

- the proposed action will not be within the State Water Resources Control Board's jurisdiction
- not best serve the public interest
- be contrary to law
- have an adverse environmental impact

State facts which support the foregoing allegations \_\_\_\_\_

See attached IA

Under what conditions may this protest be disregarded and dismissed? (Conditions should be of a nature that the petitioner can address and may include mitigation measures.)

Make us whole - Take entire ranch.

Our protest is based on the adverse environmental impact the proposed changes will have on Clifton Court, L.P.

Clifton Court, L.P. owns the remaining 635 acres of Clifton Court, a once vibrant 3,000+ acres of farmland. Most of our farm was patented in the 1870's. We hold riparian and pre-1914 water rights as well as a Water License. When we first bought the farm in 1962, pre Clifton Court Forebay, we got our water through flood gates. Our historic Victorian home was barged into place in 1889.

It appears that the California WaterFix project now would like to take most of our property and leave a strip perhaps 80 feet wide between the banks of Old River and the banks of the Clifton Court Forebay. High Voltage lines would run between our land and the Forebay. The High Voltage lines are necessary for running the various pumps that are a part of this project.

Although our historic home and farmyard would be left in tact, the aesthetics of the 1870's farm would be changed. Our small strip of land would look like a bowling alley. Furthermore the property would be unusable due to the environmental problems caused by the High Voltage lines which would border our slim piece of land. It appears our farmland and water rights would be reduced to a few acres. We would maintain the levees and keep out trespassing fishermen who vandalize our pumps, equipment, and control panels. In short we would be left to deal with the ongoing damages caused by the attractive nuisance run by SWP & CVP.

**Protest based on INJURY TO PRIOR RIGHTS:**

To the best of my (our) information and belief the proposed change or transfer will result in injury as follows:

See attached 2A

Protestant claims a right to the use of water from the source from which petitioner is diverting, or proposes to divert, which right is based on (identify type of right protestant claims, such as permit, license, pre-1914 appropriative or riparian right): Riparian right, pre-1914 right & license.

List permit or license or statement of diversion and use numbers, which cover your use of water (if adjudicated right, list decree).  
Application Number: A004635 License Number: 001289

Where is your diversion point located? 1/4 of 1/4 of Section 37, T 48, R 58.51, W 121, S 34, 24.484 per license.

If new point of diversion is being requested, is your point of diversion downstream from petitioner's proposed point of diversion? \_\_\_\_\_

The extent of present and past use of water by protestant or his predecessors in interest is as follows:

- a. Source Delta Mendota Canal, Western Canal
- b. Approximate date first use made 1870's
- c. Amount used (list units) 4524.9 acre feet 977.1 Acres per license
- d. Diversion season 1/01 to 12/31
- e. Purpose(s) of use farming

Under what conditions may this protest be disregarded and dismissed? \_\_\_\_\_

Make us whole. Take entire ranch. Pay for ongoing damages.

**All protests must be signed by the protestant or authorized representative:**

Signed: Ayanna Womack Date: 12-30-15

**All protests must be served on the petitioner.** Provide the date served and method of service used:

12-30-15 served by hand.

To the best of our information and belief the proposed change or transfer will result in injury as follows:

The proposed changes in points of diversion and points of rediversion will injure Clifton Court, L.P. in many ways. First, most of our land and ancient water rights will be taken to accommodate the revised water plan. The remaining small strip of land will be bordered by High Voltage lines. Our farm will be virtually unusable yet we will be saddled with all the costs and problems it currently has.

As to possible injury, we can only look back at the farms history with CVP & SWP. In the 1950's and 1960's we couldn't imagine the ongoing damage that we are forced to deal with daily.

First of all we could never imagine that the CVP & SWP would pump a total of 15,000 cfs. causing well over \$1,000,000 worth of damage to our levees. The force of the pumping reverses the river and wrecks our levees and water quality, yet none of these injuries were predicted.

Next our farm historically got its water from flood gates and gravity flow. As we gradually had to transfer to all pumps, we never dreamt the price of electricity would rise so drastically. We never dreamt that our pumps would cavitate and use huge amounts of power when the water level in the Delta Mendota Canal would drop 10 feet due to trash on the racks. We never dreamt we would have to replace pumps that burnt out when water level unnaturally plummeted.

Then, we never dreamt that trespassing "fishermen" would vandalize and wreck our pumps. To begin with both the CVP and SWP had excellent 24 hour patrols. We had no problems with trespassers. The property and fence around Clifton Court Forebay were well maintained. Rodents were controlled. That stopped in the 1970's. We've spent hundreds of thousands of dollars correcting the problems caused by CVP and SWP not properly maintaining their facilities, basically allowing an attractive nuisance to fester.

Since our family bought the farm in 1961, we have dealt with many directors of Clifton Court Forebay, California Valley Project, State Water Project, and Department of Water Resources. We are constantly assured that things will be different now that "I" am in charge. So far we have not received a dime in damages. No one has offered to fix and maintain our levee or pay for ruined pumps. We would like our past injuries to be paid for before we guess what our next injuries will be. We would like an EIR/EIS to be performed on the existing SWP and CVP so that we can accurately fix the broken system.