

**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.waterrights.ca.gov>

**S012889**

**2006, 2007, 2008**

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM**

**Owner(s) of Record:**

PETER HANNA SEWARD

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 2009

**Primary Contact:**

PETER HANNA SEWARD  
2485 NOTRE DAME BLVD STE 370-F  
CHICO, CA 95928

**Agent:**

Address:

Phone No. 530-343-7040

Fax No. 530-343-8695

E-mail Address: PSEWARD@FRONTIERNET.NET

Phone No.

Fax No.

E-mail Address:

**Source Name:** CANYON CREEK

**Tributary To:** MILL CREEK

**County:** Tehama

**Diversion within:** NE 1/4 of SW 1/4 Section 11, T 29 N, R 4 E, MDB&M

**Year of First Use:** 1927

**Name of Diversion works:**

**Assessor Parcel Number of the Diversion site:**

A. **Water is Used Under:** Riparian claim ☒ Pre-1914 claim ☐ Court Decree No.:  Other (explain):

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrims))

C. **Rate of Diversion:** The rate of diversion of water for each month used and entered in the table below is shown in units of:  
Gallons per minute (gpm)  Gallons per day (gpd)  Cubic feet per second (cfs) 2

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
2006													
2007													
2008													

D. **Quantity of Water Used:** The quantity of water used each month and entered in the table below is shown in units of:  
Gallons  Million Gallons (MG)  Acre-feet (AF)

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2006													
2007													
2008													

E. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 100 acres; Stockwatering 50; Domestic   
Other (specify)

Parcel Number(s) of Place of Use:

F. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.  
(New pump, enlarged diversion dam, location of diversion, etc.)

G. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☒ NO ☐ CAREFUL WATER ROTATION  
Describe any water conservation efforts you have initiated:

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year  (AF/MG) Year  (AF/MG) Year  (AF/MG)

Reduction in consumptive use:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

2. Water quality and wastewater reclamation

a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO \_\_\_\_\_

b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_\_ NO \_\_\_\_\_

3. Conjunctive use of surface water and groundwater

a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO X

b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_\_\_ NO \_\_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 6-30, 20 09 at Mail Creek, California

SIGNATURE: [Signature]

PRINTED NAME: Peter (first name) H (middle initial) Seward (last name)

COMPANY NAME: Circle S Ranch

ITEM \_\_\_\_\_ If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.  
CONTINUATION

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return this Form by **JULY 1, 2007**

Primary Owner: **PETER HANNA SEWARD**

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING  
**PETER HANNA SEWARD**  
2485 NOTRE DAME BLVD STE 370-F  
CHICO, CA 95928

STATEMENT NO.: **S012889**  
CONTACT PHONE NO.: **(530) 343 - 7040**

Source Name: **CANYON CREEK**  
Tributary To: **MILL CREEK**  
County: **Tehama**  
Diversion Within: **NE¼ of SW¼ Section 11 T29N, R04E, MB&M**

Year of First Use: **1927**  
Parcel Number:

2007 JUN 30 4:11 PM  
DIV OF WATER RIGHTS  
SACRAMENTO  
STATE WATER RESOURCES  
CONTROL BOARD

- A. **Water is Used Under:** Riparian claim ☒ Pre-1914 right \_\_\_\_\_ Other (explain): \_\_\_\_\_  
B. **Year of First Use:** (Please provide if missing above) \_\_\_\_\_  
C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons \_\_\_\_\_ Million Gallons (MG) \_\_\_\_\_ Acre-feet (AF) \_\_\_\_\_ Other \_\_\_\_\_

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2004					X	X	X	X	X	X			
2005					1					1			
2006					X					X			

- D. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 100 acres; Stockwatering 50; Domestic \_\_\_\_\_;

Other (specify) \_\_\_\_\_

- E. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.  
(New pump, enlarged diversion dam, location of diversion, etc.)

- F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

- a. Are you now employing water conservation efforts? YES ☒ NO ☐  
Describe any water conservation efforts you have initiated:

Careful Water Rotation

- b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

Reduction in consumptive use:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES ☐ NO ☐

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree, which unreasonably affects such water for other beneficial uses? YES \_\_\_\_ NO X
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_ NO \_\_\_\_.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_ NO X
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_\_ NO \_\_\_\_.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 6-26- 20 07 at Mill Creek, California

SIGNATURE: [Signature]

PRINTED NAME: Robert H Seward  
(first name) (middle initial) (last name)

COMPANY NAME: CIRCLE 3 RANCH

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION
_____	_____
_____	_____
_____	_____
_____	_____

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An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

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S012889%S%2003

2001, 2002, 2003

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.

Notify this office if ownership or address changes occur during the coming year.

**Please Complete and Return This Form by August 1, 2004.**

**\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.**

**Owner of Record:** ~~ELIZABETH HANNA SEWARD~~

PETER HANNA SEWARD

2004 AUG -2 PM 1:59

530 343-7040

STATEMENT NO.: S012889  
CONTACT PHONE NO.: (916) 505-1420

530 343-7040

**PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:**

**ELIZABETH HANNA SEWARD**

**ROUTE 5, BOX 2005**

**MILL CREEK, CA 96061**

**Source Name:** CANYON CREEK

**Tributary To:** MILL CREEK

**County:** Tehama

**Diversion Within:** NE1/4 of SW1/4 Section 11, T29N, R04E, MB&M

**Year of First Use:** 1945

**Parcel Number:**

A. Water is used under: Riparian claim X Pre 1914 right \_\_\_\_\_ Other (explain): \_\_\_\_\_

B. Year of first use (Please provide if missing above) 1927

C. Amount of Use - Enter the amount (or the approximate amount) of water used each month. X UN-METERS

Amounts below are:													Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
2001					X	X	X	X	X	X			
2002					X					X			
2003					X					X			

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 100 acres; Stockwatering 50; Domestic \_\_\_\_\_;

Other (specify) \_\_\_\_\_

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES X NO \_\_\_\_\_

Describe any water conservation efforts you have initiated:

CAREFUL WATER ROTATION

b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

Reductions in consumptive use:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

AUG 5 2004

## 2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO X.
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to wastewater reclamation. YES \_\_\_\_\_ NO \_\_\_\_\_

### 3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO X
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to conjunctive use efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

**I declare that the information in this report is true to the best of my knowledge and belief.**

DATE: 7/27, 2004 at Mill Creek, California

SIGNATURE: F. Mann Ford

PRINTED NAME: FRIER M SEWARD  
 (first name) (middle init.) (last name)

COMPANY NAME: CIRCLE S RANCH

**If there is insufficient space for your answers, please use the space provided below.**

ITEM CONTINUATION

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*"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>"*

S-12889

**CONTACT REPORT****DIVISION OF WATER RIGHTS**

STATE WATER RESOURCES CONTROL BOARD

Division Personnel

Kathy Morawka

Subject

Statements of Diversion &amp; Use

12889, 12890, 12891

Date

11-24-86

Time

Personal ☐

Where

Telephone ☒

Number

Individual(s)/Agency Contacted

Elizabeth Hannah Seward

Conversation Description

Elizabeth Seward called today in response to my letter dated 11-14-86. The township for statements 12889, 12890 and 12891 should be T29N. I will revise her statements accordingly.

Decision(s)

Action Items

SURNAME

KDM 11-24-86

(916) 324-5743

NOV 14 1986

In Reply Refer  
to:321:KDM:S12889 ✓  
S12890  
S12891

Elizabeth Hanna Seward  
S Ranch  
Mill Creek, CA 96061

Dear Ms. Seward:

STATEMENTS OF WATER DIVERSION AND USE 12889, 12890, AND 12891

While plotting the location of three of your statements of diversion and use, I noticed what may be an error in the township description. Mill Creek is located in T29N, R4E as described in Statement 12892. Statement 12889, 12890 and 12891 have Mill Creek in T24N, R4E. Mill Creek does not flow through T24N.

Should Statement 12889, 12890 and 12891 be revised to read T29N? I am including copies of the USGS quad maps for T24N and T29N for your use. The statements will be plotted upon confirmation from you of the correct site location.

Please call me at the above number if you have any questions.

Sincerely,

**ORIGINAL SIGNED BY:**

Katherine Mrowka  
Associate WRC Engineer  
Application Unit

Enclosures

dym034:KDMROWKA:11/14/86

KDM

11-14-86



## STATE WATER RESOURCES CONTROL BOARD

## DIVISION OF WATER RIGHTS

S12889

## STATEMENT OF WATER DIVERSION AND USE

(This is not a Water Right)

This statement should be typewritten or legibly written in ink.

A. Name of person diverting water

Elizabeth Hanna Seward

Address

③ Ranch Mill Creek 96061

916 595-4420

B. Name of body of water at point of diversion

Canyon Creek

Tributary to

Mill Creek trib Sacramento River

C. Place of diversion

NE 1/4 SW 1/4

Section 11

Township

T29N

Range

R4E

B&amp;M,

Tehama County

or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks.

D. Name of works

Middle Creek diversion

E. Capacity of diversion works

300 continuously running

cubic feet per second

Capacity of storage reservoir

none

gallons per minute

gallons

acre-feet

State quantity of water used each month in gallons or acre-feet

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
	0	0	0	0	0	X	X	X	X	X	0	0	300,000

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc.

75 acres

Maximum annual water use in recent years

300,000

gallons

acre-feet

Minimum annual water use in recent years

300,000

gallons

acre-feet

Type of diversion facility: gravity ☒ , pump ☐Method of measurement: weir ☐ , flume ☐ , electric power meter ☐ , water meter ☐ , estimate ☒

Purpose of use (what water is being used for)

gravity pasture flooding returning to Mill Creek in runoff

General description or location of place of use (use sketch of section grid on reverse side if you desire)

③ Ranch front meadows next to Creek one siphon under 36

Year of first use as nearly as known

1945

Name of person filing statement

Elizabeth Hanna Seward

Position

owner

Organization

③ Ranch

Address

Mill Creek Calif 96061

Telephone

916 595 4420

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

DATED:

, 19

at

Mill Creek

, California.

Signature:

Elizabeth Seward

Stream Code: 0-301-24-000

see Instructions on Reverse Side