

State Water Resources Control Board

NOTICE OF PETITION FOR CHANGE FOR LICENSE 10045 (APPLICATION 12987)

On March 29, 2023, Gary M. Barton (Barton) filed a petition for change for water right License 10045 (Application 12987) with the State Water Resources Control Board (State Water Board), Division of Water Rights (Division). Barton proposed to add 265 acres of land to its place of use in the petition. This land is now being irrigated by groundwater. Barton wants to use its water right License 10045 for irrigation purposes of this land. Due to advanced technology and best irrigation practices, Barton does not use its allocated 1506 acre-feet per year for its existing place of use. Therefore, Barton does not foresee any increase in consumptive use due to the proposed changes in place of use. No changes in the source, face value, season, purpose of use, or points of diversion have been proposed.

A summary of License 10045 and petition for change is as follows:

Summary of License 10045 (Application 12987)

Sources:

(PODs 1 and 2) Stanislaus River and (POD 3) an Unnamed Slough in San Joaquin County tributary to (PODs 1 and 2) San Joaquin River and (POD 3) Stanislaus River thence San Joaquin River

Points of Diversion (POD):

POD 1: North 2,092,013 and East 6,391,223, California Coordinate System. NAD 83. Zone 3, being within the Northeast quarter of Northeast quarter, of Section 28, Township 2 South, Range 8 East, Mount Diablo Base and Meridian.

POD 2: A Movable Point of Diversion along the Stanislaus River Between Limits as Follows:

Upstream Limit: Located North 2,092,991 and East 6,393,172, California Coordinate System, NAD 83, Zone 3, being within the Southwest quarter of the Southwest quarter of Section 22, Township 2 South, Range 8 East, Mount Diablo Base and Meridian.

Downstream Limit: Located North 2,092,923 and East 6,387,474, California Coordinate System, NAD 83. Zone 3, being within the Southwest quarter of the Southwest quarter of Section 21, Township 2 South, Range 8 East, Mount Diablo Base and Meridian.

E. JOAQUIN ESQUIVEL, CHAIR | ERIC OPPENHEIMER, EXECUTIVE DIRECTOR

POD 3: A Movable Point of Diversion Along an Unnamed Slough Between Limits as Follows:

Upstream Limit: Located North 2,094,871 and East 6,391,239, California Coordinate System, NAD 83, Zone 3, being within the Northeast quarter of the Southeast quarter of Section 21, Township 2 South, Range 8 East, Mount Diablo Base and Meridian.

Downstream Limit: Located North 2,094,010 and East 6,388,790. California Coordinate System, NAD 83, Zone 3, being within the Northeast quarter of the Southwest quarter of Section 21, Township 2 South, Range 8 East, Mount Diablo Base and Meridian.

Diversion Rate and Amount:

5.02 cubic feet per second to be diverted from February 1 to October 31 of each year. So long as there is no interference with other rights, junior, as well as senior, licensee may increase his rate of diversion to a maximum of 10.2 cubic feet per second; provided that the total quantity diverted in any 30-day period does not exceed 301 acre-feet. The maximum amount diverted under this license shall not exceed 1506 acre-feet per year.

Season:

February 1 to October 31 of each year

Purpose of Use:

Irrigation and stockwatering

Place of Use:

Existing: Stockwatering and irrigation of 300 acres net within a gross area of 401.6 acres within Sections 21, 22, and 28, Township 2 South, Range 8 East, Mount Diablo Base and Meridian, as shown on map filed with the State Water Board.

Proposed: Stockwatering and irrigation of 565 acres net within a gross area of 666.6 acres within Sections 21, 22, and 28, Township 2 South, Range 8 East, Mount Diablo Base and Meridian, as shown on map sent to the State Water Board.

Pursuant to California Water Code section 1703.1, any interested person may file a protest to the petition for extension of time. Protests filed in response to this notice should be submitted to the persons listed below and must be received by the Division by 4:30 p.m. on **July 17, 2025**. Protests may be provided via email prior to the deadline; however, a copy of the original signed letter of protest must be subsequently filed with the Division. Protest requirements and submittal information can be found here:

https://www.waterboards.ca.gov/waterrights/water_issues/programs/applications/docs/protestsubmittalinfo.pdf

Send protests to both:

Mina Mohammadzadeh
State Water Resources Control Board
Division of Water Rights
P.O. Box 2000
Sacramento, CA 95812-2000
Mina.Mohammadzadeh@waterboards.ca.gov

Ryan E. Stolfus
Wagner & Bonsignore, CCE
2151 River Plaza Drive, Ste 100
Sacramento, CA 95833
Phone: 916-555-1787
rstolfus@wbecorp.com

To request copies of the petitions or for more information regarding this matter please contact Mina Mohammadzadeh by email at Mina.Mohammadzadeh@waterboards.ca.gov.

Date of Notice: June 17, 2025