

STATE OF CALIFORNIA  
CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY  
STATE WATER RESOURCES CONTROL BOARD

**DIVISION OF WATER RIGHTS**

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In the Matter of Water Right Application A030259

**Fahri Diner and Grapevine Holdings L-1, LLC**

**ORDER APPROVING MINOR CHANGE TO APPLICATION AND CANCELING  
PETITION FOR CHANGE**

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SOURCE: Unnamed Stream tributary to Gird Creek thence the Russian River  
COUNTY: Sonoma  
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**WHEREAS:**

1. On June 10, 1993, Fahri Diner and Grapevine Holdings L-1, LLC, (applicant) filed water right application A030259 with the State Water Resources Control Board (State Water Board or Board), Division of Water Rights (Division) to appropriate water from the Gird Creek stream system in Sonoma County.
2. The application was publicly noticed on May 13, 1994. Protests were received from the California Department of Fish and Wildlife, James S. Miller, Trout Unlimited, United Anglers of California, and Salmon Unlimited, Inc.
3. On July 30, 2018, the applicant filed a petition for change to modify Application A030259. On May 4, 2026, the applicant initiated a minor change to modify Application A030259 that supersedes the July 30, 2018 petition for change. The requested modifications are as follows:
  - a. Reduce the maximum amount of water requested for diversion from 42 acre-feet per year to 16.3 acre-feet per year.
  - b. Remove point of diversion 2 and place of storage 2 (Livestock Reservoir) located within the Southeast quarter of Northwest quarter of Projected Section 23, Township 10 North, Range 9 West, Mount Diablo Base and Meridian.
  - c. Reduce the season of diversion of water from November 1 through April 30 of the following year to December 15 through March 31 of the following year.

- d. Reduce and update the place of use for irrigation and frost protection from 40 acres to 37 acres within Section 23, Township 10 North, Range 9 West, Mount Diablo Base and Meridian.
  - e. Reduce the place of use for stockwatering and recreational to the place of storage located at point of diversion 1 (Vineyard Reservoir).
  - f. Reduce the capacity of the place of storage located at point of diversion 1 (Vineyard Reservoir) from 20 acre-feet to 16.3 acre-feet.
4. On May 13, 2026, the State Water Board provided notice and an opportunity to provide comments regarding the minor change to the applicant, the protestants, and other interested parties. No comments were received.
5. The State Water Board may make a minor change to an application without requiring the filing of a petition for change if the Board finds all the following:
  - a. The change does not enlarge or increase the authorized rate, amount, or season of diversion.
  - b. The change does not increase the total area subject to inundation by water diverted to storage or the area where facilities will be constructed.
  - c. The change is not substantial or constitutes a reduction, agreed to by the applicant, in the authorized diversion, affected area, or other feature of the application.
  - d. The change does not have the potential to adversely affect the water supply of other legal users of water or instream beneficial uses.

(Wat. Code, § 1700.4.)
6. The proposed changes will not enlarge or increase the authorized rate, amount, or season of diversion. The amount of water diverted will be reduced from 42 acre-feet per year to 16.3 acre-feet per year, and the season of diversion will be reduced from November 1 through May 31 to December 15 through March 31.
7. The proposed changes will not increase the total area subject to inundation by water diverted to storage or the area where facilities will be constructed. The capacity of the place of storage located at point of diversion 1 (Vineyard Reservoir) will be reduced from 20 acre-feet to 16.3 acre-feet, point of diversion 2 and place of storage 2 (Livestock Reservoir) will be removed, and the place of use for irrigation and frost protection will be reduced from 40 acres to 37 acres.
8. The proposed changes are not substantial or constitute a reduction, agreed to by the applicant, in the authorized diversion, affected area, or other feature of the application. The amount of water for diversion, season of diversion, and the place of use will be reduced. In addition, point of diversion 2 and place of storage 2 (Livestock Reservoir) will be removed from the application.

9. The proposed changes do not have the potential to adversely affect the water supply of other legal users of water or instream beneficial uses. The amount of water for diversion, season of diversion, and place of use will be reduced. In addition, point of diversion 2 and place of storage 2 (Livestock Reservoir) will be removed from the application.
10. Pursuant to Resolution 2012-0061, the State Water Board has delegated the authority to conduct and supervise the activities of the State Water Board to the Executive Director. By memorandum dated April 28, 2022, the Executive Director has redelegated the authority to act on minor changes to the Deputy Director for Water Rights. The Deputy Director for Water Rights has further redelegated this authority pursuant to a memorandum dated April 20, 2023.

**NOW, THEREFORE, IT IS ORDERED:**

1. The minor change to the application is approved and the July 30, 2018 petition for change is canceled.
2. The maximum amount of water requested for diversion is changed to 16.3 acre-feet per year.
3. Point of diversion 2 and place of storage 2 (Livestock Reservoir), located within the Southeast quarter of Northwest quarter of Projected Section 23, Township 10 North, Range 9 West, Mount Diablo Base and Meridian, are removed.
4. The season of diversion of water is changed to December 15 of each year through March 31 of the succeeding year.
5. The place of use for irrigation and frost protection is reduced and updated to 37 acres as follows:
  - a. 6 acres within the Northwest quarter of the Northeast quarter;
  - b. 29 acres within the Southwest quarter of the Northeast quarter;
  - c. 1 acre within the Southeast quarter of the Northeast quarter;
  - d. 1 acre within the Northwest quarter of the Southeast quarter;
  - e. All within projected Section 23, Township 10 North, Range 9 West, Mount Diablo Base and Meridian.
6. The place of use for stockwatering and recreational is changed to the place of storage located at point of diversion 1 (Vineyard Reservoir).
7. The capacity of the place of storage located at point of diversion 1 (Vineyard Reservoir) is changed to 16.3 acre-feet.

STATE WATER RESOURCES CONTROL BOARD

ORIGINAL SIGNED BY  
KATY LEE, FOR

*Juliet Christian-Smith*  
*Deputy Director*  
*Division of Water Rights*

Dated: July 7, 2026