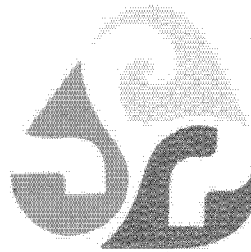


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November 30, 2011

Kathy Mrowka
Division of Water Rights
State Water Resources Control Board
P.O. Box 2000
Sacramento, CA 95812-2000

STATE WATER RESOURCES
CONTROL BOARD
2011 DEC 12 AM 11:04
DIV OF WATER RIGHTS
SACRAMENTO

**RE: Statement No. S010335 - Request to Change Face Value of City of San
Buenaventura's Statement of Diversion and Use**

Dear Ms. Mrowka:

The City of San Buenaventura (Ventura) formally requests the face value for our Statement of Diversion and Use for S010335 be changed from 0 acre-feet per year to 72,397 acre-feet per year to reflect the City's appropriative water rights in the Ventura River system. The following is the background on how these rights were acquired by the City.

Ventura developed as a result of the ninth and last mission founded in California by Father Junipero Serra in 1782. In 1886, the City incorporated an area of about one square mile around the original Mission San Buenaventura. The Spanish Fathers for the Mission San Buenaventura developed the first water system for the City. The system consisted of an aqueduct, which is now abandoned, to convey water from the Ventura River, near San Antonio Creek, to a reservoir located behind the Mission. During subsequent development around the Mission, additional groundwater was obtained from wells in the Ventura and Santa Clara River basins.

Water facilities were developed and operated for the City by several individuals and companies over the period of 1869 to 1923. In 1923, the City acquired the Ventura River Water system from the Southern California Edison Company and assumed the responsibility of providing water to City residents. Three claims were filed between 1870-1874 that were transferred to the City with City's acquisition of the Southern California Edison Company and are documented in the attached Appendix A. These filings included the following:

1. An individual for 2000 miner's inches in 1870;
2. Santa Ana Water Company for 500 miner's inches in 1872; and
3. Santa Ana Water Company for 1500 miners's inches in 1874.

501 Poli Street • P.O. Box 99 • Ventura, California 93002-0099 • 805.667.6500

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VEN0006306

Kathy Mrowka, SWRCB
Protest of Water Application 31854
November 30, 2011
Page 2 of 2

The total amount of 4,000 miner's inches was transferred to Ventura. Based on the conversion of miner's inches in California this would equate to 100 cubic feet per second or 72,397 acre-feet per year. In years following, the City developed additional sources of surface and groundwater, including wells and improvements to the surface water diversion from the Ventura River.

We hope this letter provides you the substantiate information for the change in our face value for S010335. If you would like to discuss our request further please contact me at, 652-4503.

Sincerely,



Shana Epstein
General Manager
Ventura Water

Appendix A – Portion of Deed conveying Water Rights from Southern California Edison Company to City of San Buenaventura, April 28, 1923

W:\WATER\Water Rights

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://waterrights.ca.gov>

S010335

2005, 2006, 2007

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

Owner(s) of Record:

CITY OF SAN BUENAVENTURA

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, 2008

Primary Contact:

CITY OF SAN BUENAVENTURA

PO BOX 99

VENTURA, CA 930072

Agent: Jim Passanisi

Address:

Phone No. 805-652-4504

Phone No.

Fax No. 805 643-7615

Fax No.

E-mail Address: jpassanisi@ci.ventura.ca.us

E-mail Address:

Source Name: VENTURA RIVER

Tributary To:

County: Ventura

Diversion within: NE 1/4 of NW 1/4 Section 8, T 3 N, R 23 W, SBB&M

Year of First Use: 1870

Name of Diversion works: FOSTER PARK

Assessor Parcel Number of the Diversion site: 60-0-220-210 & 230
60-0-220-260

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) ☐

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
2005													
2006													
2007													

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
2005	148	80	137	171	144	121	120	118	113	85	0	57	1293
2006	191	150	197	191	217	204	183	191	180	187	180	171	2244
2007	178	160	179	174	181	175	141	174	174	162	138	132	1966

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

Irrigation ☐ acres; Stockwatering ☐; Domestic 110,000 people;
Other (specify) ☐

Parcel Number(s) of Place of Use: City of Ventura

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.)

PERMITS NEEDED TO MAKE REPAIRS HAVE DELAYED MAKING THE REPAIRS

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 ☒
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)

EWIRMS/CM
7/2/09

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: 5/13, 20 08 at CITY OF VENTURA, California

SIGNATURE: _____

PRINTED NAME: _____

(first name)

(middle initial)

(last name)

COMPANY NAME: _____

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

ITEM

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.



S010335%\$2004

2002, 2003, 2004

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, 2005.

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

Owner of Record: CITY OF SAN BUENAVENTURA;

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

CITY OF SAN BUENAVENTURA

C/O UTILITIES MANAGER WATER SUPERINTENDENT

PO BOX 99

VENTURA, CA 93002

STATEMENT NO.: S010335
CONTACT PHONE NO.: (805)652-4500

4504

Source Name: VENTURA RIVER

Tributary To: PACIFIC OCEAN

County: Ventura

Diversion Within: NE1/4 of NW1/4 Section 08, T03N, R23W, SB&M

Year of First Use: 1870

Parcel Number:

A. Water is Used Under: Riparian claim _____ Pre-1914 right X Other (explain): _____

B. Year of First Use: (Please provide if missing above) 1870

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) ROUNDED Other

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2002	710	516	584	528	547	509	434	583	437	279	335	488	5950
2003	546	539	583	486	604	614	623	582	564	564	520	498	6723
2004	493	475	560	555	569	551	551	536	440	440	494	469	6118

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

Irrigation 0 acres; Stockwatering 0; Domestic 30869 connections

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.)

NONE

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: Low Flow Plumbing Devices, indoor and outdoor water audits, conservation water tier pricing, water loss reduction, conservation information outreach to public schools.

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 ☒
- 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: 3/28, 2005 at San Buenaventura, California

SIGNATURE: H. Passanisi

PRINTED NAME: Jim H. Passanisi
(first name) (middle initial) (last name)

COMPANY NAME: City of San Buenaventura

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

ITEM	CONTINUATION
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

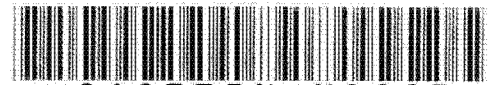
There are two principal types of surface water rights in California. They are riparian and appropriative rights.

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. 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.

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.



S010335%\$%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: CITY OF SAN BUENAVENTURA;

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

STEVEN R WILSON *Utilities Manager*
PO BOX 99
VENTURA, CA 93002

STATEMENT NO.: S010335
CONTACT PHONE NO.: (805)652-4504

Source Name: VENTURA RIVER

Tributary To: PACIFIC OCEAN

County: Ventura

Diversion Within: NE1/4 of NW1/4 Section 08, T03N, R23W, SB&M

Year of First Use: 1870

Parcel Number:

A. Water is used under: Riparian claim _____ Pre 1914 right ☒ Other (explain): _____

B. Year of first use (Please provide if missing above) 1870

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

Amounts below are:														Gallons		Acre-feet		Other	
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual						
2001	493.78	467.52	329.36	500.35	589.96	562.08	585.05	228.67	515.20	465.04	387.43	612.30	5726.74						
2002	710.04	516.10	584.38	528.08	547.04	509.38	433.62	583.18	436.89	278.63	335.35	488.26	5950.97						
2003	545.71	538.64	583.36	455.60	603.53	614.36	622.61	581.65	563.87	564.22	519.79	498.17	6721.51						

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

Irrigation 10 acres; Stockwatering 0; Domestic 30692

Other (specify) 15 industrial Total Service connections = 30717

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.) NONE

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: WATER LOSS REDUCTION, PUBLIC AND SCHOOL OUTREACH, INDOOR AND OUTDOOR WATER AUDITS, LOW FLOW DEVICES, CONSERVATION WATER PRICING

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 27 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 X NO
- 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: 7/15/04, 20 at San Buenaventura, California

SIGNATURE: [Signature]

PRINTED NAME: Jim H. PASSANISI
(first name) (middle init.) (last name)

COMPANY NAME: City of San Buenaventura

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

ITEM 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 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 nonriparian 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. Appropriate 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.

"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>"

5-10 335

*** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

MM 1-5-94

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S010335
OWNER OF RECORD: VENTURA WATER SYSTEM

VENTURA WATER SYSTEM
P O BOX 99
VENTURA, CA 93003

1995 JUN 16 AM 11:51
DIVISION OF WATER RIGHTS
SACRAMENTO

SOURCE: VENTURA RIVER
TRIBUTARY TO: PACIFIC OCEAN
COUNTY: VENTURA
DIVERSION
WITHIN: NE¼ OF NW¼ SECTION 8, T3N, R23W, MDB&S.

TELEPHONE NUMBER:
(805) 652-4500
YEAR OF FIRST USE: 1870
PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

- 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 of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other) _____

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1992	137.85	50.64	299.46	354.58	448.41	325.01	306.93	242.16	172.59	152.33	164.07	157.51	2811.54
1993	24.70	26.65	.00	.00	.00	.00	40.29	313.79	345.71	286.51	266.01	276.45	1580.11
1994	319.23	81.82	320.15	369.80	342.95	232.59	224.40	115.88	23.05	.12	.00	1.07	2031.06

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
- Irrigation _____ acres; Stockwatering _____; Domestic 100,000 +/-
- Other (specify) _____

*** CONTINUE ON BACK PAGE ***

*** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

- 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. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

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

DATED: 6-9, 19 95, at VENTURA, California

SIGNATURE: 

PRINTED NAME: STEVEN R WILSON

COMPANY NAME: CITY OF SAN BUENAVENTURA

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, or return flows from use of groundwater.

An appropriate right is required for use of water on nonriparian 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.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. 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 diversion, 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:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. Box 2000
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE
INFORMATION SHEET

STATEMENT NO. S010335

DIVERSION SITE:

OWNER'S NAME CITY OF SAN BUENAVENTURA
(FIRST) (MIDDLE) (LAST)

PARCEL NO. _____

PLACE OF USE:

OWNER'S NAME CITY OF SAN BUENAVENTURA
(FIRST) (MIDDLE) (LAST)

1. PARCEL NO. _____

2. PARCEL NO. _____

3. PARCEL NO. _____

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL
STATEMENTS:

OWNER/LESSEE/AGENT/OTHER CITY OF SAN BUENAVENTURA

NAME STEVEN R WILSON
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS P O BOX 99
VENTURA CA 93002
(CITY) (STATE) (ZIP)

TELEPHONE NO. (805) 652 - 4504

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME _____
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS _____
(CITY) (STATE) (ZIP)

TELEPHONE NO. (_____) _____ - _____

2. NAME _____
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS _____
(CITY) (STATE) (ZIP)

TELEPHONE NO. (_____) _____ - _____

☐ ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL
INFORMATION BOX.

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810
901 P ST. SACRAMENTO, CA
(916) 322-4503

(916) 324-5741

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 010335

VENTURA WATER SYSTEM
P O BOX 99
VENTURA, CALIF 93002

TELEPHONE NUMBER:
(805) 648-7881

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT

SOURCE: VENTURA RIVER

TRIBUTARY TO: PACIFIC OCEAN

COUNTY: VENTURA

DIVERSION

WITHIN: NE1/4 OF NW1/4 SECTION 08, T03N, R23W, SBB8M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1987. (Additional information on reverse side of this form.)

- A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.
- Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1984	120	481	375	339	217	121	113	78	99	71	86	122	2,222
1985	251	337	366	325	265	139	108	74	51	52	52	161	2,181
1986	231	110	314	610	619	622	607	583	538	468	402	453	5,557

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

Irrigation 195 ACRES

Stockwatering

Domestic 89,000+

Other (specify)

- C. 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.)

NONE

- D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

N/A

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

DATED: 28 JANUARY, 19 87, at VENTURA COUNTY, California

Signature:

WATER SUPERINTENDENT

FEB 11 1987

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 source 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, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian 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.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. 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 diversion, 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:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

APPENDIX "A"

PORTION OF DEED CONVEYING WATER RIGHTS
FROM SOUTHERN CALIFORNIA EDISON COMPANY TO
CITY OF SAN BUENA VENTURA

April 28, 1923

[from book 22, pages 27 - 29, official records of
County of Ventura]

THE PROVISIONS OF THE DEED

"10. (a) The right to divert the waters of the San Buenaventura River, or Arroyo Matilija, and of the Arroyo San Antonio, to the extent of two thousand inches, measured under a four inch pressure for the purpose of supplying water for irrigation, domestic, culinary, stock and manufacturing purposes, at various points along the line of the ditches and other works formerly belonging to the Santa Ana Water Company, and for supplying the town of San Buenaventura and its inhabitants, and the vicinity of said town, with fresh water, by diverting the said water from its natural channels acquired by the Santa Ana Water Company by notice of appropriation of water, dated January 10, 1870, followed by the construction of suitable dams, gates, ditches, flumes and other conduits, and the actual diversion, appropriation and use of said waters for the purposes above mentioned, and by the actual, continuous and uninterrupted use of said waters by said Santa Ana Water Co. and its successors in interest, from said 10th day of January, 1870, to the present time. The original point of diversion of said water was near the confluence of the San Buenaventura River and the Arroyo San Antonio, in the Rancho Santa Ana, but was afterwards changed to a point on the San

Buenaventura River, on what is known as the "Jose Dolores Chapman Tract" in said Rancho Santa Ana and later to a point on said river near the crossing of the Casitas Pass Road; also

10. (b) The right to divert all the waters flowing in the San Buenaventura River, at the head of what was formerly known as the lower ditch of the Santa Ana Water Company, to the extent of five hundred inches, measured under a four inch pressure, for the purpose of irrigating land along the line of said ditch, and of supplying the Town of San Buenaventura, and for the purpose of manufacturing and water power acquired by the Santa Ana Water Co., by a notice of appropriation of water, dated November 25, 1873, and recorded on said day in the office of the County Recorder of Ventura County, State of California, and by immediately after the posting and recording of said notice, constructing suitable ditches, dams, canals, reservoirs, pipe lines and other conduits, for conducting and storing said waters, and by the diversion at the point above named, and the appropriation and use of said waters of the Santa Ana Water Company and its successors in interest, for the purposes above mentioned, continuously from the 25th day of November, 1873, to the present time, also

10. (c) The right to divert the waters of the San Buena-ventura River to the extent of fifteen hundred inches measured under a four inch pressure, at or near the water ford used in crossing said San Buena Ventura River, west of and near the "Moraga house" in the Rancho Canada Larga y Verde, and conduct same to the corporate limits of the Town of San Buena Ventura, for milling, manufacturing, irrigation, and domestic purposes, acquired by L. D. Chillson and J. Willett by notice of appropriation of said waters dated November 2, 1874 and by notice of intention to extend ditches and flumes, dated January 29, 1875, followed by the construction of dams, gates, ditches and flumes and other conduits, and by the actual diversions, appropriation and use of said waters, for the purposes above mentioned, continuously by the said L. D. Chillson and J. Willett, and their successors in interest, from said 29th day of January, 1875, to the present time. The point of diversion of said waters has been changed to a point on said river in the Rancho Canada Larga y Verde, near where the old flouring mill formerly stood, and where, what is known as the lower ditch of the Santa Ana Water Company, has heretofore diverted and now diverts water from said river, also

10. (d) The right to take, divert and use all of the waters of the San Buenaventura River and its tributaries, conveyed to the Santa Ana Water Company, by Thaddeus Amat, Bishop of Monterey and Los Angeles (a corporation sole) as trustee of the property of the Roman Catholic Church in California by deed dated March 2, 1874, and recorded in the office of the County Recorder of said Ventura County in Book 1 of Deeds, at page 665 et seq., and being all of the right and title of the Old Mission Church and establishment in the Town of San Buenaventura in said County of Ventura, to take, divert, appropriate and use the waters of the said San Buenaventura River and its tributaries, also
10. (e) All of the rights to take, divert, appropriate and use the waters of the San Buena Ventura River, acquired by the Santa Ana Water Company, the Ventura Land and Power Company, Ventura Water, Light and Power Company and Ventura County Power Company (predecessors in interest of the Southern California Edison Company) by purchase or otherwise from prior appropriators or users of the waters of the San Buenaventura River and all of the rights to take, divert and use the waters of the San Buenaventura River acquired by the Santa

Ana Water Company and the Ventura Land and Power Company by purchase or otherwise from the owners of Lands riparian to said San Buenaventura River and all the rights of the Southern California Edison Company, as successor in interest of the Ventura County Power Company and Ventura Water, Light and Power Company to take, divert, appropriate and use the waters of the San Buenaventura River belonging to it, as the owner of various tracts of land riparian to said river, and such rights riparian reserved to said Ventura Water, Light and Power Company in any and all deeds heretofore made by it, conveying portions of its lands, excepting however, any such rights appurtenant to lands along said river, the fee title to which is now in Southern California Edison Company and is not herein described as property to be transferred under this agreement.

10. (f) The right to take, divert, appropriate, use and the right to sell, dispose of and supply to others for use, all the waters flowing in the San Buenaventura River at its usual and normal flow at points of diversion, acquired by the Santa Ana Water Company and the Ventura Land and Power Company, and the Ventura Water, Light and Power Company, the Ventura County Power Company and the Southern California Edison Company, by the actual taking,

diverting, appropriating and using and selling and supplying to others for beneficial purposes, all the waters flowing in the said San Buenaventura River at said points of diversion, for more than fifteen years last past, also

10. (g) All and singular the right, title and interest, demand and privilege of the Ventura Water, Light and Power Company either in its own right or in its right as the successor in interest of any appropriator, locator, claimant or user, or which said corporation has or can or may have under any claim or any title to take, divert, appropriate or in any way to use any of the waters of the San Buenaventura River, Arroyo San Antonio, or Arroyo Los Coyotes or their tributaries or confluents, together with any dam or dams canals, conduits or channels of said river or Arroyos that are owned or claimed by the Southern California Edison Company, or in which said corporation has any estate, right, title or interest, and heretofore, at any time or now, used to convey water from said river or arroyos or their tributaries or confluents, together with all riparian rights owned or claimed by said Southern California Edison Company by virtue of any occupancy, ownership, title, estate or interest in any land upon or bordering or that at any time

has been in, upon or bordering or riparian to said San Buenaventura River, Arroyo San Antonio or Arroyo Los Coyotes, excepting however, any such rights appurtenant to lands along said river, the fee title to which is now in Southern California Edison Company and is not herein described as property to be transferred under this agreement, and also all rights that have been in any way acquired by said Southern California Edison Company as successor in interest to the Ventura Water Light and Power Company and the Ventura County Power Company (sic) by appropriation, uses or enjoyment, to any and all of the water and water rights of the entire flow of water, surface, percolating, subterranean, springs or underflow, of the San Buenaventura River, Arroyo San Antonio or Arroyo Los Coyotes, their tributaries, confluents or channels and branches, including any and all easements, franchises, licenses, privileges, incident and appurtenant, of any kind and nature connected therewith, subject to the above exception."

STATEMENT OF WATER DIVERSION **MAND USE**

(This is not a Water Right)

This statement should be typewritten or legibly written in ink.

Includes Nye Wells and
Surface FlowSTATE WATER RESOURCES
CONTROL BOARDMAY 14 46 PM '81
SACRAMENTO

10335

A. Name of person diverting water VENTURA WATER SYSTEM
 Address P.O. BOX 99, Ventura, Ca. 93002 Telephone (805) 648-7881

B. Name of body of water at point of diversion Ventura River
 Tributary to _____

C. Place of diversion NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 8, Township 3N, Range 23W, SB B&M,
Ventura 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 Foster Park

E. Capacity of diversion works 10,000 - 11,000 ~~cubic feet per second~~
 Capacity of storage reservoir 10,000,000 ~~gallons per minute~~
 State quantity of water used each month in ~~gallons or acre-feet~~ ~~gallons~~ ~~acre-feet~~

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1980	613	431	618	620	672	667	644	597	587	638	586	572	7245

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.

Maximum annual water use in recent years 7245 ~~gallons~~
 Minimum annual water use in recent years 5376 ~~acre-feet~~
 Type of diversion facility: gravity X, pump X ~~gallons~~ ~~acre-feet~~

Method of measurement: weir _____, flume X, electric power meter _____, water meter X, estimate X

F. Purpose of use (what water is being used for) Domestic or Municipal

G. General description or location of place of _____ (attach sketch of section grid on reverse side if you desire)
City of Ventura

H. Year of first use as nearly as known 1870

I. Name of person filing statement Richard W. Dettloff

Position Water Superintendent Organization Ventura Water System
 Address P.O. Box 99, Ventura, Ca. 93002 Telephone (805) 648-7881

I declare under penalty of perjury that the above is true and correct to the best of my knowledge and belief.
 DATED: May 5, 1981, 19 81 at Ventura, California.

Signature: R.W. Dettloff

See Instructions on Reverse Side