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## State Water Resources Control Board

### NOTICE OF ASSIGNMENT

The State Water Resources Control Board's  
Executive Director has partially assigned to the  
Administrative Hearings Office

Pending Petition for Long-term Transfer under Water Right Permit 15026 (Application  
5632) of

**Yuba County Water Agency**

#### **WATER-RIGHT PERMIT 15026 AND PETITION FOR LONG-TERM TRANSFER**

Yuba County Water Agency (YCWA) diverts water from the Yuba River watershed for consumptive uses under three permits. Permit 15026 authorizes YCWA to directly divert up to 1,593 cubic feet per second and 490,000 acre-feet per annum (afa) to storage. Permit 15026, along with Permit 15027 (Application 15204) and Permit 15030 (Application 15574), authorize diversion of water to storage at New Bullards Bar Reservoir and direct diversion of water for consumptive uses at downstream locations.

*Revised Water Right Decision 1644 (RD-1644) and the Lower Yuba River Accord (Yuba Accord)*

On July 16, 2003, the State Water Resources Control Board (State Water Board) adopted RD-1644. Among other things, RD-1644 established interim and long-term flow requirements to protect fisheries between Englebright Dam and the confluence with the Feather River near Marysville and incorporated those flow requirements as conditions of YCWA's Permits 15026, 15027, and 15030.

Following adoption of RD-1644, YCWA and other water purveyors challenged the flow requirements in court, while environmental groups argued for stronger protections for fish. Various parties, including YCWA and environmental organizations, subsequently engaged in settlement negotiations, leading to the approval of principles of agreement of the Yuba Accord.

The Yuba Accord was developed to modify the instream flow requirements established by RD-1644 and provide a level of protection for lower Yuba River fishery resources equivalent to or better than RD-1644. The Yuba Accord includes three separate but related agreements: (1) a Fisheries Agreement, (2) a Water Purchase Agreement, and (3) Conjunctive Use Agreements.

#### *State Water Board Corrected Order WR 2008-0014*

To implement the Yuba Accord, YCWA filed petitions with the State Water Board to modify Permits 15026, 15027 and 15030 and a petition for long-term transfer of up to 200,000 afa of water under Permit 15026 on April 27, 2007. The State Water Board held a hearing on YCWA's petitions on December 5, 2007, and adopted Corrected Order WR 2008-0014 on May 20, 2008. Corrected Order WR 2008-0014 approved YCWA's requested changes to the RD-1644 flow requirements included in Permits 15026, 15027, and 15030, and approved YCWA's petition for long-term transfer of water under Permit 15026, authorizing operation of the Yuba Accord Water Transfer Program through December 31, 2025.

After the adoption of Corrected Order WR 2008-014, the State Water Board adopted supplemental orders approving YCWA's petitions for change to add the Freeport Regional Water Project intake, San Luis Dam, and Contra Costa Water District's (CCWD) Delta intakes as additional points of rediversion for the Yuba Accord Water Transfer Program.

#### *Pending Petition for Long-Term Transfer*

On April 4, 2024, YCWA filed a petition for long-term transfer of up to 200,000 afa of water under Permit 15026, pursuant to Water Code section 1735 et seq.3 YCWA's petition seeks approval of changes in place of use, purpose of use, and points of rediversion of Permit 15026 necessary to continue operation of the Yuba Accord Water Transfer Program through December 31, 2050. YCWA's proposed long-term transfer would temporarily add the Department of Water Resources' (DWR) Banks Pumping Plant, U.S. Bureau of Reclamation's (Reclamation) Jones Pumping Plant, the Freeport Regional Water Project intake, San Luis Dam, CCWD's Delta intakes, Castaic Dam, Perris Dam, and Pyramid Dam as points of rediversion under Permit 15026. YCWA's petition seeks to temporarily add the service areas of the State Water Project (SWP) and Central Valley Project (CVP) to the place of use of Permit 15026. YCWA's petition also requests that municipal use, salinity control, and water quality control be temporarily added as additional purposes of use under Permit 15026. YCWA's petition requests that these changes be effective from January 1, 2026 through December 31, 2050.

YCWA acted as the California Environmental Quality Act lead agency and prepared a supplemental environmental impact report (SEIR) (supplement to YCWA's 2007 Lower Yuba River Accord EIR and subsequent addenda) to evaluate the effects of the proposed extension of the Yuba Accord Water Transfer Program. On September 17, 2024, YCWA certified the final SEIR for the project.

### *Protests of the Petition*

The Division issued public notice of YCWA's petition for long-term transfer on May 29, 2024<sup>6</sup> and four protests were received: 1) a joint protest from California Sportfishing Protection Alliance, South Yuba River Citizens League, Friends of the River, American Rivers, Northern California Council Fly Fishers International, and Sierra Club – Mother Lode Chapter (CSPA et al.); 2) Richard Morat; 3) Nevada Irrigation District; and 4) a joint protest from South Delta Water Agency (SDWA), Central Delta Water Agency, and Rudi Mussi Investments L.P. (SDWA et al.). The protests were based on both environmental impacts including, but not limited to, potential negative impacts to the Delta based on transfer water being exported through the SWP and CVP Delta pumps, and potential injury to prior water rights.

YCWA filed its answers on August 30, 2024. In its August 30th answer to CSPA et al., YCWA contended that the State Water Board should request additional information or cancel the protest. YCWA's answers to the other three protests contended that the State Water Board should either cancel the protests or promptly hold a hearing as YCWA believes a settlement between the parties is unlikely. The protest resolution period ended on December 26, 2024.

### **ASSIGNMENT TO THE ADMINISTRATIVE HEARINGS OFFICE**

Water Code section 1112, subdivision (c)(2), provides that the Board may assign an adjudicative hearing, in whole or in part, to the AHO.

On December 24, 2024, Erik Ekdahl, Deputy Director of the Division of Water Rights (Division), transmitted a memorandum to Eric Oppenheimer, Executive Director of the State Water Board, recommending the State Water Board assign the pending petition to the AHO (Attachment 1). The Board's Executive Director, Eric Oppenheimer, then partially assigned the petition for long-term transfer under Water Right Permit 15026 to the AHO to conduct an adjudicative hearing and issue a proposed order under Water Code section 1114, subdivision (c), based on the Division's recommendation (Attachment 2). The assignment also authorizes the AHO to resolve pending protests under Water Code sections 1703.1, 1703.3, 1703.4, 1703.5, and 1703.6.

### **HEARING OFFICER AND HEARING TEAM**

AHO Hearing Officer Sam Bivins will preside over any hearing in this matter. Other members of the AHO may be present and assist the hearing officer throughout these proceedings. The hearing officer and other AHO staff members may consult with staff of the Board's Division of Water Rights and the Board's Office of Research, Planning, and Performance, attorneys in the Board's Office of Chief Counsel, members of the executive management of the State Water Board, and State Water Board members, to discuss or deliberate on matters relevant to this proceeding.

### **ADMINISTRATIVE RECORD AND FTP SITE**

The AHO will maintain the administrative record for this proceeding on the State Water Board's FTP site. The AHO has moved documents maintained by the Division for the

Authority's application and petitions and saved them in a folder for this proceeding. The AHO will save in this folder all future communications and documents submitted by the parties; any notices and rulings issued by the AHO; recordings of any pre-hearing conferences and days of hearing; and any other materials received by the AHO that are relevant to this proceeding. The folder on the State Water Board's FTP site for this proceeding is named "YCWA" and may be accessed at <https://ftp.waterboards.ca.gov/>.

Anyone may view and download documents from the FTP site. To access the YCWA folder, please email the AHO at [adminhrгоffice@waterboards.ca.gov](mailto:adminhrгоffice@waterboards.ca.gov) with "Request for AHO-ftp login credentials" in the subject line. After receiving the e-mail request, the AHO will send a reply e-mail with a username and password to access the folder. It is not necessary to cc the service list for such an e-mail request.

### **PROHIBITION ON EX PARTE COMMUNICATIONS**

Parties and interested persons are prohibited from having any ex parte communications (i.e., off-the-record communications) with any members of the Hearing Team, including executive management of the State Water Board and State Water Board members. (See Wat. Code, § 1110, subd. (c); Gov. Code, §§ 11430.10-11430.80.) For additional information about ex parte communications, see the response to FAQ No.16 of the AHO FAQs, which are posted at [https://www.waterboards.ca.gov/water\\_issues/programs/administrative\\_hearings\\_office/docs/2022/aho-faq.pdf](https://www.waterboards.ca.gov/water_issues/programs/administrative_hearings_office/docs/2022/aho-faq.pdf).

If any party or interested person wants to communicate with the AHO or any member of the Hearing Team regarding a procedural or substantive issue related to this proceeding, with the limited exception for communications about non-controversial procedural matters described below, the party or interested person shall make the communication in writing, shall serve all parties listed on the service list for this proceeding with copies of the communication, and include a proof of service demonstrating such service with the written communication to the AHO. Any such communication shall be sent to the AHO by e-mail to [adminhrгоffice@waterboards.ca.gov](mailto:adminhrгоffice@waterboards.ca.gov) by letter addressed to:

State Water Resources Control Board  
Administrative Hearings Office  
RE: YCWA Long-term Transfer Hearing  
P.O. Box 100  
Sacramento, CA 95814-0100

A party or interested person may provide the proof of service through a formal proof of service or by other verification. For e-mails, the verification shall be a list of the e-mail addresses of the parties or their representatives in an electronic mail "cc" (carbon copy) list. For letters, the verification shall be a list of the names and mailing addresses of the other parties or their representatives in the cc portion of the letter. Until the AHO issues an updated service list, parties should use the initial service list attached to this notice (Attachment 3).

Communications concerning non-controversial procedural issues are not subject to the prohibition on ex parte communications. (Gov. Code, § 11430.20, subd. (b).) Parties and interested persons may communicate with members of the Hearing Team about non-controversial procedural matters such as requests for log-in credentials, assistance accessing documents or uploading documents to the FTP site, or requests to update the service list. These communications should be sent to the AHO using the e-mail address or physical address listed above and may be sent without serving all parties on the service list with copies of the communication.

Please do not attempt to communicate by telephone or in person with AHO staff or any member of the Hearing Team about these proceedings. If oral communications with members of the Hearing Team are necessary to discuss a procedural or substantive issue, the AHO may set up a conference call in which representatives of all parties may participate. Any party may request such a conference call at any time using the written communications protocols described above with a copy to the service list.

If any party or interested person on the service list wants to change any of their information included in the current service list, the party or interested person should submit this information by e-mail to [adminhrqoffice@waterboards.ca.gov](mailto:adminhrqoffice@waterboards.ca.gov). The party or interested person does not need to send copies of the e-mail to the service list.

### **AHO WEBPAGE AND NOTICES**

Subject to legal limitations, including the requirements for internet website accessibility in Government Code section 11546.7, the AHO has posted and will post all notices and other documents regarding these proceedings on the AHO's webpage at [https://www.waterboards.ca.gov/water\\_issues/programs/administrative\\_hearings\\_office/](https://www.waterboards.ca.gov/water_issues/programs/administrative_hearings_office/)

Any interested person may sign up to receive all AHO notices at [https://www.waterboards.ca.gov/resources/email\\_subscriptions/swrcb\\_subscribe.html](https://www.waterboards.ca.gov/resources/email_subscriptions/swrcb_subscribe.html).

Date: January 9, 2025

/s/ Sam Bivins  
Sam Bivins  
Hearing Officer

#### Attachments:

- Attachment 1 – December 24, 2024, Memo from E. Ekdahl to E. Oppenheimer (Yuba County Water Agency)
- Attachment 2 – December 24, 2024, Memo from E. Oppenheimer to N. Kuenzi (Yuba County Water Agency)
- Attachment 3 - Initial Service List

## ATTACHMENT 1

December 24, 2024, Memo from E. Ekdahl to E. Oppenheimer (Yuba County Water Agency)



### State Water Resources Control Board

**TO:** Eric Oppenheimer  
Executive Director  
State Water Resources Control Board

**FROM:** Erik Ekdahl *Jule Rizzardo for EE*  
Deputy Director  
Division of Water Rights

**DATE:** December 24, 2024

**SUBJECT:** ASSIGNMENT OF YUBA COUNTY WATER AGENCY'S PETITION FOR LONG-TERM TRANSFER UNDER WATER RIGHT PERMIT 15026 (APPLICATION 5632) TO THE ADMINISTRATIVE HEARINGS OFFICE FOR RESOLUTION

The Division of Water Rights (Division) proposes that you assign Yuba County Water Agency's (YCWA) pending petition for long-term transfer under its water right Permit 15026 (Application 5632) to the Administrative Hearings Office (AHO) for resolution.

#### Background

YCWA diverts water from the Yuba River watershed for consumptive uses under three permits. Permit 15026 authorizes YCWA to directly divert up to 1,593 cubic feet per second and 490,000 acre-feet per annum (afa) to storage. Permit 15026, along with Permit 15027 (Application 15204) and Permit 15030 (Application 15574), authorize diversion of water to storage at New Bullards Bar Reservoir and direct diversion of water for consumptive uses at downstream locations.<sup>1</sup>

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<sup>1</sup> Water released from New Bullards Bar Reservoir is also used for power generation at YCWA's New Colgate Powerhouse and its Narrows 1 and Narrows 2 Powerhouses below Englebright Reservoir. YCWA's power generation is authorized under eight separate water right licenses and two Federal Energy Regulatory Commission (FERC) hydropower project licenses (FERC Project Nos. 2246 and 1403). In addition, nine of YCWA's water rights include the beneficial use of fish and wildlife preservation and enhancement.

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

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1001 I Street, Sacramento, CA 95814 | Mailing Address: P.O. Box 100, Sacramento, CA 95812-0100 | [www.waterboards.ca.gov](http://www.waterboards.ca.gov)

*Revised Water Right Decision 1644 (RD-1644) and the Lower Yuba River Accord (Yuba Accord)*

On July 16, 2003, the State Water Resources Control Board (State Water Board) adopted RD-1644, which addressed a complaint filed by a coalition of fishery groups regarding fishery protection and water right issues on the lower Yuba River. The complaint contended in part that the instream flow requirements in YCWA's water rights did not provide an adequate level of protection for fishery resources on the lower Yuba River. Among other things, RD-1644 established interim and long-term flow requirements to protect fisheries between Englebright Dam and the confluence with the Feather River near Marysville and incorporated those flow requirements as conditions of YCWA's Permits 15026, 15027, and 15030.

Following adoption of RD-1644, YCWA and other water purveyors challenged the flow requirements in court, while environmental groups argued for stronger protections for fish. Various parties, including YCWA and environmental organizations, subsequently engaged in settlement negotiations, leading to the approval of principles of agreement of the Yuba Accord.

The Yuba Accord was developed to modify the instream flow requirements established by RD-1644 and provide a level of protection for lower Yuba River fishery resources equivalent to or better than RD-1644. The Yuba Accord includes three separate but related agreements: (1) a Fisheries Agreement, (2) a Water Purchase Agreement, and (3) Conjunctive Use Agreements.

*State Water Board Corrected Order WR 2008-0014*

In order to enact changes to its permits necessary to implement the Yuba Accord, on April 27, 2007, YCWA filed petitions with the State Water Board to modify Permits 15026, 15027 and 15030 and a petition for long-term transfer of up to 200,000 afa of water under Permit 15026. The State Water Board held a hearing on YCWA's petitions on December 5, 2007, and adopted Corrected Order WR 2008-0014 on May 20, 2008. Corrected Order WR 2008-0014 approved YCWA's requested changes to the RD-1644 flow requirements included in Permits 15026, 15027, and 15030, and approved YCWA's petition for long-term transfer of water under Permit 15026, authorizing operation of the Yuba Accord Water Transfer Program through December 31, 2025.<sup>2</sup>

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<sup>2</sup> At the time Corrected Order WR 2008-0014 was adopted, the Yuba Accord Water Transfer Program consisted of (1) a long-term agreement for the Department of Water Resources to purchase water from YCWA, and (2) agreements for the conjunctive use of groundwater and surface water between YCWA and each of YCWA's member units. As of 2024, the Yuba Accord Water Transfer Program also includes the YCWA/Contra Costa Water District/East Bay Municipal Utility District Water Transfer Agreement.



After the adoption of Corrected Order WR 2008-014, the State Water Board adopted supplemental orders approving YCWA's petitions for change to add the Freeport Regional Water Project intake, San Luis Dam, and Contra Costa Water District's (CCWD) Delta intakes as additional points of diversion for the Yuba Accord Water Transfer Program.

#### Pending Petition for Long-Term Transfer

On April 4, 2024, YCWA filed a petition for long-term transfer of up to 200,000 afa of water under Permit 15026, pursuant to Water Code section 1735 et seq.<sup>3</sup> YCWA's petition seeks approval of changes in place of use, purpose of use, and points of diversion of Permit 15026 necessary to continue operation of the Yuba Accord Water Transfer Program through December 31, 2050. As the Yuba Accord Fisheries Agreement is not part of the Yuba Accord Water Transfer Program, YCWA's petition for long-term transfer did not request changes to the Fisheries Agreement or the fishery flows required in Permits 15026, 15027, and 15030.<sup>4</sup>

YCWA's proposed long-term transfer would temporarily add the Department of Water Resources' (DWR) Banks Pumping Plant, U.S. Bureau of Reclamation's (Reclamation) Jones Pumping Plant, the Freeport Regional Water Project intake, San Luis Dam, CCWD's Delta intakes, Castaic Dam, Perris Dam, and Pyramid Dam as points of diversion under Permit 15026. YCWA's petition seeks to temporarily add the service areas of the State Water Project (SWP) and Central Valley Project (CVP) to the place of use of Permit 15026. YCWA's petition also requests that municipal use, salinity control, and water quality control be temporarily added as additional purposes of use under Permit 15026. YCWA's petition requests that these changes be effective from January 1, 2026 through December 31, 2050.

YCWA acted as the California Environmental Quality Act lead agency and prepared a supplemental environmental impact report (SEIR) (supplement to YCWA's 2007 Lower Yuba River Accord EIR and subsequent addenda) to evaluate the effects of the proposed extension of the Yuba Accord Water Transfer Program.<sup>5</sup> On September 17, 2024, YCWA certified the final SEIR for the project.

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<sup>3</sup> The petition is available on YCWA's website: <https://www.yubawater.org/326/Public-Notices>.

<sup>4</sup> While the Fisheries Agreement remains in effect only until FERC issues a new long-term license to YCWA for the Yuba River Development Project (FERC Project No. 2246), the fishery flows and other requirements set forth in RD-1644 and Corrected Order WR 2008-0014 remain in effect absent an order amending those aspects of YCWA's consumptive use permits.

<sup>5</sup> The SEIR is available on YCWA's website: <https://www.yubawater.org/157/Lower-Yuba-River-Accord>



*Protests of the Petition*

The Division issued public notice of YCWA's petition for long-term transfer on May 29, 2024<sup>6</sup> and four protests were received: 1) a joint protest from California Sportfishing Protection Alliance, South Yuba River Citizens League, Friends of the River, American Rivers, Northern California Council Fly Fishers International, and Sierra Club – Mother Lode Chapter (CSPA et al.); 2) Richard Morat; 3) Nevada Irrigation District; and 4) a joint protest from South Delta Water Agency (SDWA), Central Delta Water Agency, and Rudi Mussi Investments L.P. (SDWA et al.). The protests were based on both environmental impacts including, but not limited to, potential negative impacts to the Delta based on transfer water being exported through the SWP and CVP Delta pumps, and potential injury to prior water rights.

The Division provided YCWA and the protestants a protest directive letter on July 31, 2024, which acknowledged the receipt of timely protests and provided instructions to YCWA and the protestants to engage in good faith negotiation in an attempt to resolve the protest issues. The directive letter also required that YCWA respond to the protests within 30 days. YCWA filed its answers on August 30, 2024. The Division's protest directive letter noted that the State Water Board could ask for more information prior to deciding to accept or cancel the protests in the future.

In its August 30<sup>th</sup> answer to CSPA et al., YCWA contended that the State Water Board should request additional information or cancel the protest. YCWA's answers to the other three protests contended that the State Water Board should either cancel the protests or promptly hold a hearing as YCWA believes a settlement between the parties is unlikely.

One issue of note is that Corrected Order WR 2008-0014 contains a condition specifying that YCWA's transfer of water through redirection at the SWP and CVP Delta pumps is subject to DWR and Reclamation's compliance with water quality objectives set by State Water Board Decision 1641 (D-1641). In April 2024, SDWA notified the Division that previous YCWA transfers involving redirection at the SWP and CVP Delta pumps may have occurred when D-1641's salinity requirements were not met, and therefore SDWA believes that YCWA has historically transferred water in violation of Corrected Order WR 2008-0014. In November 2024, YCWA responded to SDWA's allegations, stating that SDWA provided no basis to conclude that YCWA's transfers violated the conditions in Corrected Order WR 2008-0014. Both SDWA et al. and CSPA et al. indicated in their protests that redirection of YCWA transfer water at the SWP and CVP Delta pumps should only occur when DWR and Reclamation are in compliance with D-1641's water quality objectives. YCWA's answer to the protest of SDWA et al. asserted that DWR and Reclamation are responsible for SWP and CVP operations and

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<sup>6</sup> The notice is available on the Division's website at:  
[https://www.waterboards.ca.gov/waterrights/water\\_issues/programs/petitions/transfers.html](https://www.waterboards.ca.gov/waterrights/water_issues/programs/petitions/transfers.html)

compliance with D-1641 standards, YCWA has no ability to control SWP and CVP operations, and Permit 15026 does not include terms obligating YCWA to maintain Delta water quality. In its answers to protests from both SDWA et al. and CSPA et al., YCWA also indicated that no information was provided in either party's protest showing that Yuba Accord transfers adversely affect Delta water quality.

The protest resolution period is ongoing and ends on December 26, 2024. YCWA has stated it is unlikely that the protests can be resolved without a hearing and has requested an expedited hearing process since the current long-term transfer approval expires on December 31, 2025.

#### Proceeding before the Administrative Hearings Office

Water Code section 1112, subdivision (c)(2), authorizes the State Water Board to assign an adjudicative hearing, in whole or in part, to the AHO. Hearing officers also have "wide latitude as to all phases of the conduct of the hearing, including the manner in which the hearing will proceed." (*Mileikowsky v. Tenet Healthsystem* (2005) 128 Cal.App.4th 531, 560, disapproved on other grounds in *Mileikowsky v. West Hills Hospital and Medical Center* (2009) 45 Cal.4th 1259, 1273.)

The Division proposes to transfer the pending petition on Permit 15026 to the AHO for a hearing to resolve the protests and issue an order for YCWA's petition under Water Code sections 1112, subdivision (c)(2), and 1114, subdivision (c). This transfer would also authorize the AHO to resolve pending protests under Water Code sections 1703.1, 1703.3, 1703.4, 1703.5, and 1703.6. Given the complexity and controversy of the issues raised by the protestants, there is a potential for a prolonged protest resolution period. Assigning the pending petition to the AHO at this stage would allow the AHO to address the sufficiency of pending protests, conduct hearings in a timely manner, and assist the State Water Board in taking a final action before the current long-term transfer approval for the Yuba Accord expires on December 31, 2025. The AHO's proposed order could also consider whether YCWA's proposed 25-year extension of the Yuba Accord Water Transfer Program should be reduced and/or further conditioned from the long-term transfer originally authorized by Corrected Order WR 2008-0014 or other outstanding issues raised in the protests.

#### Conclusion and Recommendation

Referring this matter to the AHO will provide a neutral, fair, and efficient forum for adjudicating any issues the parties are unable to resolve in their protest negotiations. Therefore, I am recommending assignment of YCWA's petition to the AHO as described in this memorandum.

If you have any questions regarding this memo, please contact Jane Ling, Acting Manager of the Petition, Licensing, and Registration Section at (916) 341-5335 or by email at [Jane.Ling@waterboards.ca.gov](mailto:Jane.Ling@waterboards.ca.gov).

cc: Erik Ekdahl, Deputy Director, Division of Water Rights  
Jule Rizzardo, Assistant Deputy Director, Permitting and Enforcement Branch

## ATTACHMENT 2

December 24, 2024, Memo from E. Oppenheimer to N. Kuenzi (Yuba County Water Agency)



### State Water Resources Control Board

**TO:** Nicole Kuenzi  
Presiding Hearing Officer  
**ADMINISTRATIVE HEARINGS OFFICE**

**FROM:** Eric Oppenheimer  
Executive Director  
**STATE WATER RESOURCES CONTROL BOARD**

A handwritten signature in blue ink, appearing to read "Eric Oppenheimer".

*on behalf of Eric Oppenheimer*

**DATE:** December 24, 2024

**SUBJECT:** ASSIGNMENT OF YUBA COUNTY WATER AGENCY'S PETITION FOR LONG-TERM TRANSFER UNDER WATER RIGHT PERMIT 15026 (APPLICATION 5632) TO THE ADMINISTRATIVE HEARINGS OFFICE FOR RESOLUTION

The Division of Water Rights (Division) has recommended assigning Yuba County Water Agency's petition for long-term transfer under water right Permit 15026 (Application 5632) to the Administrative Hearings Office (AHO) for resolution. I have enclosed the Division's memorandum recommending the assignment for your information. Based upon the Division's recommendation, I assign this petition to the AHO to conduct an adjudicative hearing and issue a proposed order pursuant to Water Code section 1114, subdivision (c). This assignment also authorizes the AHO to resolve pending protests under Water Code sections 1703.1, 1703.3, 1703.4, 1703.5, and 1703.6.

If you have any questions regarding this memo, please contact Jane Ling, Acting Manager of the Petition, Licensing and Registration Section at 916-341-5335 or by email at [Jane.Ling@waterboards.ca.gov](mailto:Jane.Ling@waterboards.ca.gov).

ec: Erik Ekdahl, Deputy Director, Division of Water Rights  
Jule Rizzardo, Assistant Deputy Director, Permitting and Enforcement Branch, Division of Water Rights  
Jane Ling, Acting Manager, Petition, Licensing and Registration Section, Division of Water Rights  
Michael Lauffer, Chief Counsel  
Conny Mitterhofer, Hearings Section Chief, Division of Water Rights

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

1001 I Street, Sacramento, CA 95814 | Mailing Address: P.O. Box 100, Sacramento, CA 95812-0100 | [www.waterboards.ca.gov](http://www.waterboards.ca.gov)

**ATTACHMENT 3  
INITIAL SERVICE LIST**

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*Division of Water Rights*  
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