



Exhibit E-2



0 1,000 2,000 4,000 Feet

Legend

-  Place of Use, Approximate Location (325 ac.)
License 11278 (A23511)
License 12240 (A24442A)
-  Place of Use, Approximate Location (110 ac.)
License 11852 (A24443)

USGS Napa & Yountville Quadrangles

Reservoir #3 (A)
License 11278 (A23511)
License 12240 (A24442A)

Reservoir #2 (D)
License 11278 (A23511)
License 12240 (A24442A)

Reservoir #1 (C)
License 11278 (A23511)
License 12240 (A24442A)

Reservoir R
License 11852 (A24443)

**Napa River
Reservoir A Pump**
License 11278 (A23511)
License 12240 (A24442)

Point of Diversion
License 11852 (A24443)



Constellation Brands Inc.
Wappo Hill
Place of Use
March 2025

2800 Jefferson Street
Napa, CA 94558
(707) 253-1806

2:33:26 PM Thursday, March 13, 2025 R:\P\WORK\IMAGES\PPI Place of Use map\2025-03-13 Place of Use.mxd



STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

License for Diversion and Use of Water

APPLICATION 24442A
Page 1 of 3

PERMIT 18273A

LICENSE **12240**

THIS IS TO CERTIFY, That Robert Mondavi Vineyards, Inc.
5589 Silverado Trail
Napa, California 94558

has made proof as of April 4, 1986 (the date of inspection)
to the satisfaction of the State Water Resources Control Board of a right to the use of the water of
Napa River in Napa County

tributary to San Pablo Bay

for the purpose of Irrigation, Frost Protection and Heat Control uses

under Permit 18273A of the Board and that the right to the use of this water has been perfected
in accordance with the laws of California, the Regulations of the Board and the permit terms; that the
priority of this right dates from August 21, 1973 and that the amount of water to which
this right is entitled and hereby confirmed is limited to the amount actually beneficially used for the stated
purposes and shall not exceed a total of nineteen (19) acre-feet per annum to
be collected from October 1 of each year to May 1 of the succeeding year as
follows: (1) 5 acre-feet per annum in Reservoir #1, (2) 9 acre-feet per annum
in reservoir #2 and (3) 5 acre-feet per annum in Reservoir #3. The maximum
withdrawal in any one year shall not exceed 19 acre-feet.

The maximum rate of diversion to offstream storage shall not exceed 3 cubic
feet per second.

This license does not authorize collection of water to storage outside of the
specified season to offset evaporation and seepage losses or for any other
purpose.

(000005)

THE POINT OF DIVERSION TO OFFSTREAM STORAGE OF SUCH WATER IS LOCATED:

North 550 feet and West 800 feet from SE corner of projected Section 6, T6N,
R4W, MDB&M, being within SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 6.

THE PLACES OF STORAGE AND/OR REGULATION OF SUCH WATER ARE LOCATED:

Reservoir #1 within SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of projected Section 5, T6N, R4W, MDB&M,
Reservoir #2 within NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of projected Section 5, T6N, R4W, MDB&M, and
Reservoir #3 within SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of projected Section 6, T6N, R4W, MDB&M

DESCRIPTION OF THE LANDS OR THE PLACE OF USE WHERE SUCH WATER IS PUT TO BENEFICIAL USE IS AS FOLLOWS:

325 acres net within a gross area of 512 acres within projected Sections 5, 6, 7 and 8, T6N, R4W, MDB&M, as shown on map on file with State Water Resources Control Board.

Diversion of water between March 15 and May 15 is subject to control under a water distribution program administered by the State Water Resources Control Board or by the Department of Water Resources. Whenever such a program is in effect at the project location, licensee shall comply with the following:

- A. Diversion after March 15 is contingent upon participation in the water distribution program by the licensee.
- B. Diversion after March 15 shall be solely to replenish water stored prior to March 15 unless otherwise authorized by the watermaster in charge of the distribution program.
- C. Prior to making diversions after March 15, licensee shall install and maintain devices, satisfactory to the watermaster, which are capable of measuring the instantaneous rate of diversion and the total amount of water diverted during participation in the distribution program.
- D. Licensee's participation in any water distribution program required under the terms of this license shall be evidenced by returning the information sheet distributed prior to the frost season and paying costs as apportioned at the end of the season.
- E. The water distribution program required under this license may be revised by the State Water Resources Control Board provided that the program shall be substantially consistent with terms of any water distribution program imposed on similarly situated users by the Napa County Superior Court. (00000085)

This license is conditioned upon full compliance with Sections 1601, 1603, and/or Section 6100 of the Fish and Game Code. (0000063)

For the protection of fish and wildlife, licensee shall during the period: (a) from October 1 through October 31 bypass a minimum of 3 cubic feet per second, (b) from November 1 through November 14 bypass a minimum of 1 cubic foot per second, (c) from November 15 through February 29 bypass a minimum of 15 cubic feet per second, and (d) from March 1 through May 1 bypass a minimum of 10 cubic feet per second. The total streamflow shall be bypassed whenever it is less than the designated amount. Streamflows shall be measured at the nearest U.S.G.S. gaging station on the river or as measured by a device acceptable to the Board at alternate locations which may be designated by the watermaster administering the water distribution program. (0140061)

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Licensee shall allow representatives of the State Water Resources Control Board and other parties as may be authorized from time to time by said Board, reasonable access to project works to determine compliance with the terms of this license.

The quantity of water diverted under this license is subject to modification by the Board if, after notice to the licensee and an opportunity for hearing, the Board finds that such modification is necessary to meet water quality objectives in water quality control plans which have been or hereafter may be established or modified pursuant to Division 7 of the Water Code. No action will be taken pursuant to this paragraph unless the Board finds that (1) adequate waste discharge requirements have been prescribed and are in effect with respect to all waste discharges which have any substantial effect upon water quality in the area involved, and (2) the water quality objectives cannot be achieved solely through the control of waste discharges.

Pursuant to California Water Code Sections 100 and 275 and the common law public trust doctrine, all rights and privileges under this license, including method of diversion, method of use, and quantity of water diverted, are subject to the continuing authority of the Board in accordance with law and in the interest of the public welfare to protect public trust uses and to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.

This continuing authority of the Board may be exercised by imposing specific requirements over and above those contained in this license with a view to eliminating waste of water and to meeting the reasonable water requirements of licensee without unreasonable draft on the source. Licensee may be required to implement a water conservation plan, features of which may include but not necessarily be limited to: (1) reusing or reclaiming the water allocated; (2) using water reclaimed by another entity instead of all or part of the water allocated; (3) restricting diversions so as to eliminate agricultural tailwater or to reduce return flow; (4) suppressing evaporation losses from water surfaces; (5) controlling phreatophytic growth; and (6) installing, maintaining, and operating efficient water measuring devices to assure compliance with the quantity limitations of this license and to determine accurately water use as against reasonable water requirements for the authorized project. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such specific requirements are physically and financially feasible and are appropriate to the particular situation.

The continuing authority of the Board also may be exercised by imposing further limitations on the diversion and use of water by the licensee in order to protect public trust uses. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such action is consistent with California Constitution Article X, Sec. 2; is consistent with the public interest and is necessary to preserve or restore the uses protected by the public trust.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time to time by the Board.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein specified and to the lands or place of use herein described.

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the Board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated: **FEBRUARY 09 1988**

STATE WATER RESOURCES CONTROL BOARD

Ray Johnson
for Chief, Division of Water Rights

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STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

License for Diversion and Use of Water

APPLICATION 24443
Page 1 of 3

PERMIT 17501

LICENSE **11852**

THIS IS TO CERTIFY, That Robert Mondavi Vineyards, Inc.
5589 Silverado Trail
Napa, California 94558

has made proof as of May 7, 1985 (the date of inspection)
to the satisfaction of the State Water Resources Control Board of a right to the use of the water of
Napa River in Napa County

tributary to San Pablo Bay

for the purpose of Frost Protection, Heat Protection and Irrigation uses

under Permit 17501 of the Board and that the right to the use of this water has been perfected
in accordance with the laws of California, the Regulations of the Board and the permit terms; that the
priority of this right dates from August 21, 1973 and that the amount of water to which
this right is entitled and hereby confirmed is limited to the amount actually beneficially used for the stated
purposes and shall not exceed forty (40) acre-feet per annum by storage to be
collected from November 1 of each year to March 15 of the succeeding year and
one and seventy-five hundredths (1.75) cubic feet per second for replenishment
of storage to be diverted from March 15 to May 15 of each year. The total
amount of water to be taken from the source (collection to storage plus
replenishment) shall not exceed 80 acre-feet. The total amount of water to be
placed to beneficial use (replenishment plus withdrawal from storage) shall not
exceed 80 acre-feet.

The maximum rate of diversion to offstream storage shall not exceed 1.75 cubic
feet per second.

This license does not authorize collection of water to storage outside of the
specified season to offset evaporation and seepage losses or for any other
purpose.

(000005)

THE POINT OF DIVERSION AND DIVERSION TO OFFSTREAM STORAGE OF SUCH WATER IS
LOCATED:

South 2,150 feet and East 100 feet from NW corner of projected Section 9, T6N,
R4W, MDB&M, being within SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 9.

THE PLACE OF STORAGE AND/OR REGULATION OF SUCH WATER IS LOCATED:

At reservoir within NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of projected Section 9, T6N, R4W, MDB&M.

A DESCRIPTION OF THE LANDS OR THE PLACE WHERE SUCH WATER IS PUT TO BENEFICIAL USE IS AS FOLLOWS:

- 4 acres within NW¹/₄ of NE¹/₄ of projected Section 8, T6N, R4W, MDB&M
- 20 acres within NE¹/₄ of NE¹/₄ of projected Section 8, T6N, R4W, MDB&M
- 5 acres within SW¹/₄ of NE¹/₄ of projected Section 8, T6N, R4W, MDB&M
- 24 acres within SE¹/₄ of NE¹/₄ of projected Section 8, T6N, R4W, MDB&M
- 8 acres within NW¹/₄ of NW¹/₄ of projected Section 9, T6N, R4W, MDB&M
- 32 acres within SW¹/₄ of NW¹/₄ of projected Section 9, T6N, R4W, MDB&M
- 5 acres within SE¹/₄ of NW¹/₄ of projected Section 9, T6N, R4W, MDB&M
- 2 acres within NW¹/₄ of SW¹/₄ of projected Section 9, T6N, R4W, MDB&M
- 10 acres within NE¹/₄ of SW¹/₄ of projected Section 9, T6N, R4W, MDB&M

110 acres total, as shown on map on file with State Water Resources Control Board.

Diversion of water between March 15 and May 15 is subject to control under a water distribution program administered by the State Water Resources Control Board or by the Department of Water Resources. Whenever such a program is in effect at the project location, licensee shall comply with the following:

- A. Diversion after March 15 is contingent upon participation in the water distribution program by the licensee.
- B. Diversion after March 15 shall be solely to replenish water stored prior to March 15 unless otherwise authorized by the watermaster in charge of the distribution program.
- C. Prior to making diversions after March 15, licensee shall install and maintain devices, satisfactory to the watermaster, which are capable of measuring the instantaneous rate of diversion and the total amount of water diverted during participation in the distribution program.
- D. Licensee's participation in any water distribution program required under the terms of this license shall be evidenced by returning the information sheet distributed prior to the frost season and paying costs as apportioned at the end of the season.
- E. The water distribution program required under this license may be revised by the State Water Resources Control Board provided that the program shall be substantially consistent with terms of any water distribution program imposed on similarly situated users by the Napa County Superior Court.

(00000085)

For the protection of fish and wildlife, licensee shall during the period: (a) from November 1 through November 14 bypass a minimum of 1.0 cubic foot per second, (b) from November 15 through February 29 bypass a minimum of 15.0 cubic feet per second, and (c) from March 1 through May 15 bypass a minimum of 10.0 cubic feet per second. The total streamflow shall be bypassed whenever it is less than the designated amount for that period. Streamflows shall be as measured at the nearest U.S.G.S. gaging station on the river or as measured by a device acceptable to the Board at alternative locations which may be designated by the watermaster administering the water distribution program.

(0140061)

This license is conditioned upon full compliance with Sections 1601, 1603, and/or Section 6100 of the Fish and Game Code.

(0000063)

This license is subject to the continuing authority of the State Water Resources Control Board to issue any appropriate order to insure that the appropriation of water for frost protection under the license does not result in waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of water. Action by the Board will be taken only after notice to interested parties and opportunity for hearing.

(0000020)

Licensee shall allow representatives of the Board and other parties, as may be authorized from time to time by the Board, reasonable access to project works to determine compliance with the terms of this license.

The quantity of water diverted under this license is subject to modification by the State Water Resources Control Board if, after notice to the licensee and an opportunity for hearing, the Board finds that such modification is necessary to meet water quality objectives in water quality control plans which have been or hereafter may be established or modified pursuant to Division 7 of the Water Code. No action will be taken pursuant to this paragraph unless the Board finds that (1) adequate waste discharge requirements have been prescribed and are in effect with respect to all waste discharges which have any substantial effect upon water quality in the area involved, and (2) the water quality objectives cannot be achieved solely through the control of waste discharges.

Pursuant to California Water Code Sections 100 and 275 and the public trust doctrine, all rights and privileges under this license, including method of diversion, method of use, and quantity of water diverted, are subject to the continuing authority of the State Water Resources Control Board in accordance with law and in the interest of the public welfare to protect public trust uses, prevent waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of said water.

This continuing authority of the Board may be exercised by imposing specific requirements over and above those contained in this license with a view to minimizing waste of water and to meeting the reasonable water requirements of licensee without unreasonable draft on the source. Licensee may be required to implement such programs as (1) reusing or reclaiming the water allocated; (2) using water reclaimed by another entity instead of all or part of the water allocated; (3) restricting diversions so as to eliminate agricultural tailwater or to reduce return flow; (4) suppressing evaporation losses from water surfaces; (5) controlling phreatophytic growth; and (6) installing, maintaining, and operating efficient water measuring devices to assure compliance with the quantity limitations of this license and to determine accurately water use as against reasonable water requirements for the authorized project. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such specific requirements are physically and financially feasible and are appropriate to the particular situation.

The continuing authority of the board also may be exercised by imposing further limitations on the diversion and use of water by the licensee in order to protect public trust uses. No action will be taken pursuant to this paragraph unless the board determines, after notice to affected parties and opportunity for hearing, that such action takes into account the public interest and is necessary to protect public trust uses. All such actions shall conform to the standard of reasonableness contained in Article X, Section 2 of the California Constitution.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time to time by the Board.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein specified and to the lands or place of use herein described.

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the Board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated: JANUARY 23 1986

STATE WATER RESOURCES CONTROL BOARD

Lloyd Johnson
Chief, Division of Water Rights

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STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

License for Diversion and Use of Water

APPLICATION 23511
PAGE 1 OF 3

PERMIT 16522

LICENSE 11278

THIS IS TO CERTIFY, That **ROBERT MONDAVI VINEYARDS, INC.**
5589 SILVERADO TRAIL, NAPA, CALIFORNIA 94558

HAS made proof as of **SEPTEMBER 1, 1981** (the date of inspection)
to the satisfaction of the State Water Resources Control Board of a right to the use of the water of
NAPA RIVER IN NAPA COUNTY

tributary to **SAN PABLO BAY**

for the purpose of **IRRIGATION, FROST PROTECTION AND HEAT CONTROL USES**
under Permit **16522** of the Board and that the right to the use of this water has been perfected
in accordance with the laws of California, the Regulations of the Board and the permit terms; that the
priority of this right dates from **MAY 19, 1970** and that the amount of water to which
this right is entitled and hereby confirmed is limited to the amount actually beneficially used for the stated
purposes and shall not exceed **A TOTAL SEVENTY (70) ACRE-FEET PER ANNUM,**
TO BE COLLECTED FROM **OCTOBER 1** OF EACH YEAR TO **MARCH 15** OF THE SUCCEEDING YEAR AS
FOLLOWS: (1) **25 ACRE-FEET PER ANNUM** IN RESERVOIR #1, (2) **25 ACRE-FEET PER ANNUM** IN
RESERVOIR #2 AND (3) **20 ACRE-FEET PER ANNUM** IN RESERVOIR #3; AND **THREE (3) CUBIC FEET**
PER SECOND FOR REPLENISHMENT OF STORAGE, TO BE DIVERTED FROM **MARCH 15** TO **MAY 15** OF
EACH YEAR. THE TOTAL AMOUNT OF WATER TO BE TAKEN FROM THE SOURCE (REPLENISHMENT PLUS
COLLECTION TO STORAGE) SHALL NOT EXCEED **180.6 ACRE-FEET PER YEAR.** THE TOTAL AMOUNT
OF WATER TO BE PLACED TO BENEFICIAL USE (REPLENISHMENT PLUS WITHDRAWAL FROM STORAGE)
SHALL NOT EXCEED **180.6 ACRE-FEET PER YEAR.**

THE MAXIMUM RATE OF DIVERSION TO OFFSTREAM STORAGE SHALL NOT EXCEED **3 CUBIC FEET**
PER SECOND.

THIS LICENSE DOES NOT AUTHORIZE COLLECTION OF WATER TO STORAGE OUTSIDE OF THE
SPECIFIED SEASON TO OFFSET EVAPORATION AND SEEPAGE LOSSES OR FOR ANY OTHER PURPOSE.

THE POINT OF DIVERSION AND DIVERSION TO OFFSTREAM STORAGE OF SUCH WATER IS LOCATED:

NORTH 550 FEET AND WEST 800 FEET FROM SE CORNER OF PROJECTED SECTION 6, T6N, R4W, MDB&M, BEING WITHIN THE SE1/4 OF SE1/4 OF SAID SECTION 6.

THE PLACES OF STORAGE AND/OR REGULATION OF SUCH WATER ARE LOCATED:

RESERVOIR #1 IS LOCATED WITHIN THE **SW1/4 OF SE1/4 OF PROJECTED SECTION 5, T6N, R4W, MDB&M,**
RESERVOIR #2 IS LOCATED WITHIN THE **NE1/4 OF SW1/4 OF PROJECTED SECTION 5, T6N, R4W, MDB&M,**
RESERVOIR #3 IS LOCATED WITHIN THE **SE1/4 OF SE1/4 OF PROJECTED SECTION 6, T6N, R4W, MDB&M.**

Licensee shall allow representatives of the Board and other parties, as may be authorized from time to time by the Board, reasonable access to project works to determine compliance with the terms of this license.

Pursuant to California Water Code Sections 100 and 275, all rights and privileges under this license, including method of diversion, method of use, and quantity of water diverted, are subject to the continuing authority of the State Water Resources Control Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of said water.

This continuing authority of the Board may be exercised by imposing specific requirements over and above those contained in this license with a view to minimizing waste of water and to meeting the reasonable water requirements of licensee without unreasonable draft on the source. Licensee may be required to implement such programs as (1) reusing or reclaiming the water allocated; (2) using water reclaimed by another entity instead of all or part of the water allocated; (3) restricting diversions so as to eliminate agricultural tailwater or to reduce return flow; (4) suppressing evaporation losses from water surfaces; (5) controlling phreatophytic growth; and (6) installing, maintaining, and operating efficient water measuring devices to assure compliance with the quantity limitations of this license and to determine accurately water use as against reasonable water requirements for the authorized project. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such specific requirements are physically and financially feasible and are appropriate to the particular situation.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time to time by the Board.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein specified and to the lands or place of use herein described.

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

- Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the Board.*
- Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).*
- Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.*
- Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.*
- Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).*
- Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.*
- Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.*

DECEMBER 28 1982

Dated:

STATE WATER RESOURCES CONTROL BOARD

L. O. Johnson
for Chief, Division of Water Rights

A DESCRIPTION OF LANDS OR THE PLACE WHERE
SUCH WATER IS PUT TO BENEFICIAL USE IS AS FOLLOWS:

325 ACRES WITHIN A GROSS AREA OF 512 ACRES WITHIN PROJECTED SECTIONS 5, 6, 7 AND
8, T6N, R4W, MDB&M, AS SHOWN ON MAP ON FILE WITH STATE WATER RESOURCES CONTROL BOARD.

NO DIVERSION IS ALLOWED AFTER MARCH 15 OF EACH YEAR EXCEPT TO REPLENISH WATER
STORED PRIOR TO MARCH 15. SUCH DIVERSION AFTER MARCH 15 IS CONTINGENT UPON CON-
TINUING PARTICIPATION BY LICENSEE IN A WATER DISTRIBUTION PROGRAM APPROVED BY THE
STATE WATER RESOURCES CONTROL BOARD.

FOR THE PROTECTION OF FISH AND WILDLIFE, LICENSEE SHALL DURING THE PERIOD:
(A) FROM NOVEMBER 1 THROUGH NOVEMBER 14 BYPASS A MINIMUM OF 1.0 CUBIC FOOT PER SECOND,
(B) FROM NOVEMBER 15 THROUGH FEBRUARY 29 BYPASS A MINIMUM OF 15.0 CUBIC FEET PER SECOND,
(C) FROM MARCH 1 THROUGH MAY 15 BYPASS A MINIMUM OF 10.0 CUBIC FEET PER SECOND.
THE TOTAL STREAM FLOW SHALL BE BYPASSED WHENEVER IT IS LESS THAN THE DESIGNATED AMOUNT
FOR THAT PERIOD. STREAMFLOWS SHALL BE AS MEASURED AT THE NEAREST U.S.G.S. GAGING STATION
ON THE RIVER OR AS MEASURED BY A DEVICE ACCEPTABLE TO THE BOARD AT ALTERNATIVE LOCATIONS
WHICH MAY BE DESIGNATED BY THE WATERMASTER ADMINISTERING THE WATER DISTRIBUTION PROGRAM.

THIS LICENSE IS CONDITIONED UPON FULL COMPLIANCE WITH SECTIONS 1601, 1603, AND/OR
SECTION 6100 OF THE FISH AND GAME CODE. ⁰¹⁴⁰⁰⁶¹

THIS LICENSE IS SUBJECT TO THE CONTINUING AUTHORITY OF THE STATE WATER
RESOURCES CONTROL BOARD TO ISSUE ANY APPROPRIATE ORDER TO INSURE THAT THE
APPROPRIATION OF WATER FOR FROST PROTECTION UNDER THE LICENSE DOES NOT RESULT
IN WASTE, UNREASONABLE USE, UNREASONABLE METHOD OF USE, OR UNREASONABLE METHOD
OF DIVERSION OF WATER. ACTION BY THE BOARD WILL BE TAKEN ONLY AFTER NOTICE TO
INTERESTED PARTIES AND OPPORTUNITY FOR HEARING.

THE QUANTITY OF WATER DIVERTED UNDER THIS LICENSE IS SUBJECT TO MODIFICATION BY
THE STATE WATER RESOURCES CONTROL BOARD, IF, AFTER NOTICE TO THE LICENSEE AND AN
OPPORTUNITY FOR HEARING, THE BOARD FINDS THAT SUCH MODIFICATION IS NECESSARY TO MEET
WATER QUALITY OBJECTIVES IN WATER QUALITY CONTROL PLANS WHICH HAVE BEEN OR HEREAFTER
MAY BE ESTABLISHED OR MODIFIED PURSUANT TO DIVISION 7 OF THE WATER CODE. NO ACTION
WILL BE TAKEN PURSUANT TO THIS PARAGRAPH UNLESS THE BOARD FINDS THAT (1) ADEQUATE
WASTE DISCHARGE REQUIREMENTS HAVE BEEN PRESCRIBED AND ARE IN EFFECT WITH RESPECT TO
ALL WASTE DISCHARGES WHICH HAVE ANY SUBSTANTIAL EFFECT UPON WATER QUALITY IN THE
AREA INVOLVED, AND (2) THE WATER QUALITY OBJECTIVES CANNOT BE ACHIEVED SOLELY THROUGH
THE CONTROL OF WASTE DISCHARGES.
