Docket Number: 31

MAJESTIC HOTEL LANDSCAPING (S027913)

Preliminary Docket Information

DOCKET INFORMATION FORM

Compiled by: Alexa Kreiling Date: 1/22/2026
Initial Docket Information Form ☒ Amendment # _____ (1,2,3 …)
Includes Confidential Content ☐

Park Unit: YOSE **Docket #:** 031 **Docket Title** Majestic Hotel Landscaping (S027913)

Docket Type:
Select all applicable: ☒ PC/V (pre-code/vested) ☐ APP (appropriative) ☒ RIP (riparian)
☒ FRR (federal reserved right) ☐ PWR (public water reserve) ☐ ACQ (acquired)
☐ GW (groundwater) ☐ Own (ownership) ☐ Other _____

Region:
☐ NER & NCR ☐ IMR
☐ SER ☐ MWR
☐ IMR ☒ PWR
☐ AKR

Source:
☐ Groundwater ☐ Spring (When recognized by the State as separate from groundwater and surface water)
☒ Surface Water
☒ Direct Diversion ☒ Diversion to Storage ☐ Instream Flow
Name: Merced River tributary to San Joaquin River

State: CA
County: Mariposa

Owner: US National Park Service (As listed by the State)

Application #: S027913 **Date:** 6/18/2018

Permit #: _____ **Date Issued:** _____

License / Certificate #: _____ **Priority Date:** 1927

Ruling/Order/Decree #: _____ **Date Issued:** _____

Quantity: Rate: _____ Duty: _____
Units: ☐ cfs ☐ gpm ☐ afy ☐ other _____ Units: ☐ cfs ☐ gpm ☐ afy ☐ other _____

Use(s): ☐ Domestic ☐ Livestock ☒ Irrigation ☐ Municipal ☐ Industrial/Commercial ☐ Wildlife ☐ Instream ☒ other Lined Recreation Pond

POD Name / Location: _____ ☐ Multiple PODs (see water right)
Qtr: _____ Qtr: _____ Sec: _____ T: 2 S R: 22 E PM: Mount Diablo
Latitude: 37.74448811 Longitude: -119.57236478
UTM _____ , _____ Datum: _____

POU Name / Location: _____ ☐ Multiple POUs (see water right)
Qtr: _____ Qtr: _____ Sec: _____ T: _____ R: _____ PM: _____
Latitude: _____ Longitude: _____
UTM _____ , _____ Datum: _____

Narrative / Remarks: Enter short narrative in the space below, attach additional page(s) as needed.

2018 - California State Water Resources Control Board (CA SWRCB) Initial Statement of Water Diversion and Use submitted. Water directly diverted and diverted to storage May through October via a water course pump. The State did not complete the processing of the Statement because it was incomplete with regards to rate of diversion for both direct diversion and diversion to storage.

2021 - CA SWRCB issued an order imposing water right curtailment and reporting requirements in the Sacramento-San Joaquin Delta Watershed.

☐ Additional Page(s) Attached

Water Boards CIWQS

e-WRIMS Public Summary Page

[Return to Water Right Search] [Return to Water Right Search Results]

Application ID: S027913 View Document
Permit ID: None
License ID: None
Water Right Type: Statement of Div and Use
Water Rights Status: Claimed (06/18/2018)
Primary Owner: U S NATIONAL PARK SERVICE

Current Parties	Relationship	Effective Date	Last Modified Date
U S NATIONAL PARK SERVICE	Primary Owner	06/18/2018	06/18/2018
ERIC LORD	Agent	06/18/2018	06/18/2018
Need to report a change of ownership or agent? Click Here			

⊞ **Historical Parties**

Record Summary	
Application Acceptance Date	08/31/2018
Permit Issuance Date	
License Issuance Date	
Face Value Amount	0.0

Name(s) of Sources of Water	County Location	Parcel Number	Diversion Site Name	Lat/Long Coordinates
Merced River	Mariposa		Majestic Landscaping	37.74448811 ; -119.57236478

Map It

Beneficial Uses	Acres	Direct Diversion Season	Collection to Storage Season
Recreational	0.0		
Irrigation	1.5		

Electronic Reports				
Year	Revision	Report Type	Date Received	View Report PDF
no reports submitted				

*For reports submitted prior to 2009, please contact our records room.

Water Rights Associated with Primary Owner		
Application ID	Water Right Type	Water Right Status
A012245	Appropriative	Licensed
A016081	Appropriative	Licensed
A017985	Appropriative	Licensed
A019950	Appropriative	Licensed
A020021	Appropriative	Licensed
A025498	Appropriative	Licensed
S007383	Statement of Div and Use	Claimed
S012553	Statement of Div and Use	Claimed
S012564	Statement of Div and Use	Claimed
A000677	Appropriative	Licensed
A000678	Appropriative	Licensed
A005073	Appropriative	Licensed
A009510	Appropriative	Licensed
A012222	Appropriative	Revoked
A012228	Appropriative	Revoked
A014766	Appropriative	Licensed
A018611	Appropriative	Licensed
A019951	Appropriative	Licensed
A019953	Appropriative	Licensed
A020070	Appropriative	Licensed
A020829	Appropriative	Licensed
A020837	Appropriative	Licensed
A026421	Appropriative	Licensed

S012558	Statement of [redacted]d Use	[redacted]ed
A006729	Appropriative	Licensed
A010666	Appropriative	Revoked
A012221	Appropriative	Revoked
A013852A	Appropriative	Licensed
A014833	Appropriative	Revoked
A019954	Appropriative	Licensed

Show more...

Associated Decisions/Orders			
Decision/Order Number	**Date**	**Description**	**View Document**

© 2022 State of California. Conditions of Use Privacy Policy

02 STATE

Yosemite National Park

MAJESTIC HOTEL LANDSCAPING (S027913)

State Water Rights Documentation

CALIFORNIA Water Boards

GAVIN NEWSOM
GOVERNOR

YANA GARCIA
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

October 2024

US NATIONAL PARK SERVICE - YOSEMITE NATIONAL PARK
WATER RESOURCES DIVISION - CO ERIC LORD
1201 OAKRIDGE DR STE 250
FORT COLLINS, CO 805250

ACTION REQUIRED: REMINDER TO REPORT YOUR OCTOBER 1, 2023 – SEPTEMBER 30, 2024 WATER USE INFORMATION BEFORE FEBRUARY 1, 2024

You are receiving this notice because the Division of Water Rights has you listed as the Primary Owner for the water right(s) referenced at the end of this document. If you have an agent on record, the agent will receive a reminder notice as well; please coordinate your reporting efforts to avoid duplication.

Water Use Reporting Requirement
All water right holders are required to submit an electronic report of their water use annually for the prior water year even if no water was diverted or used during that year. The reporting period for this year is October 1, 2023 through September 30, 2024.

How to Report

- Your login and password are provided at the end of this letter.
- Go to https://rms.waterboards.ca.gov to log in to your account.
- Submit your report before **February 1, 2025.** (This deadline applies to all water rights.)

For Questions or to Update Your Contact Information

- Email: rms@waterboards.ca.gov
- For reporting help, visit: http://www.waterboards.ca.gov/rms_help
- To submit an ownership or address change, visit the change request information page at: https://www.waterboards.ca.gov/changerequest/.

Important Note on Response Times
If you have questions about your report, we strongly recommend contacting us before January 2025 for timely assistance. Response times in January can be significantly delayed due to the high volume of inquiries leading up to the reporting deadline.

If you are unable to email, you may contact us by phone at: (916) 341-5431; however, email is the most efficient method.

New this Year – Fees for Late Reporting

Starting this year, reports for appropriative water rights and registrations submitted more than 30 days after the reporting deadline will be subject to late reporting fees. The late fee is a percentage of your annual water right fee with larger water rights subject to higher fees. The late fee increases based on how late the report is submitted with reports submitted more than 90 days late incurring the largest fee. This late fee, if applicable, will be added to your annual water right fee. **To avoid a late fee, water right holders are encouraged to submit their water use information as soon as possible and before the reporting deadline.**

For more information about the late reporting fee, visit our website at: http://www.waterboards.ca.gov/rms_help.

ATTACHMENT

Report your water use information online at https://rms.waterboards.ca.gov

Water Right ID	Password
S027913	GFHJNC

THIS PAGE LEFT INTENTIONALLY BLANK

CALIFORNIA Water Boards

GAVIN NEWSOM
GOVERNOR

JARED BLUMENFELD
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

August 20, 2021

ERIC LORD

1201 OAKRIDGE DRIVE STE 250
FORT COLLINS, CO 80525

INITIAL ORDER IMPOSING WATER RIGHT CURTAILMENT AND REPORTING REQUIREMENTS IN THE SACRAMENTO-SAN JOAQUIN DELTA WATERSHED

This letter and the enclosed Order contain important information regarding the curtailment status for the RIPARIAN/PRE-1914 APPROPRIATIVE CLAIM owned by U S NATIONAL PARK SERVICE, associated with Water Right ID S027913. This letter also describes a certification that is required to be submitted by **September 3, 2021**.

Enclosed with this letter is an Order imposing water diversion curtailment and reporting requirements issued pursuant to an emergency regulation adopted by the State Water Resources Control Board (State Water Board or Board) that became effective on August 19, 2021. The enclosed Order specifies the steps that you, or your agent of record, must follow to curtail water diversions when water is determined to be unavailable for this water right or claim of right and to comply with reporting requirements. You or your agent of record are responsible for immediately notifying all parties that divert water under the Water Right ID S027913 of the enclosed Order.

Please note that you will receive a similar letter and Order for each water right or claim of right in the Sacramento-San Joaquin Delta (Delta) watershed for which you are the designated mail receiver.

Emergency Regulation

In response to ongoing drought conditions and associated water supply shortages in the Delta watershed, on August 3, 2021, the State Water Board adopted an emergency regulation authorizing the curtailment of diversions when water is determined to be unavailable at a water right holder's or claimant's priority of right. (Cal. Code Regs., tit. 23, §§ 876–879.2.) The regulation was approved by the Office of Administrative Law and went into effect upon filing with the Secretary of State on August 19, 2021. The regulation will remain in effect for up to one year but could be repealed if water supply conditions improve. The State Water Board may readopt the regulation if drought conditions continue through next year. The regulation is available on the State Water Board's Delta Drought webpage at: www.waterboards.ca.gov/drought/delta/

Curtailed Water Rights and Claims of Right in the Delta Watershed

The following priorities of water rights and claims of right are curtailed, meaning water diversions are required to cease under these rights and claims, **for the remainder of August 2021**:

1. All post-1914 appropriative water rights in the Delta watershed (including the Sacramento River and San Joaquin River watersheds and the Legal Delta);
2. All pre-1914 appropriative water right claims in the San Joaquin River watershed;
3. All pre-1914 appropriative water right claims in the Sacramento River watershed and in the Legal Delta with a priority date of 1883 or later; and
4. Some pre-1914 appropriative water right claims on specific tributaries to the Sacramento River with a priority date earlier than 1883.

Due to changes in available water supplies and demands following the irrigation season, the curtailments listed above change in the month of September. In the Sacramento River watershed, drainage from rice fields temporarily increases available water supplies and results in the suspension of curtailments for rights and claims on the Sacramento Valley floor in September. However, water rights and claims on some Sacramento River tributaries will remain curtailed, and some rights and claims that were not curtailed in August are curtailed in September due to limited local supplies. In the San Joaquin River watershed where no increase in available water supplies occurs in September, curtailments implemented in August will remain in effect unless water supply conditions improve (precipitation events occur) and the State Water Board changes its curtailment determinations accordingly. The following priorities of water rights and claims are curtailed **for the month of September 2021, unless the State Water Board advises that this determination has been updated**:

1. All post-1914 appropriative water rights in the San Joaquin River watershed;
2. All pre-1914 appropriative water right claims in the San Joaquin River watershed;
3. All riparian water right claims in the American River watershed upstream of Folsom Reservoir;
4. A subset of Central Valley Project and State Water Project water rights in the Sacramento River watershed and in the Legal Delta; and
5. Some pre-1914 appropriative water right claims and post-1914 appropriative rights on specific tributaries to the Sacramento River.

On a weekly basis, or more frequently if warranted due to precipitation and runoff events, updates will be provided regarding applicable curtailments, including any curtailments that may apply after September 2021 as discussed further below.

Action Required: Monitoring of Curtailment Status

Water right holders and claimants are required to monitor for changes in curtailments by signing up for email updates or frequently visiting the State Water Board's website where regular updates will be posted. **All future curtailment orders, including the suspension or reimposition of curtailment, will be issued electronically**. Hard copy notices will not be provided. Notice of new or changed curtailment orders and the

bases for curtailment decisions will be provided through updates to the Board's Delta Watershed Curtailment Status List (Status List) and through notices issued electronically using the Delta Drought email subscription list. The Status List will be updated at least weekly and more often if needed as hydrologic conditions evolve to reflect changes to water availability.

It is the responsibility of the water right holder, claimant, or agent of record to:

1. Determine if Water Right ID S027913 is currently curtailed by regularly checking the Status List posted on the State Water Board's Delta Drought webpage at: www.waterboards.ca.gov/drought/delta/ or
2. Subscribe to the Delta Drought email subscription list at: www.waterboards.ca.gov/resources/email_subscriptions/swrcb_subscribe.html

Response Required: Compliance Certification Form

Water right holders, claimants, or agents of record who receive the enclosed Order are required to submit, under penalty of perjury, an online Compliance Certification Form for each water right or claim of right by **September 3, 2021**. Your online submittal will be used to assess compliance with the enclosed Order and relevant provisions of the emergency regulation, as well as inform the Board whether you plan to seek an exception to curtailment. The Compliance Certification Form must be accessed on the State Water Board's Survey Portal at: https://public.waterboards.ca.gov/

The following credentials are needed to access the Survey Portal:

Login:	S027913
Password:	64NJKJ

State Water Board staff will hold a webinar to explain the reporting requirements associated with the enclosed Order. Notice of this webinar will be posted on the Delta Drought webpage and sent via the Delta Drought email list.

Exceptions to Curtailment

An exception to curtailment may be authorized if: (1) the water right or claim is used only for a non-consumptive use (i.e., all water is returned to the stream) as described in section 878 of the emergency regulation; or (2) water diverted under the water right or claim is the diverter's only source of water and it is needed for minimum human health and safety needs, as described in section 878.1 of the regulation.

If you wish to seek an exception to curtailment now or possibly in the future in order to continue diversions for non-consumptive uses or to meet minimum human health and safety needs, you must submit your request by **September 10, 2021,** regardless of the current curtailment status of this right. Submit your exception request(s) using the form(s) available on the Board's Survey Portal at: https://public.waterboards.ca.gov/ (Login credentials are provided above.)

Consideration of Additional Information

You may submit additional information if you believe that: (1) a correction to the water right priority date for this water right or claim should be made; or (2) curtailment of this water right or claim is not appropriate as demonstrated by verifiable circumstances, such as the right authorizes diversion from a stream system that has been adjudicated and is disconnected, and therefore curtailment would not make water available to serve senior downstream water rights and claims (see section 876.1, subdivision (e) of the regulation). Proposals and supporting information should be submitted to the Deputy Director as specified below within **14 days of receipt of the enclosed Order**.

Water users may also propose alternative water sharing agreements that would achieve the purposes of the curtailment process pursuant to section 878.2 of the regulation. Proposed alternative agreements may be submitted to the Deputy Director at any time, but they may not be implemented instead of complying with a curtailment order unless all potentially affected water right holders and claimants concur with the proposal, or it has been approved by the Deputy Director.

Proposals and supporting information for changes to water right priorities, applicability of curtailments, and alternative water sharing agreements should be submitted to the Deputy Director at Bay-Delta@waterboards.ca.gov. The Deputy Director and Delta Watermaster as appropriate will review timely submitted information as soon as practicable and inform the affected water right holder or claimant of the determination or decision.

Potential Enforcement

The enclosed Order includes enforceable requirements regarding a water right or claim of right that require your immediate attention due to current and possible future limitations in water supplies.

A water right holder or claimant who diverts water that is not legally available, or violates the enclosed Order or the regulation, may be subject to administrative fines, a cease and desist order, or prosecution in court. The State Water Board has enforcement discretion and decisions related to enforcement and associated penalties are based on the specific circumstances of the violation. Fines may be up to $1,000 per day of violation and up to $2,500 for each acre-foot diverted or used in excess of a valid water right. (Wat. Code, §§ 1052, 1055, 1846.)

Request for Reconsideration

You may submit a petition within 30 days to request that the State Water Board reconsider the enclosed Order. The process and grounds for reconsideration are provided by California Code of Regulations, title 23, sections 768 through 771. Any petition requesting reconsideration of an order that requires enhanced reporting or curtailment must be filed with the State Water Board no later than **September 20, 2021**. To ensure timely consideration, any petition for reconsideration should be sent by email to Bay-Delta@waterboards.ca.gov.

ERIC LORD
WATER RIGHT ID: S027913

If you have any questions, please review the Frequently Asked Questions (FAQs) on the Delta Drought webpage (www.waterboards.ca.gov/drought/delta/). You may also contact staff at Bay-Delta@waterboards.ca.gov or (916) 319-0960. Please be aware that calls and emails will be answered as soon as possible in the order received. Depending on volume, responses may take a day or longer.

Sincerely,

Erik Ekdahl

Erik Ekdahl, Deputy Director
State Water Resources Control Board

Enclosure: Order Imposing Water Right Curtailment and Reporting Requirements in the Sacramento-San Joaquin Delta Watershed for Water Right ID S027913

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

DIVISION OF WATER RIGHTS

IN THE MATTER OF WATER RIGHT ID S027913 OF U S NATIONAL PARK SERVICE

ORDER IMPOSING WATER RIGHT CURTAILMENT AND REPORTING REQUIREMENTS IN THE SACRAMENTO-SAN JOAQUIN DELTA WATERSHED

ISSUED AUGUST 20, 2021

FINDINGS:

1. On May 10, 2021, Governor Gavin Newsom issued a Proclamation of a State of Emergency (Proclamation) for 41 counties, including those within the Sacramento-San Joaquin Delta (Delta) watershed in response to drought conditions. The Proclamation finds that it is necessary to act expeditiously to mitigate the effects of drought conditions in the Delta watershed, both to ensure the protection of health, safety, and the environment and to prepare for potential sustained drought conditions.

2. On June 15, 2021, the State Water Resources Control Board (State Water Board or Board) issued a Notice of Water Unavailability (June 15 Notice) to all post-1914 appropriative water right holders in the Delta watershed. The June 15 Notice advised that water appeared to be unavailable for diversion as of at least June 15, 2021, for all post-1914 appropriative water right holders in the Delta watershed. The June 15 Notice also warned water users with more senior water right claims that information indicated that water was expected to be unavailable this summer for some pre-1914 appropriative and riparian claimants and that the State Water Board planned to issue further notices of water unavailability. The June 15 Notice also informed water right holders and claimants that development of an emergency curtailment regulation was under consideration.

3. On July 23, 2021, the State Water Board issued a Notice of Water Unavailability (July 23 Notice) for senior water right claims in the Delta watershed, which advised diverters that, based on the best information available to the Board, water supply appeared to be insufficient to support lawful diversion under some pre-1914 appropriative water right claims and to support full diversions by some riparian claims in the Delta watershed. The July 23 Notice also notified water right holders and claimants that a draft emergency regulation was available for public review and comment.

4. On August 3, 2021, the State Water Board adopted an emergency curtailment and reporting regulation in response to ongoing drought conditions and

associated water supply shortages in the Delta watershed. (Cal. Code Regs., tit. 23, §§ 876–879.2.) State Water Board Resolution No. 2021-0028[1] adopting the emergency regulation describes the need for the regulation and its intent and is incorporated by reference into this Order. The regulation was approved by the Office of Administrative Law and became effective upon filing with the Secretary of State on August 19, 2021.

5. Section 879, subdivision (d)(1) of the regulation requires all recipients of initial curtailment or reporting orders to submit a certification regarding actions needed to comply with section 876.1.

6. Section 876.1 of the regulation establishes the process by which curtailment of water rights and claims of right in the Delta watershed may take place. When natural and abandoned flows are insufficient to support all diversions, the Deputy Director or authorized designee may issue curtailment orders to water right holders and claimants in the Delta watershed, requiring the curtailment of water diversion under designated water rights and claims in order of water right priority, except as provided in sections 878, 878.1, and 878.2. Before issuing curtailment orders in the Legal Delta, as defined by the regulation, the Deputy Director must consult with and obtain the concurrence of the Delta Watermaster.

7. Section 876.1, subdivision (d) of the regulation specifies the information that the Deputy Director must consider in determining whether water is unavailable under a water right holder's or claimant's priority of right, and whether to order curtailment of water diversions under specific rights or claims. The regulation also authorizes the Deputy Director to evaluate water unavailability using the Water Unavailability Methodology for the Delta Watershed (Methodology), which was developed by the State Water Board for this purpose, or a comparable tool. Demand data used in the Methodology is based on annual water use reports submitted to the Division of Water Rights for 2018 and 2019 as described in the Methodology. Supply data used in the Methodology is derived from estimates of full natural flow, which were then adjusted to account for abandoned instream flows as described in the Methodology. Evaluation of available supplies against demands is performed at the Sacramento and San Joaquin River watershed scale and at the subwatershed scale.

8. This curtailment is based on consideration of the information described in section 876.1, subdivision (d) of the regulation and evaluation of available supply and demand data using the most recent version of the Methodology, documented by a summary report dated August 20, 2021.

---

[1] Resolution 2021-0028 is available at: www.waterboards.ca.gov/board_decisions/adopted_orders/resolutions/2021/rs2021_0028_regs.pdf

The most recent version of the Methodology includes updates to the treatment of the San Joaquin River Exchange Contractors within the Methodology's spreadsheet in keeping with the description of their treatment within the summary report, and the removal of demand from the disconnected Goose Lake watershed, in accordance with section 876.1, subdivision (d) of the regulation. The summary report has also been updated to address certain comments received on the Methodology, including comments concerning the unique hydrology of the Legal Delta. The results of the Methodology that are used to inform these curtailments are available in both spreadsheet and graphical form on the Board's Water Unavailability Methodology for the Delta Watershed webpage at:
www.waterboards.ca.gov/drought/drought_tools_methods/delta_method.html

The Delta Watershed Curtailment Status List (Status List) reflects the water rights and claims for which natural and abandoned flows have been determined to be currently unavailable as a result of this evaluation.

9. In accordance with section 876.1 of the regulation, the Deputy Director has determined that natural and abandoned flows are insufficient to satisfy the needs of all diverters in the Delta watershed. The Deputy Director has determined that water is unavailable for direct diversions and diversions to storage in the Delta watershed for those water rights and claims specified on the Status List, except to the extent that water released from storage is rediverted as authorized by a water right or contract. With respect to the curtailment orders issued to water right holders and claimants in the Legal Delta, the Deputy Director has consulted with and obtained the concurrence of the Delta Watermaster. Therefore, the Deputy Director has concluded that issuance of curtailment orders pursuant to the regulation is necessary and appropriate.

IT IS HEREBY ORDERED:

1. In accordance with section 876.1, subdivision (c) of the regulation, water right holders or agents of record who receive this Order are responsible for immediately providing notice of this Order to all diverters exercising the water right or claim covered by this Order.

2. U S NATIONAL PARK SERVICE or agent is required, by September 3, 2021, to submit under penalty of perjury an online Compliance Certification Form in accordance with section 879, subsection (d)(1) of the regulation. The online Compliance Certification Form must be accessed using the Login: **S027913** and Password: **64NJKJ** on the Water Right Form and Survey Submittal Portal located at: https://public.waterboards.ca.gov

3. Effective August 20, 2021, diversion of water pursuant to water rights and claims specified as curtailed on the Status List shall cease unless the diversion is

subject to an authorized exception to curtailment as described by section 878, section 878.1, or section 878.2 of the regulation.

4. U S NATIONAL PARK SERVICE shall receive all subsequent modifications to this Order, including communications that may change the curtailment status of RIPARIAN/PRE-1914 APPROPRIATIVE CLAIM S027913, through electronic notification via the State Water Board's Delta Drought email distribution list or as posted on the Status List on the State Water Board's Delta Drought website at: www.waterboards.ca.gov/drought/delta/

5. Pursuant to section 879.2 of the regulation, failure to comply with the regulation or this Order, including diversion or use in violation of curtailment, is subject to enforcement action, including the imposition of any applicable penalties pursuant to Water Code sections 1052, 1058.5, 1831, 1845, and 1846. To the extent of any conflict between the requirements of this Order and any other applicable orders or conditions of approval, the diverter must comply with the requirements that are most stringent.

6. Nothing in this Order is intended to or shall be construed to limit or preclude the State Water Board from exercising its authority under any statute, regulation, ordinance, or other law, including but not limited to, the authority to bring enforcement against diverters for unauthorized diversion or use in violation of Water Code section 1052.

7. Nothing in this Order shall excuse individual water right holders and claimants from meeting any more stringent requirements that may be imposed by applicable legally binding legislation, regulations, or a water right permit requirement. This Order does not authorize any act which results in the taking of a threatened, endangered, or candidate species or any act which is now prohibited, or becomes prohibited in the future, under either the California Endangered Species Act (Fish & G. Code, §§ 2050-2097) or the federal Endangered Species Act (16 U.S.C.§§ 1531-1544). If a "take" will result from any act authorized under this Order, the diverter shall obtain authorization for an incidental take. Diverter shall be responsible for meeting all requirements of the applicable Endangered Species Act(s) for actions authorized under this Order.

STATE WATER RESOURCES CONTROL BOARD

Erik Ekdahl

Erik Ekdahl, Deputy Director
Division of Water Rights

Dated: August 20, 2021

CALIFORNIA
Water Boards

GAVIN NEWSOM
GOVERNOR

JARED BLUMENFELD
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

June 15, 2021

Water Right ID Login: S027913
Password: 64NJKJ

ERIC LORD
1201 OAKRIDGE DRIVE STE 250
FORT COLLINS, CO 80525

YOSE:
Majestic
Landscaping

In Regard to Water Right: S027913

Primary Owner: U S NATIONAL PARK SERVICE

NOTICE OF WATER UNAVAILABILITY FOR POST-1914 WATER RIGHT HOLDERS AND WARNING OF IMPENDING WATER UNAVAILABILITY FOR PRE-1914 AND RIPARIAN CLAIMANTS IN THE SACRAMENTO-SAN JOAQUIN DELTA WATERSHED[1]

State Water Resources Control Board (State Water Board or Board) records show you hold a pre-1914 appropriative or riparian claim, or you report under a statement of diversion and use. Please note that you will be receiving a similar notice for each water right or claim for which you are listed as the mail receiver.

Current information indicates that, as of the date of this letter, water supply in the Sacramento-San Joaquin Delta (Delta) watershed is insufficient to support lawful diversion under any post-1914 appropriative water right. While water may be physically present at post-1914 appropriative water right holders' points of diversion, that water is expected to either be needed by more senior water right claimants downstream or to consist of storage releases necessary to meet other downstream purposes, such as salinity control in the Delta.

Information also indicates that water will become unavailable this summer for some **pre-1914 appropriative water right claimants and riparian claimants**. The State Water Board is currently in the process of evaluating the seniority at which water may be unavailable for pre-1914 appropriative and riparian claimants, and when, and plans

[1] For the purposes of this notice, all registrations and stockpond certificates in the Delta watershed are considered post-1914 appropriative water rights for which water is currently unavailable.

to issue further notices of water unavailability (notices) via email and to post water unavailability information on the Board's website as described below.

As a water right holder, it is your responsibility to monitor current conditions and pay attention to the information provided by the State Water Board. **Future notices of water unavailability and updated information regarding your water right will be sent by email through the State Water Board's Delta Drought list**. To stay informed and ensure you receive future communications regarding water unavailability for your water right(s), you are **strongly encouraged to subscribe to the Delta Drought list** on the State Water Board's Email Lists webpage at: https://www.waterboards.ca.gov/resources/email_subscriptions/swrcb_subscribe.html

Additionally, the State Water Board urges you to frequently visit the following webpage where updated information will also be posted: https://www.waterboards.ca.gov/drought/delta/

The State Water Board is using its Water Unavailability Methodology for the Delta Watershed (methodology) to identify which water rights in the Delta watershed face insufficient supplies for diversion. For more information about the methodology and for ongoing updates as the methodology is refined, please visit the following webpage: https://www.waterboards.ca.gov/waterrights/water_issues/programs/drought/drought_tools_methods/delta_method.html

Request to Complete a Water Unavailability Certification Form

If you have a post-1914 appropriative water right, please submit the Water Unavailability Certification Form (Form) within **seven days** of the date of this letter. If you have a pre-1914 appropriative or riparian claim, you do not need to complete the Form now, but you may be asked to do so in the near future. Please subscribe to the above referenced Delta Drought email list to receive any such future notices. You should not expect to receive hard copy mail notices of future changes in water unavailability that may affect your water right or claim; hard copy mail may be sent for other related matters, but only as required by law or regulation.

The Form requests information about whether you will cease diversions, if you have alternative sources of water, and if you seek an exception due to a need to divert water for human health and safety. Your timely response helps the State Water Board better identify and protect senior water rights and assists all water users to better manage severely limited water supplies.

Please follow the steps below to submit the Form:

1. Visit: https://public.waterboards.ca.gov
2. Login using the unique Water Right ID and Password listed next to your address at the top of this letter
3. Complete the Form

If you have a pending application and you do not have a unique Water Right ID Login and Password, please download a Form from the State Water Board's website at: https://www.waterboards.ca.gov/drought/delta/. Additional instructions for completing and submitting the Form are provided on the website.

If you receive a notice of water unavailability for your water right, the State Water Board may be able to assist you with identifying alternative sources of water or provide an exception on a case-by-case basis. If you divert under any of the following circumstances, you should identify it on the Form and provide the information requested:

- Your diversion is your only source of water to meet human health and safety uses, you have no other water supply, **and** you already conserve as much as possible;
- Your diversion is for a non-consumptive use (e.g., hydroelectric generation) and you return all water you divert to the originating stream on a time step that does not affect availability for other users; or
- You have a contract or transfer order allowing you to divert stored water released from a reservoir.

Potential Emergency Regulations and Future Curtailments

In accordance with the Governor's May 10, 2021 Proclamation of a State of Emergency, the State Water Board is considering emergency regulations to curtail water diversions when water is not available at water right holders' priority of right or to protect releases of stored water. Therefore, emergency regulations may require water right holders, including those diverting under pre-1914 appropriative or riparian claims, to curtail their diversions. As noted above, all water right holders should subscribe to the Delta Drought email list to receive notice of and to participate in the public process for State Water Board consideration and possible adoption of emergency regulations.

Potential Enforcement

This notice is solely informational. It alerts water users that the State Water Board's best available information indicates that water is not available to post-1914 appropriative water rights, and warns pre-1914 appropriative and riparian claimants that water may be unavailable at their claimed priority of right in the near future. It also reminds water users of their obligations under California's water rights system. This notice is not an order or directive from the State Water Board to stop diverting.

California water law provides that you are not authorized to divert when water is unavailable under your priority of right or according to the nature of your right/claim. Diverting water that is not lawfully available for your water right may subject you to a cease and desist order, prosecution in court, or administrative fines as high as $1,000 per day of violation and $2,500 for each acre-foot of water you divert or use that is not lawfully available under your water right. (See Wat. Code, §§ 1052, 1055.)

If you have any questions regarding this notice, you may send an email to Bay-Delta@waterboards.ca.gov, or call the Delta Drought phone line at (916) 319-0960. For additional information, visit the State Water Board's drought webpage at: http://www.waterboards.ca.gov/drought

Sincerely,



Erik Ekdahl
Deputy Director, Division of Water Rights
State Water Resources Control Board

DMM

State Water Resources Control Board
DIVISION OF WATER RIGHTS

SWRCB - DWR
'18 JUN 18 AM11:47

INITIAL STATEMENT OF WATER DIVERSION AND USE

A STATEMENT SHALL NOT ESTABLISH OR CONSTITUTE EVIDENCE OF A WATER RIGHT

READ THE ATTACHED INFORMATION AND INSTRUCTION SHEET BEFORE COMPLETING THIS FORM
FURTHER INFORMATION CAN BE FOUND IN WATER CODE, SECTIONS 5100-5107

Diverter Information

Diverter Name(s)			
United States-National Park Service			
Mailing Address	**City**	**State**	**Zip**
P.O. Box 577	Yosemite National Park	CA	95389
Phone Number	**Email Address (if available)**		
(970) 372-0200			

Person Filing Statement

(If different from diverter information above)

Person Filing Statement Name			
Eric Lord			
Mailing Address	**City**	**State**	**Zip**
1201 Oak Ridge Drive Ste 250	Fort Collins	CO	80525
Phone Number	**Email Address (if available)**		
(970) 225-3526	eric_lord@nps.gov		

Land Owner Name

Land Owner Name			
United States-National Park Service-Yosemite National Park			
Mailing Address	**City**	**State**	**Zip**
P.O. Box 577	Yosemite National Park	CA	95389
Phone Number	**Email Address (if available)**		
(970) 372-0200			

Mail Receiver:

(Select one only)

○ Diverter ◉ Person Filing Statement

Checklist for Submission of an Initial Statement of Water Diversion and Use

- ☐ Answer each question compleieiy
- ☐ Attach map referenced in Section 4 with outline of Place of Use. Include Point of Diversion location if not identified in Section 3
- ☐ Sign and Date form

UPON COMPLETION OF THIS STATEMENT, ATTACH ALL SUPPORTING DOCUMENTATION AND MAPS AND MAIL TO:

State Water Resources Control Board
Division of Water Rights
PO Box 2000
Sacramento, CA 95812-2000

Or email to

DWR-statements@waterboards.ca.gov

S027913

Additional copies of this form, instructions on how to complete this form, and water right information can be obtained at http://www.waterboards.ca.gov/waterrights/water_issues/programs/diversion_use/.

Revised June 2017

Section 1: Type of Claim

(Select all that apply to the type of claim(s) under which you are diverting water)

☑ Riparian ☑ Pre-1914 ☐ Court Decree* ☐ Pending Appropriative Application* ☐ Pueblo ☑ Other*: Federal Reserved Right

*If you checked Court Decree, Pending Appropriative Application, or Other, list the Decree Number, Application ID Number or Status or provide an explanation

The United States holds an inchoate federal reserved right in support of park purposes. Water use in support of hotel based on a riparian right initiated circa 1926. (NPS reserves the right to further develop the water use history at this site further back in time based on pre-Code or riparian rights.)

List any related existing water rights, if applicable (e.g. Appropriative Water Right ID: A012345)

There are no state statutory appropriative rights at this site.

Section 2: Water Course Description

Water Course Name at the Point of Diversion (POD)	Water Course is tributary to
Merced River	San Joaquin River

Section 3: Point of Diversion and Legal Land Description

Provide the location of the POD using one of the following methods (check one box and enter data if applicable)

☑ Latitude/Longitude Measurements: Latitude: 037 deg. 44' 40.1572" N Longitude: 119 deg. 34' 20.5132" W

☐ California Coordinate System (NAD1983) North: _____ East: _____ Zone: _____

☐ USGS Topographic Map with Point of Diversion labeled on map (if checked, map must identify Point of Diversion)

Assessor's Parcel Number (APN) where Point of Diversion is located (if APN has been assigned)	County

Provide Public Land Description to nearest 40 acres (if assigned)

_____ ¼ of the _____ ¼ of Section _____ Township 2S Range 22E B&M Mount Diablo

Section 4: Place of Use Description

(Check boxes indicating each map to be provided)

Identify the location of the place of use on a specific United States Geological Survey (USGS) Topographic Map, or County Assessor's parcel map or any other maps with identifiable landmarks. If assigned, provide the public land description to the nearest 40-acre subdivision and the assessor's parcel number.

☑ USGS Topographic Map ☐ County Assessor's Parcel Map ☑ Map with identifiable landmarks

Provide a general description of the area in which the water was used (e.g. Domestic water supply for house, and irrigated crops, campground, etc.)

Water used for Majestic Hotel landscaping irrigation. See detailed map.

Assessor's Parcel Number(s), where the water was used (if APNs have been assigned)

Section 5: Purpose of Use Description

(Select all that apply)

☑ Irrigation	☐ Domestic	☐ Stock watering	☑ Other
Number of acres:	Maximum number of persons served:	Number and type of stock:	Explain:
1.50			Lined recreational pond

S027913

Section 6: Special Use

(If you have selected Yes to the question below, please fill out **Special Use Attachment** at the end of this form)

During the previous calendar year, were you using any water diverted under this statement for the cultivation of cannabis? ○ Yes ◉ No

Section 7: Diversion Works Description

Name of Diversion Works, if you wish to name (e.g. Bob's Pump): Majestic Landscaping

Year in which diversion began, to the best of your knowledge. (Specify single year):

Type of Diversion Facility.(Select one only)*
*A separate Initial Statement of Water Diversion and Use must be filed for EACH diversion

○ Gravity ◉ Water Course Pump ○ Well Pump ○ Other: _____

Direct Diversion Information

Do you directly divert water? (Direct refers to water taken and used immediately)
◉ Yes ○ No

If Yes, identify Direct Diversion Works flow rate and Unit
Rate:_____ ○ Cubic Feet per Second ○ Gallons per Minute ○ Gallons per Day

Storage Diversion Information

Do you divert to storage? (If no, skip to Section 8)
◉ Yes ○ No

If Yes, identify type of Storage
☐ On-stream Storage (if on-stream, fill in Subsection A below)
☑ Off-stream Storage (if off-stream, fill in subsections A and B below)

(A) Capacity of Storage Tank(s) or Reservoir identified in Acre-Feet or Gallons
Quantity: 73,400.000 ◉ Gallons ○ Acre-Feet

(B) Maximum Diversion Rate of Storage Diversion Works
Rate:_____ ○ Cubic Feet per Second ○ Gallons per Minute ○ Gallons per Day

Section 8: Quantity of Water Diverted

(Provide the quantity of water diverted each month of the prior calendar year for all purposes)

Data being provided for calendar year: 2017 Measurement provided in: ◉ Gallons ○ Acre-Feet

Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
				195,000.000	390,000.000	390,000.000	390,000.000	390,000.000	195,000.000			1,950,000.000

Section 9: Maximum Rate of Diversion per month

(If data is available)

Data being provided for calendar year: 2017 Measurement provided in: ○ Cubic Feet per Second ◉ Gallons per Minute ○ Gallons per Day

Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec

Section 10: Recent Water Use

Provide data of annual water use in recent years

Minimum: 1,950,000.000 ◉ Gallons ○ Acre-Feet

Maximum: 1,950,000.000 ◉ Gallons ○ Acre-Feet

S027913

Section 11: Water Conservation Efforts/Conjunctive Use

(Answer only fields applicable to your diversion)

Are you currently employing any methods of water conservation? (●) Yes ( ) No

If Yes, describe any water conservation efforts in use:

No irrigation during rain. Minimize irrigation early in season. Water early in morning.

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 that unreasonably affects such water for other beneficial uses? ( ) Yes (●) No

Are you using groundwater in lieu of surface water? ( ) Yes (●) No

Section 12: Water Diversion Measurement

As a diverter, you may be required to measure your diversion rate and use of water. Details on your obligation to measure diversions are located at http://www.waterboards.ca.gov/waterrights/water_issues/programs/diversion_use/water_use.shtml or in the instructions at the end of this form on page 5 of 5.

I have reviewed the measurement requirements; I certify that I understand and will comply with the measurement regulations. (Initial here to certify) EL

Based on the measurement regulations, check the appropriate box below:

( ) I am **required** to measure as of the date this form is submitted

(●) I am **not required** to measure as of the date this form is submitted

Additional information regarding measurement of diversions

- If you are required to measure your diversion, you will need to provide information about your measurement device, the accuracy of your device, method of installation and other questions on a supplemental statement of water diversion and use during the next calendar year. Samples of questions regarding measurement for supplemental statements are located at http://www.waterboards.ca.gov/waterrights/water_issues/programs/ewrims/docs/statement.pdf
- If you have or will be cultivating cannabis, measurement of your diversions and storage will be required in accordance with the Cannabis Cultivation Policy (Policy), which is currently under development. Updates on the Policy are located at http://www.waterboards.ca.gov/water_issues/programs/cannabis/cannabis_water_rights.shtml

Section 13: Signature

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

THE STATE WATER RESOURCES CONTROL BOARD MAY RELY ON THE NAMES AND ADDRESSES ON THIS DOCUMENT FOR MAILING NOTICES REGARDING PROCEEDINGS BEFORE THE BOARD. (Wat. Code, §5106, subd. (b)(1).)

SUPPLEMENTAL STATEMENTS OF WATER DIVERSION AND USE SHALL BE FILED ANNUALLY, BEFORE JULY 1 OF EACH YEAR OR IF THERE IS A CHANGE IN THE NAME OF ADDRESS OF THE DIVERTER. (Wat. Code, §5104.)

THE MAKING OF A WILLFUL MISSTATEMENT ON A STATEMENT OF WATER DIVERSION AND USE IS A MISDEMEANOR PUNISHABLE BY A FINE NOT EXCEEDING $1,000 OR BY IMPRISONMENT IN THE COUNTY JAIL FOR UP TO SIX MONTHS, OR BOTH. THE BOARD MAY IMPOSE CIVIL LIABILITY UPON A PERSON WHO KNOWINGLY MAKES A MATERIAL MISSTATEMENT ON THIS FORM (Wat. Code §5107.)

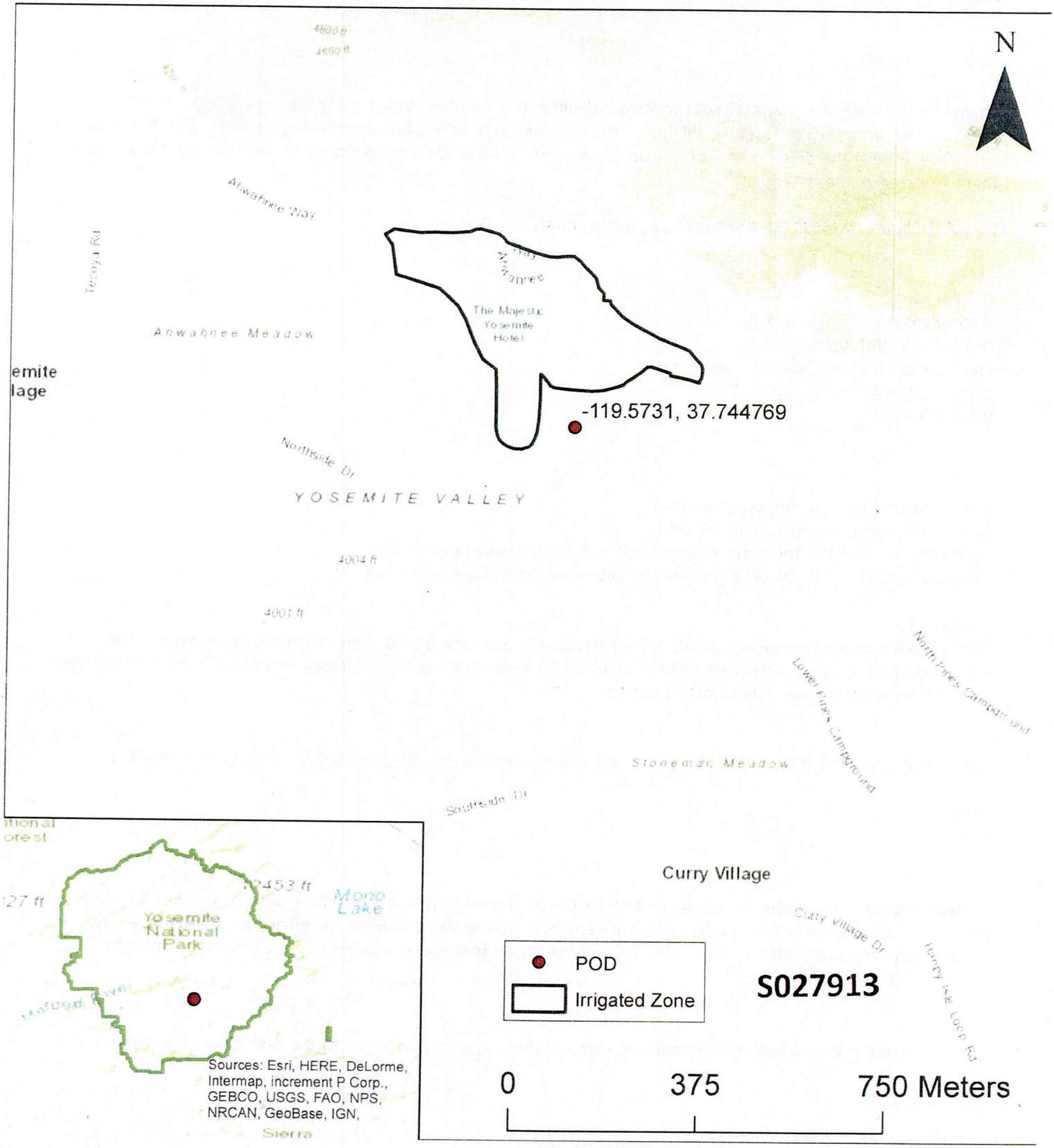
Signature: Eric H. Lord Date: June 12, 2018

Printed Name: Eric (first name) H. (middle name) Lord (last name)

Water Resources Division
Water Rights Branch
Notice Review
Half Dome Quad

National Park Service
U.S. Department of the Interior

Yosemite National Park: Majestic Hotel
Approximate Place of Use and Point of Diversion of Water



Collins, Gabriel@Waterboards

From: Collins, Gabriel@Waterboards
Sent: Thursday, August 2, 2018 7:23 AM
To: 'Eric Lord'
Subject: RE: [EXTERNAL] Water Rights - Initial Statement Reference #2018-0174

Hello,

Thanks for the response. I hope all goes well while dealing with the fire issues. I will contact you when I need to complete the processing on this one. I'll update the information to reflect the diversion beginning in 1927, to the best of your knowledge at this time. When you can deliver the Rate of Diversion for direct diversion and diversion to storage, that will complete the statement.

Please feel free to contact me if you have any further questions. Thank you.

Gabriel Collins
Water Resources Control Board
Division of Water Rights
Staff Services Analyst, Data Management Unit
gabriel.collins@waterboards.ca.gov
(916) 322-9257

From: Eric Lord [mailto:eric_lord@nps.gov]
Sent: Wednesday, August 1, 2018 2:36 PM
To: Collins, Gabriel@Waterboards <Gabriel.Collins@Waterboards.ca.gov>
Subject: Re: [EXTERNAL] Water Rights - Initial Statement Reference #2018-0174

Dear Mr. Collins,
Thank you for working on our submittal. My contacts at the park who provided me the information are now fully occupied with fire issues and expect to be so occupied for several more weeks at least. I will provide you the requested information when they again become available.

On Wed, Aug 1, 2018 at 2:09 PM Collins, Gabriel@Waterboards <Gabriel.Collins@waterboards.ca.gov> wrote:

> Hello,
>
> I'm processing initial statement reference #2018-0174 for United States - National Park Service for diversion named Majestic Landscaping on Merced River. This statement is missing some information needed for me to move forward with processing as complete. Below is the information I need to collect to process this as a complete statement:
>
> - Section 7 Diversion Works Description – what is the year diversion began, to the best of your knowledge?

This question was left blank on the form. Please provide the year diversion began, to the best of your knowledge.

The hotel was completed in 1927, and certainly water was diverted and used at that point. There were multiple activities in that area prior to 1927, and we reserve the right to develop that history.

- Section 7 Diversion Works Description – Diversion Rate Information

This statement indicates that the diversion is both direct diversion, and diversion to storage. The storage tank capacity is entered at 73,400 gallons. However, the rate of diversion is missing for the direct diversion and diversion to storage. Please provide the Rate that water is Directly Diverted and the Rate that water is diverted to storage. You may provide the rate information in the unit of: Gallons Per Day, Gallons Per Minute, or Cubic Feet Per Second.

If you have any questions, please feel free to contact me via email or phone. My contact information is listed in my signature below. Thank you.

Gabriel Collins

Water Resources Control Board

Division of Water Rights

Staff Services Analyst, Data Management Unit

gabriel.collins@waterboards.ca.gov

(916) 322-9257

--

Eric Lord
Water Rights Specialist
Water Resources Division
National Park Service
1201 Oak Ridge Drive Suite 250
Fort Collins, Colorado 80525
(970) 225-3526

09-05-2018: To: Eric Lord, National Park Service; From: California State Water Resources Control Board; Subject: Statement of Water Diversion and Use (S027913) for Diversion from Merced River, in Mariposa County

CALIFORNIA
Water Boards

EDMUND G. BROWN JR.
GOVERNOR

MATTHEW RODRIQUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

September 5, 2018

In Reply Refer to:
GC:**S027913**

Eric Lord
1201 Oak Ridge Drive Ste 250
Fort Collins, CO 80525

Diverter of Record: **US National Park Service**

STATEMENT OF WATER DIVERSION AND USE (**S027913**) FOR DIVERSION FROM **MERCED RIVER**, IN **MARIPOSA** COUNTY

The State Water Resources Control Board, Division of Water Rights (Division), received your Initial Statement of Water Diversion and Use (Statement) filed on **6/18/2018** for the diversion site named **Majestic Landscaping**. This letter is confirmation that the Division has reviewed and processed the Statement related to your claim. Your Statement has been assigned identification number **S027913**. This number should be referenced in all correspondence with the Division regarding the Statement.

IMPORTANT: PLEASE NOTE BELOW

Beginning January 2016 and every year there after you will be required to file an on-line Supplemental Statement of Water Diversion and Use Report (Supplemental Statement). The Division will **NOT** notify you when the supplemental statement is due. If you would like to be notified when reporting is due and other reporting related material, please subscribe to our Lyris list (Water Rights Reporting Notification) at:

http://www.waterboards.ca.gov/resources/email_subscriptions/swrcb_subscribe.shtml.

All reports must be completed online through the State Water Board's Report Management System (RMS); Paper copies are not available.

To report online, go to www.waterboards.ca.gov/rms and login with your user ID and password. The information required to login and access your online Supplemental Statement is:

User ID (Statement ID): **S027913**
Password (Reporting Identifier): **64NJKJ**

Please retain the User ID and Password for future reference.

If this water diversion was used for the purpose of cannabis cultivation and was not reported with your Initial Statement of Water Diversion and Use filing under the Special Use attachment, fill out the Special Use attachment contained in the Initial Statement of Water Diversion and Use

form located at:
http://www.waterboards.ca.gov/waterrights/water_issues/programs/diversion_use/docs/intl_stmnt_form.pdf.

Please write your Statement ID (**S027913**) in the top-right corner and mail the Special Use attachment to the Statements Unit address provided at the end of this letter.

Additionally, you are also required to file a Supplemental Statement if there is a change in the name or address of the person diverting water. (Water Code, § 5104, subd. (b).). You may also notify the Division of any change in diverter, responsible party or mailing address by visiting our website at: http://www.waterboards.ca.gov/waterrights/publications_forms/forms/.

Your water diversion might be subject to the notification requirements in Fish and Game Code §1602. Information regarding the Department of Fish and Wildlife's (DFW) Lake and Streambed Alteration program and DFW's Regional Office directory can be found on DFW's website at: http://www.dfg.ca.gov/habcon/1600/.

The submittal of a Supplemental Statement is a record of your water use. It is used by the Division to verify existing data and to notify you of water right matters related to your claim.

Please be advised that if you have a riparian right, your right does not generally permit you to store water. Stock ponds or reservoirs filled with water diverted pursuant to a riparian right may be subject to enforcement action.

If you have questions, please contact the Division at (916) 445-2812, or by e-mail DWR-statements@waterboards.ca.gov. Written correspondences or inquiries should be addressed as follows:

State Water Resources Control Board
Division of Water Rights
Attn: Statements Unit
P.O. BOX 2000
Sacramento, CA, 95812-2000.

Sincerely,

Eloise Berryman

Eloise Berryman
Fee, Data Management and Statements Unit
Division of Water Rights

Filed 6-13-18 YOSE

State Water Resources Control Board
DIVISION OF WATER RIGHTS

INITIAL STATEMENT OF WATER DIVERSION AND USE

A STATEMENT SHALL NOT ESTABLISH OR CONSTITUTE EVIDENCE OF A WATER RIGHT

READ THE ATTACHED INFORMATION AND INSTRUCTION SHEET BEFORE COMPLETING THIS FORM
FURTHER INFORMATION CAN BE FOUND IN WATER CODE, SECTIONS 5100-5107

Diverter Information

Diverter Name(s)			
United States-National Park Service			
Mailing Address	**City**	**State**	**Zip**
P.O. Box 577	Yosemite National Park	CA	95389
Phone Number	**Email Address (if available)**		
(970) 372-0200			

Person Filing Statement

(If different from diverter information above)

Person Filing Statement Name			
Eric Lord			
Mailing Address	**City**	**State**	**Zip**
1201 Oak Ridge Drive Ste 250	Fort Collins	CO	80525
Phone Number	**Email Address (if available)**		
(970) 225-3526	eric_lord@nps.gov		

Land Owner Name

Land Owner Name			
United States-National Park Service-Yosemite National Park			
Mailing Address	**City**	**State**	**Zip**
P.O. Box 577	Yosemite National Park	CA	95389
Phone Number	**Email Address (if available)**		
(970) 372-0200			

Mail Receiver:

(Select one only)

○ Diverter ◉ Person Filing Statement

Checklist for Submission of an Initial Statement of Water Diversion and Use

- ☐ Answer each question completely
- ☐ Attach map referenced in Section 4 with outline of Place of Use. Include Point of Diversion location if not identified in Section 3
- ☐ Sign and Date form

UPON COMPLETION OF THIS STATEMENT, ATTACH ALL SUPPORTING DOCUMENTATION AND MAPS AND MAIL TO:

State Water Resources Control Board
Division of Water Rights
PO Box 2000
Sacramento, CA 95812-2000

Or email to

DWR-statements@waterboards.ca.gov

Additional copies of this form, instructions on how to complete this form, and water right information can be obtained at http://www.waterboards.ca.gov/waterrights/water_issues/programs/diversion_use/.

Revised June 2017

Section 1: Type of Claim

(Select all that apply to the type of claim(s) under which you are diverting water)

☑ Riparian ☑ Pre-1914 ☐ Court Decree* ☐ Pending Appropriative Application* ☐ Pueblo ☑ Other*: Federal Reserved Right

*If you checked Court Decree, Pending Appropriative Application, or Other, list the Decree Number, Application ID Number or Status or provide an explanation

The United States holds an inchoate federal reserved right in support of park purposes. Water use in support of hotel based on a riparian right initiated circa 1926. (NPS reserves the right to further develop the water use history at this site further back in time based on pre-Code or riparian rights.)

List any related existing water rights, if applicable (e.g. Appropriative Water Right ID: A012345)

There are no state statutory appropriative rights at this site.

Section 2: Water Course Description

Water Course Name at the Point of Diversion (POD)	Water Course is tributary to
Merced River	San Joaquin River

Section 3: Point of Diversion and Legal Land Description

Provide the location of the POD using one of the following methods (check one box and enter data if applicable)

☑ Latitude/Longitude Measurements: Latitude: 037 deg. 44' 40.1572" N Longitude: 119 deg. 34' 20.5132" W

☐ California Coordinate System (NAD1983) North: _____ East: _____ Zone: _____

☐ USGS Topographic Map with Point of Diversion labeled on map (if checked, map must identify Point of Diversion)

Assessor's Parcel Number (APN) where Point of Diversion is located (if APN has been assigned)	County

Provide Public Land Description to nearest 40 acres (if assigned)

_____ ¼ of the _____ ¼ of Section _____ Township 2S Range 22E B&M Mount Diablo

Section 4: Place of Use Description

(Check boxes indicating each map to be provided)

Identify the location of the place of use on a specific United States Geological Survey (USGS) Topographic Map, or County Assessor's parcel map or any other maps with identifiable landmarks. If assigned, provide the public land description to the nearest 40-acre subdivision and the assessor's parcel number.

☑ USGS Topographic Map ☐ County Assessor's Parcel Map ☑ Map with identifiable landmarks

Provide a general description of the area in which the water was used (e.g. Domestic water supply for house, and irrigated crops, campground, etc.)

Water used for Majestic Hotel landscaping irrigation. See detailed map.

Assessor's Parcel Number(s), where the water was used (if APNs have been assigned)

Section 5: Purpose of Use Description

(Select all that apply)

☑ Irrigation	☐ Domestic	☐ Stock watering	☑ Other
Number of acres:	Maximum number of persons served:	Number and type of stock:	Explain:
1.50			Lined recreational pond

Section 6: Special Use

(If you have selected Yes to the question below, please fill out **Special Use Attachment** at the end of this form)

During the previous calendar year, were you using any water diverted under this statement for the cultivation of cannabis? ○ Yes ◉ No

Section 7: Diversion Works Description

Name of Diversion Works, if you wish to name (e.g. Bob's Pump): Majestic Landscaping

Year in which diversion began, to the best of your knowledge. (Specify single year):

Type of Diversion Facility.(Select one only)*
*A separate Initial Statement of Water Diversion and Use must be filed for EACH diversion

○ Gravity ◉ Water Course Pump ○ Well Pump ○ Other: _____

Direct Diversion Information

Do you directly divert water? (Direct refers to water taken and used immediately)
◉ Yes ○ No

If Yes, identify Direct Diversion Works flow rate and Unit
Rate:_____ ○ Cubic Feet per Second ○ Gallons per Minute ○ Gallons per Day

Storage Diversion Information

Do you divert to storage? (If no, skip to Section 8)
◉ Yes ○ No

If Yes, identify type of Storage
☐ On-stream Storage (if on-stream, fill in Subsection A below)
☑ Off-stream Storage (if off-stream, fill in subsections A and B below)

(A) Capacity of Storage Tank(s) or Reservoir identified in Acre-Feet or Gallons
Quantity: 73,400.000 ◉ Gallons ○ Acre-Feet

(B) Maximum Diversion Rate of Storage Diversion Works
Rate:_____ ○ Cubic Feet per Second ○ Gallons per Minute ○ Gallons per Day

Section 8: Quantity of Water Diverted

(Provide the quantity of water diverted each month of the prior calendar year for all purposes)

Data being provided for calendar year: 2017 Measurement provided in: ◉ Gallons ○ Acre-Feet

Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
				195,000.000	390,000.000	390,000.000	390,000.000	390,000.000	195,000.000			1,950,000.000

Section 9: Maximum Rate of Diversion per month

(If data is available)

Data being provided for calendar year: 2017 Measurement provided in: ○ Cubic Feet per Second ◉ Gallons per Minute ○ Gallons per Day

Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec

Section 10: Recent Water Use

Provide data of annual water use in recent years

Minimum: 1,950,000.000 ◉ Gallons ○ Acre-Feet

Maximum: 1,950,000.000 ◉ Gallons ○ Acre-Feet

Section 11: Water Conservation Efforts/Conjunctive Use

(Answer only fields applicable to your diversion)

Are you currently employing any methods of water conservation? (●) Yes ( ) No

If Yes, describe any water conservation efforts in use:

No irrigation during rain. Minimize irrigation early in season. Water early in morning.

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 that unreasonably affects such water for other beneficial uses? ( ) Yes (●) No

Are you using groundwater in lieu of surface water? ( ) Yes (●) No

Section 12: Water Diversion Measurement

As a diverter, you may be required to measure your diversion rate and use of water. Details on your obligation to measure diversions are located at http://www.waterboards.ca.gov/waterrights/water_issues/programs/diversion_use/water_use.shtml or in the instructions at the end of this form on page 5 of 5.

I have reviewed the measurement requirements; I certify that I understand and will comply with the measurement regulations. (Initial here to certify) EL

Based on the measurement regulations, check the appropriate box below:

( ) I am **required** to measure as of the date this form is submitted

(●) I am **not required** to measure as of the date this form is submitted

Additional information regarding measurement of diversions

- If you are required to measure your diversion, you will need to provide information about your measurement device, the accuracy of your device, method of installation and other questions on a supplemental statement of water diversion and use during the next calendar year. Samples of questions regarding measurement for supplemental statements are located at http://www.waterboards.ca.gov/waterrights/water_issues/programs/ewrims/docs/statement.pdf
- If you have or will be cultivating cannabis, measurement of your diversions and storage will be required in accordance with the Cannabis Cultivation Policy (Policy), which is currently under development. Updates on the Policy are located at http://www.waterboards.ca.gov/water_issues/programs/cannabis/cannabis_water_rights.shtml

Section 13: Signature

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

THE STATE WATER RESOURCES CONTROL BOARD MAY RELY ON THE NAMES AND ADDRESSES ON THIS DOCUMENT FOR MAILING NOTICES REGARDING PROCEEDINGS BEFORE THE BOARD. (Wat. Code, §5106, subd. (b)(1).)

SUPPLEMENTAL STATEMENTS OF WATER DIVERSION AND USE SHALL BE FILED ANNUALLY, BEFORE JULY 1 OF EACH YEAR OR IF THERE IS A CHANGE IN THE NAME OF ADDRESS OF THE DIVERTER. (Wat. Code, §5104.)

THE MAKING OF A WILLFUL MISSTATEMENT ON A STATEMENT OF WATER DIVERSION AND USE IS A MISDEMEANOR PUNISHABLE BY A FINE NOT EXCEEDING $1,000 OR BY IMPRISONMENT IN THE COUNTY JAIL FOR UP TO SIX MONTHS, OR BOTH. THE BOARD MAY IMPOSE CIVIL LIABILITY UPON A PERSON WHO KNOWINGLY MAKES A MATERIAL MISSTATEMENT ON THIS FORM (Wat. Code §5107.)

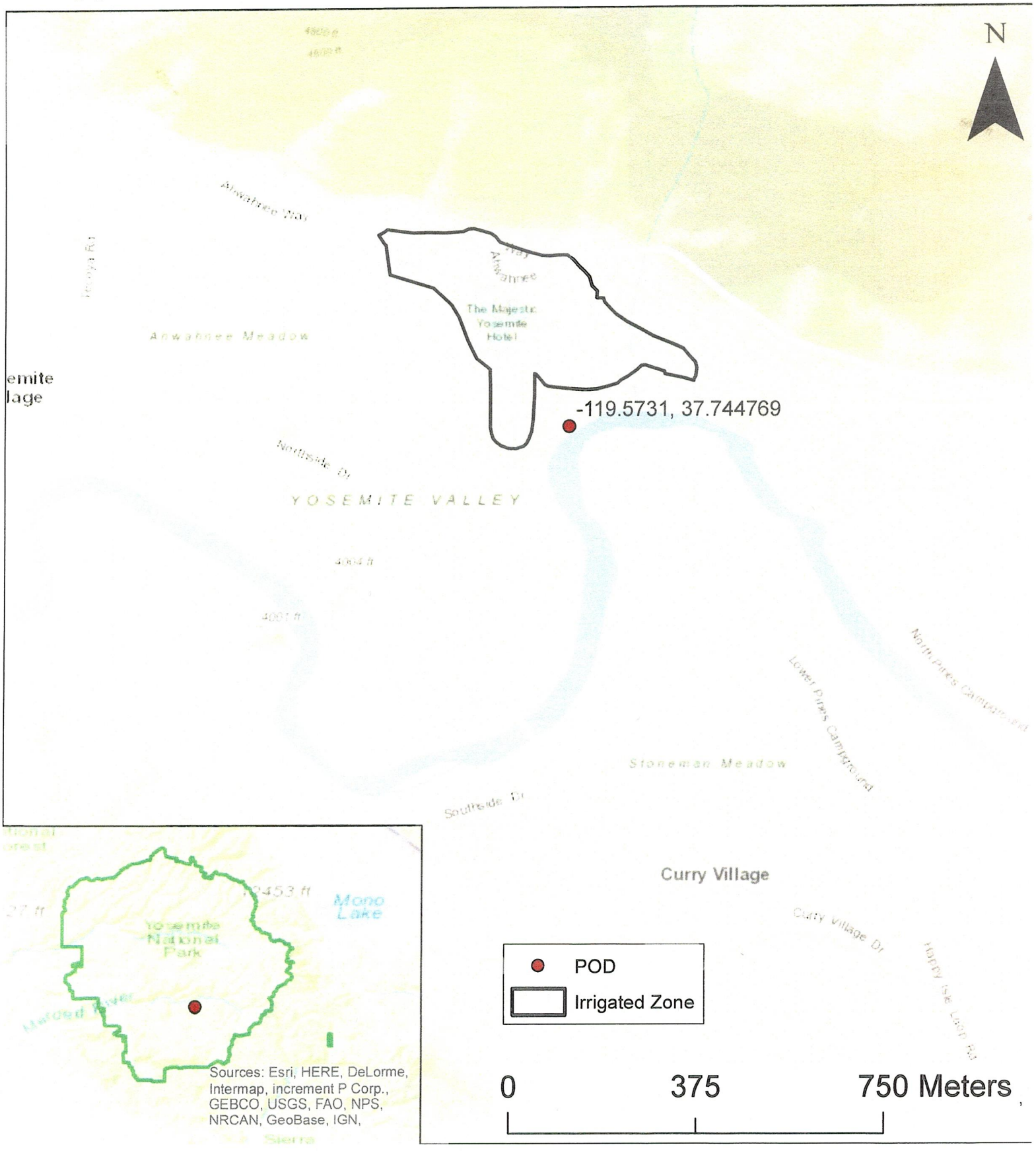
Signature: Eric H. Lord Date: June 12, 2018

Printed Name: Eric (first name) H. (middle name) Lord (last name)

Water Resources Division
Water Rights Branch
Notice Review
Half Dome Quad

National Park Service
U.S. Department of the Interior

Yosemite National Park: Majestic Hotel
Approximate Place of Use and Point of Diversion of Water



Docket Information

Number of Documents in Docket : 8

Documents Dated from : 06-12-2018 to 01-22-2026

Docket Compiled: 1/29/2026