

**NOTICE OF EXEMPTION**

**To:** Office of Planning and Research  
Post Office Box 3044  
Sacramento, California 95812

**From:** Department of Water Resources  
State Water Project Analysis Office  
1416 9<sup>th</sup> Street  
Sacramento, California 95814

**Project Title:** Exchange of up to 2,000 Acre-Feet of Del Puerto Water District's Central Valley Project Water Supplies with Oak Flat Water District's State Water Project Table A Water. (SWPAO #19024)

**Location -- Specific:** From the Delta to Oak Flat Water District's Turnouts B, C and D in Reach 2A of the California Aqueduct and O'Neill Forebay.

**Location -- County:** Stanislaus

**Description of Activity:** The Oak Flat Water District (OFWD), a State Water Project (SWP) Contractor, and Del Puerto Water District (DPWD), a Central Valley Project (CVP) Contractor are neighboring districts located north of San Luis Reservoir. DPWD proposes to use OFWD's Turnouts B, C, and D in Reach 2A of the California Aqueduct as alternate points of diversion to deliver up to 2,000 acre-feet of OFWD's SWP Table A Water to lands within DPWD's boundaries. In exchange, Reclamation will make a like amount of CVP water available to the Department of Water Resources (DWR) at O'Neill Forebay. This exchange is covered under the 2019 Consolidated Place of Use Order (Order) approved by the State Water Resources Control Board and must be completed before the Order expires before July 13, 2020.

**Name of Public Agency Approving or Carrying Out Activity:** State Water Resources Control Board (Lead Agency), Oak Flat Water District (Responsible Agency), Del Puerto Water District (Responsible Agency), Department of Water Resources (Responsible Agency) and United States Bureau of Reclamation (Federal Agency).

**Exempt Status:**

- Ministerial  
 Declared Emergency  
 Emergency Project  
 Categorical Exemption: Class 1; CEQA Guidelines Section 15301, existing facility  
 Statutory Exemption: California Water Code Section 1729

**Reason why activity is exempt:**

- California Water Code, § 1729, exempts temporary changes in place of use from the requirements of the California Environmental Quality Act. (Pub. Resources Code, § 21000; see also Cal. Code Regs., tit. 14, § 15282, subd. (u).)
- The proposed project is a water management operation using only existing facilities.
- The project will not support new development or a change in land use.
- The project does not establish a new permanent source of water supply.

**Responsible Agency Contact Person:** David Rizzardo

**Telephone:** 916-653-9593

**Signature:** 

Pedro Villalobos, Chief  
State Water Project Analysis Office  
Department of Water Resources

**Date:** 10/23/2019

Governor's Office of Planning & Research

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STATE CLEARINGHOUSE

Date received for filing OPR: \_\_\_\_\_