



MANAGING RESOURCES FOR A BETTER FUTURE

DIRECTORS
NICK BRUNO, PRESIDENT
JEFFREY D. COULTHARD, VICE PRESIDENT
SHANNON SIMONIAN, TREASURER
ERIC BREAM
MATT CERNIGLIA
MIKE DELAGUERRA
HENK GRIFFIN

JULIA D. STORNETTA, GENERAL MANAGER/SECRETARY
MIKE CUTTONE, ASSISTANT TREASURER
BRIAN EHLERS, DISTRICT ENGINEER
LAUREN D. LAYNE, LEGAL COUNSEL

**MEETING OF THE
ROOT CREEK WATER DISTRICT
GROUNDWATER SUSTAINABILITY AGENCY**

AGENDA

will be held on

Monday, July 10, 2023

11:00 a.m.

(or immediately following the Root Creek Board of Directors meeting)

at the Lodge at Riverstone

370 Lodge Road

Madera, CA 93638

1. CALL TO ORDER

REGULAR MEETING OF THE BOARD OF DIRECTORS

2. ADDITIONS TO THE AGENDA

(The Board may add an item to the agenda if, upon a two-thirds vote, the Board finds that there is a need for immediate action on the matter and the need came to the attention of the District after the posting of this Agenda).

3. PUBLIC COMMENT

Members of the public may address the Board on any matter related to the District that is not included on the Agenda. Comments are limited to five (5) minutes per person.

4. POTENTIAL CONFLICT(S) OF INTEREST

(Any Board member who has a potential conflict of interest may now identify the item and recuse himself or herself from discussing and voting on the matter).

5. MINUTES

- a. Review and consider action to accept the minutes from the meetings on March 13, 2023 and April 17, 2023.

6. CORRESPONDENCE

(Members of the Board or Staff may provide comment on any timely matter related to the District that is not included on the agenda).

7. BOARD ACTION ITEMS

- a. **Well Permit Request** – Review and consider action to approve a well permitting request per Executive Order N-7-22 for APN # 049-083-008.

8. STAFF REPORT

- a. **General Manager** – The Board may take action on any of the following items:
 - i. Madera Subbasin Status Update
 - ii. Other items as needed

9. ADJOURN

- Items on the Agenda may be taken in any order.
- Action may be taken on any item listed on the Agenda.
- Writings relating to open session Agenda items that are distributed to members of the Board of Directors will be available for inspection at the District office, excluding writings that are not public records or are exempt from disclosure under the California Public Records Acts.
- **ACCOMMODATIONS FOR PERSONS WITH DISABILITIES**
A person with a qualifying disability under the Americans With Disabilities Act of 1990 may request the District to provide a disability-related modification or accommodation in order to participate in any public meeting of the District. Such assistance includes appropriate alternative formats for the agendas and agenda packets used for any public meetings of the District. Requests for such assistance and for agendas and agenda packets shall be made in person, by telephone, or by written correspondence to the District at (559) 970-8778 or P.O. Box 27950, Fresno, California 93729, at least 48 hours before a District meeting.



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AMBER MENDOZA, TREASURER
ERIC BREAM
DANNY HOFFMAN
LYNN HOFFMAN
BRICE JONES

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**Minutes of the Regular Meeting of the Board of Directors
Root Creek Water District
Groundwater Sustainability Agency (GSA)
held on
November 14, 2022**

1. Call to Order:

The regular meeting for the Root Creek Water District GSA was called to order at 11:49 a.m. at the Lodge at Riverstone by President Nick Bruno. Board members present were Nick Bruno, Jeff Coulthard, Amber Mendoza, Dan Hoffman, Eric Bream, and Lynn Hoffman. Members absent: Brice Jones. Members of the public included Julia Stornetta, Al Solis, Lauren Layne, Brian Ehlers, Ben Ewell, John Ewell, Shay Bakman, and Jason Stacier.

2. Additions to the Agenda:

There were no additions to the agenda.

3. Public Comment:

There was no public comment.

4. Potential Conflicts of Interests:

There were no conflicts identified.

5. Minutes

A motion was made by Director Coulthard, seconded by Lynn Hoffman to accept the minutes from the May 9, 2022 and the October 10, 2022 meetings. The motion carried.

6. Correspondence

There was no correspondence to report.

7. Staff Report

Consultants have held a first meeting to discuss responding to DWR's comments on the subbasin Groundwater Sustainability Plans. The meeting included 6 staff members from the Department of Water Resources and was a regulatory meeting without much specific guidance as to how to proceed with updating Plans. No feedback was given as to what would be acceptable as far as it relates to updated Plans. The next meeting is scheduled for November 8, 2022 with DWR. Some of the issues relate to: water accounting,

interconnected surface water, the subbasin water budget and the subbasin coordination agreement.

8. Adjournment:

The meeting was adjourned by consensus at 11:58 a.m.

Julia D. Berry, District Secretary

DRAFT



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**Minutes of the Regular Meeting of the Board of Directors
Root Creek Water District
Groundwater Sustainability Agency (GSA)
held on
March 13, 2023**

1. Call to Order:

The regular meeting for the Root Creek Water District GSA was called to order at 12:05 p.m. at the Lodge at Riverstone by President Nick Bruno. Board members present were Nick Bruno, Jeff Coulthard, Amber Mendoza, Brice Jones, and Shannon Simonian. Board members absent: Eric Bream. Members of the public included Brian Ehlers, Julia Stornetta, Jessica Johnson, Heather Bashian, and Nicole Stornetta.

2. Additions to the Agenda:

There were no additions to the agenda.

3. Public Comment:

There was no public comment.

4. Potential Conflicts of Interests:

There were no conflicts identified.

5. Approval of GSA Meeting Minutes:

Minutes from the meeting on November 14, 2022, were tabled for further review.

6. Correspondence

Staff reported on Governor's Executive order N-23, which indicates that those who can take flood water are notified that can use flood flows without a permit and may divert flows through June 2023.

7. Staff Report

The State announced on March 9, 2023, that several subbasins' GSPs did not get approved: Chowchilla, Kern, and Tulare. Kings & Westside Plans did get approved. In the Madera Subbasin, a revised coordination agreement will not be adopted at this time, as there was not enough time to negotiate revisions prior to the March 21, 2023 deadline for submittal.

A special meeting of the RCWDGSA will be held March 20, 2023 to adopt the annual report and a revised GSP for submittal to DWR.

8. Adjournment:

The meeting was adjourned by consensus at 12:21 p.m.

Julia D. Stornetta, District Secretary

DRAFT



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**Minutes of the Special Meeting of the Board of Directors
Root Creek Water District
Groundwater Sustainability Agency (GSA)
held on
March 20, 2023**

1. Call to Order:

The special meeting for the Root Creek Water District GSA was called to order at 2:00 p.m. at the Lodge at Riverstone by President Nick Bruno. Board members present were Nick Bruno, Jeff Coulthard, Amber Mendoza, and Shannon Simonian. Board members absent: Brice Jones, Eric Bream. Members of the public included Brian Ehlers, Julia Stornetta, Lauren Layne, Al Solis, Jeff Callaway (Lennar Homes), Garrett Pack (Lennar Homes) Lauren Layne and Nicole Stornetta.

2. Additions to the Agenda:

There were no additions to the agenda.

3. Public Comment:

There was no public comment.

4. Potential Conflicts of Interests:

There were no conflicts identified.

5. Correspondence

There was no correspondence reported.

6. PUBLIC HEARING

The Public Hearing was called to order at 2:01 p.m.

Staff gave a brief presentation on the items that were revised in the GSP:

The groundwater model was used to coordinate Plans in the Madera Subbasin.

The RCWDGSA Sustainability Goal was revised, and the model was used to look at future water budgets in the Madera Subbasin, as well as to establish Minimum Thresholds.

Root Creek Water District GSA's actual water measurements reflect a 50–100-foot difference in data when compared to the model, and the GSP recognizes that there is a difference in RCWDGSA. There are 4 sites designated to measure subsidence in the

Madera Subbasin – none of the sites are near the RCWD boundary. RCWD historically shows a subsidence rate of approximately .2 ft/year.

7. Resolution to adopt a revised updated RCWDGSA Groundwater Sustainability Plan –

Director DelaGuerra made a motion to adopt the resolution, seconded by Director Coulthard and the motion carried.

8. Annual Report – Director Coulthard made a motion, seconded by Director Simonian to accept the 2022 Annual Report for the RCWDGSA GSP, subject to edits by the District Engineer, and the motion carried.

9. Adjournment:

The meeting was adjourned by consensus at 12:21 p.m.

Julia D. Stornetta, District Secretary



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**Minutes of the Special Meeting of the Board of Directors
Root Creek Water District
Groundwater Sustainability Agency (GSA)
held on
April 17, 2023**

1. **Call to Order:**
2. The special board meeting for the Root Creek Water District Groundwater Sustainability Agency (RCWD) was called to order at 11:01 a.m. by President Nick Bruno. Board members present were Nick Bruno, Jeff Coulthard, Amber Mendoza, Shannon Simonian, Mike DelaGuerra, and Eric Bream. Members of the public included Julia Stornetta, Lauren Layne, Nicole Stornetta, Heather Bashian, Brian Ehlers, Al Solis, Steve Pickens, Shay Bakman, Tim Bakman, Garrett Pack and Jeff Callaway.
3. **Public Comment:**
There was no public comment.
4. **Potential Conflicts of Interests:**
There were no conflicts identified.
5. **Correspondence**
There was no correspondence reported.
6. **Staff Report**
Staff presented correspondence from the Department of Water Resources to the Madera Irrigation District (MID), in response to MID's action not to adopt a revised updated Groundwater Sustainability Plan.
7. **Adjournment:**
The meeting was adjourned by consensus at 12:20 p.m.

Julia D. Stornetta, District Secretary

PROVOST&PRITCHARD CONSULTING GROUP

455 W Fir Ave • Clovis, CA 93611 • (559) 449-2700
www.provostandpritchard.com

MEMORANDUM

To: Client Contact Julia Storneta – General Manager
Client/Company Root Creek Water District

From: Brian Ehlers

Subject: Subject/Title Well Permit – APN 049-083-008

Date: July 5, 2023

Julia and Board of Directors:

The attached Well permit request is for the property identified above. It was received on 6/23/23 for the purpose of agricultural production. Executive Order N-7-22 which adopted on March 28, 2022 and remains in affect, requires permitting agencies to among other things (1) not approve a permit for a new groundwater well that would decrease the likelihood of achieving a sustainability goal for the basin covered by such a plan and (2) Issue a permit for a new groundwater well without first determining that that extraction of groundwater from the well is (a) not likely to interfere with the production and functioning of existing nearby wells and (b) not likely to cause subsidence that would adversely impact or damage nearby infrastructure.

From review of the historical district cropping records it does not appear that the land has been used in recent years for agricultural production. Thus, it appears that this new well will increase the water demand within the Root Creek Water District Groundwater Sustainability Agency (RCWDGSA) over historical periods. It has been the policy to allow for continued use of the land for agricultural production and increased surface water supplies will be developed so as to allow for this development. The landowner pays the melded costs for surface supplies to allow for this continued agricultural production. Thus, the conclusion is the proposed new well will not decrease the likelihood of achieving the sustainability goal for the Root Creek Groundwater Sustainability Plan (RCGSP) nor the basin.

The RCWDGSA does not issue the permit for the construction of the well, however with a 500 foot setback from the next closest adjacent agricultural well it can be estimated that there may be a level impact to the adjacent well of up to 5 foot decline in water level while the new well is operating. Based upon historical records it is not expected nor likely that the proposed well will cause subsidence that would adversely impact nearby infrastructure.

Attachement

VERIFICATION FORM

State of California Executive Order N-7-22 #9a.

9. To protect health, safety, and the environment during this drought emergency, a county, city, or other public agency shall not:
- a. Approve a permit for a new groundwater well or for alteration of an existing well in a basin subject to the Sustainable Groundwater Management Act and classified as medium- or high-priority without first obtaining written verification from a Groundwater Sustainability Agency managing the basin or area of the basin where the well is proposed to be located that groundwater extraction by the proposed well would not be inconsistent with any sustainable groundwater management program established in any applicable Groundwater Sustainability Plan adopted by that Groundwater Sustainability Agency and would not decrease the likelihood of achieving a sustainability goal for the basin covered by such a plan.

.....

I acknowledge the proposed Ag well is adhering to the State of California Executive Order N-7-22 item #9 a.

Note: Provide a Site Map identifying location of proposed Ag well.

Assessors Parcel Number (APN): 049-083-008 Date: _____

Subbasin: Madera Subbasin

GSA: Raft Creek GSA

GSA Manager (print name)

GSA Manager (signature)



**Community and Economic Development Department
Environmental Health Division**
Dexter Marr
DEPUTY DIRECTOR

200 West 4th Street
Suite 3100
Madera, CA 93637
Main line: (559) 675-7823
Fax: (559) 675-7919
envhealth@madera-county.com

CONTRACTOR'S PERMIT APPLICATION – SUPPLEMENTAL DOCUMENT

Property Location or Job Address: Ave 9 & Road 40 Madera, CA

Property Owner's Name: FH7, LLC Phone: 209-383-6046

Referenced Permit Number: _____

WORKER'S COMPENSATION DECLARATION

**WARNING: FAILURE TO SECURE WORKERS' COMPENSATION COVERAGE IS UNLAWFUL, AND SHALL SUBJECT AN EMPLOYER TO CRIMINAL PENALTIES AND CIVIL FINES UP TO ONE HUNDRED THOUSAND DOLLARS (\$100,000), IN ADDITION TO THE COST OF COMPENSATION, DAMAGES AS PROVIDED FOR IN SECTION 3706 OF THE LABOR CODE, INTEREST, AND ATTORNEY'S FEES.*

I hereby affirm under penalty of perjury one of the following declarations:

I have and will maintain a certificate of consent to self-insure for workers' compensation, issued by the Director of Industrial Relations as provided for by Section 3700 of the Labor Code, for the performance of the work for which this permit is issued.
Policy number: _____

I have and will maintain workers' compensation insurance, as required by Section 3700 of the Labor Code, for the performance of the work for which this permit is issued. My workers' compensation insurance carrier and policy number are:
Carrier: _____ Policy Number: _____ Expiration Date: _____

I certify that, in the performance of the work for which this permit is issued, I shall not employ any person in any manner so as to become subject to the workers' compensation laws of California, and agree that, if I should become subject to the workers' compensation provisions of Section 3700 of the Labor Code, I shall forthwith comply with those provisions.

LICENSED CONTRACTOR'S DECLARATION

I hereby affirm under penalty of perjury that I am licensed under provisions of Chapter 9 (commencing with Section 7000) of Division 3 of the Business and Professions Code, and my license is in full force and effect.

Company Name: Medeiros Well Drilling

License Class(es): C57 License Number: 662856 Madera County Business License #: B0105794



Signature of Contractor OR Authorized Agent

Allison Azembo for Anthony Medeiros

Print Name

6/23/23

Date



Community and Economic Development
Environmental Health Division

Dexter Marr, Deputy Director

- 200 W. 4th Street
- Suite 3100
- Madera, CA 93637
- (559) 675-7823
- FAX (559) 675-7919
- envhealth@madera-county.com

WATER FLOW METER AND WATER LEVEL MEASURING DEVICE PERMIT APPLICATION

(The property owner is subject to comply with Madera County Codes 13.28 and 13.101)

Property Owner's Information: Assessor's Parcel Number (APN): 049-083-008
 Owner Name: FH7, LLC Phone Number: (209) 383-6046
 Owner's Mailing Address: P.O. Box 2717 Madera, CA 95344
 Job Address: Ave 9 + Road 40 Madera, CA 93634

WELL TYPE: NEW REPLACEMENT OTHER: _____
 PUMP TYPE: SUBMERSIBLE TURBINE OTHER: _____
 WELL SOUNDING TUBE/TAPHOLE: SOUNDING TUBE TAPHOLE

METER INFORMATION FOR WELL USE:

<u>RESIDENTIAL</u>	<u>AGRICULTURAL</u>	<u>OTHER</u>
Meter Type/Size: _____	Meter Type/Size: <u>10" Flammeter</u>	Meter Type/Size: _____
Manufacturer/Model Number: _____	Manufacturer/Model Number: _____	Manufacturer/Model Number: _____
MCBD Final Inspection Initials/Date: _____	MCBD Final Inspection Initials/Date: _____	MCBD Final Inspection Initials/Date: _____

ELECTRICAL CONNECTION REQUIRED: YES NO

**If box marked yes above then you must obtain an Electrical Permit through the Madera County Building Division (MCBD)*

I declare under penalty of perjury under the laws of the State of California that the foregoing and attached information and forms are true and correct. I understand that all work is to be done in accordance with the State of California Well Standards and the Madera County Ordinance including any conditions of this permit application or permit issuance. I further understand that any permit issued pursuant to this application is subject to such further conditions as may be deemed necessary to ensure compliance.

Lloyd Fagundes
Printed Name (OWNER)

[Signature]
Signature (OWNER)

6/23/23
Date

FOR ENVIRONMENTAL HEALTH USE ONLY

Inspector's Printed Name

Inspector's Approval Signature

Paid: \$ _____ Check #: _____

Permit # _____



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Dexter Marr, Deputy Director

WELL PERMIT APPLICATION

EMERGENCY

PERMIT#

PROPERTY OWNER INFORMATION

PROPERTY OWNER(S) FH7, LLC OWNER PHONE 209-383-6044
OWNER MAILING ADDRESS PO Box 2717 Marced, CA 95344 PARCEL SIZE 133.66 ALRES
E-MAIL ADDRESS office@fagundesdairy.com

CONTRACTOR INFORMATION

CONTRACTOR'S NAME Anthony Medeiros - Medeiros Well Drilling OWNER PHONE
MAILING ADDRESS PO Box 790 Chunchilla, CA 93610
E-MAIL ADDRESS
LICENSE TYPE C57 ESTIMATED START DATE LICENSE # 662856

JOB SITE INFORMATION

JOB ADDRESS Ave 9 and Road 40 Madera, CA APN 049-083-008

WELL INFORMATION (CHECK ALL THAT APPLIES):

TYPE OF WORK		INTENDED USE		
<input checked="" type="checkbox"/> NEW WELL **	<input type="checkbox"/> REPLACEMENT WELL **	<input type="checkbox"/> DOMESTIC	<input checked="" type="checkbox"/> AGRICULTURAL	<input type="checkbox"/> PUBLIC
<input type="checkbox"/> INACTIVE/OUT OF SERVICE	<input type="checkbox"/> DEEPENING/REPAIRS	<input type="checkbox"/> DAIRY	<input type="checkbox"/> CATHODIC	<input type="checkbox"/> INDUSTRIAL
<input type="checkbox"/> DESTRUCTION	<input type="checkbox"/> TEST HOLES/TEST WELLS	<input type="checkbox"/> MULTIPLE/SINGLE SOIL BORING	<input type="checkbox"/> MULTIPLE/SINGLE MONITORING	<input type="checkbox"/> SHARED
		<input type="checkbox"/> OTHER		

WELL CONSTRUCTION INFORMATION (CHECK OR CIRCLE ALL THAT APPLIES)

GRAVEL PACK HARD ROCK OTHER _____

CABLE TOOL REVERSE/DIRECT/AIR ROTARY CASING DRIVEN OTHER _____

CONDUCTOR CASING: MATERIAL Steel DIAMETER 36 INCHES DEPTH 40 FT.

WELL CASING: MANUFACTURER _____ MODEL _____

MATERIAL Steel DIAMETER 16 INCHES GAUGE 5/16" DEPTH 600 FT.

ANNULAR SEAL MATERIAL: DEPTH 20 FT. NEAT CEMENT SAND CEMENT CONCRETE

BENTONITE-PRODUCT TYPE & NAME _____

SEAL PLACEMENT METHOD: PUMP FREE FALL (MUST BE DRY AND LESS THAN 30FT)

WELL DESTRUCTION INFORMATION (CHECK ALL THAT APPLIES)

GRAVEL PACK OPEN BOTTOM UNCASSED OTHER _____ DIAMETER _____ INCHES

TOTAL DEPTH _____ FT. DEPTH TO WATER _____ FT. CASING TO BE PERFORATED _____ FT. TO _____ FT.

FILL MATERIAL BELOW SEAL _____

DESTRUCTION SEAL MATERIAL: NEAT CEMENT SAND CEMENT CONCRETE

BENTONITE-PRODUCT TYPE & NAME _____

MIXED W/WATER DRY APPLICATION

SEAL INTERVAL _____ FT. BELOW GRADE TO TOP OF CASING OTHER _____

CASING CUT OFF _____ FT. BELOW GRADE

SEAL PLACEMENT METHOD: PUMP FREE FALL (MUST BE DRY AND LESS THAN 30FT)

SETBACKS (CHECK ALL THAT APPLIES AND INDICATE DISTANCE)

LEACH LINES _____ FT. SEPTIC TANK _____ FT. ANIMAL ENCLOSURE _____ FT.

PONDING BASIN _____ FT. LAKES STREAM _____ FT. WATER PONDS _____ FT. SEEPAGE PITS _____ FT.

SEWER LINES _____ FT. OTHER WELLS 300+ FT. **HOW MANY WELLS? 2

DECLARATION

I declare under penalty of perjury under the laws of the State of California that the foregoing and attached information and forms are true and correct. I understand that all work is to be done in accordance with the State of California Well Standards and the Madera County Ordinance including any conditions of this permit application or permit issuance. I further understand that any permit issued pursuant to this application is subject to such further conditions as may be deemed necessary to ensure compliance.


APPLICANT SIGNATURE

Lloyd Faundes
PRINT NAME

10/29/23
DATE

FOR COUNTY USE ONLY

RECEIVED MCEHD DATE _____

MAIL EH PICK-UP E-MAIL _____

PAID \$ _____ CK # _____ CASH CCC# _____

- Provide 48-hour notice for all seal placements. Public Well seals are by appointment only.
- This permit is non-transferable and is valid for 180 days.
- Submit a copy of the well log to the Madera County Environmental Health
- See Instruction page of this application for other requirements

COMMENTS/CONDITIONS

JOB CARD: THIS APPLICATION MAY BE USED AS A JOB CARD TO CONSTRUCT IF THE FOLLOWING IS SIGNED BY AN EHS or REHS.

EHS or REHS Signature

Date

INSTRUCTION

APPLICANT/PROPERTY OWNER – PLEASE REVIEW & VERIFY THAT THE FOLLOWING INFORMATION IS INCLUDED WITH YOUR APPLICATION TO ENSURE THAT THE DIVISION CAN PROCESS YOUR APPLICATION IN A TIMELY MANNER OR THE APPLICATION PROCESS WILL BE DELAYED.

- Ag Well** - Written verification from a Groundwater Sustainability Agency (GSA) managing the basin or area of the basin where the well is proposed to be located
- Property Owner(s) Name and Signature – If the parcel has been recently purchased, you may be required to provide a “Proof of Ownership” such as a copy of the recorded “Grant Deed”.
- Plot Plan on official 8 x 11 County approved form. Show accurately and to scale the entire parcel configuration and all property line dimensions including all setbacks and structures. For subject parcel and all affected adjacent lands, show street, nearest intersection, buildings, distances from buildings and property lines, easements, right of ways, existing well(s), all existing and proposed sewage system components, as well as potential sensitive receptors within a 500 foot radius.
- Include detailed description of well construction, intended use, and proposed type of work.
- Contractor Construction Permit Package relating to Workers’ Compensation Insurance disclosures completed
- Payment of permit fees in full.
- ** Meter permit required through Environmental Health Division per County Ordinance 674 **(fees apply)**
- **Complete Water Well Electrical Permit requirements through Building Division **(fees apply)**
- Well Permit Addendum Information Sheet required by Senate Bill 252

*****EXISTING WELL: CHOOSE ONE OPTION BELOW 1, 2, 3, OR 4.*****

- 1. Not Applicable**, no existing Well(s) on the property.
- 2. Destroy** by a Licensed Well Driller **(fees apply)**
- 3. Inactive** for a period of one year **(fees apply)**. An inspection will be conducted by this Division to ensure that the well is being maintained in accordance with Madera County Code 13.52.050, Section Q. At the end of the one-year period the well shall be placed into service or destroyed.
- 4. Maintain.** The existing well will remain in use and will be provided with a dedicated pump and power. If at any time this existing well is no longer useful, it shall be properly destroyed by a C-57 licensed well drilling contractor. In addition, if the existing well has not been used for a period of one year, it shall be considered abandoned, in accordance with Madera County Code Title 13, Chapter 13.52.020 and will be destroyed by a Licensed Well Driller.




DECLARATION

I declare under penalty of perjury under the laws of the State of California that the foregoing and attached information and forms are true and correct. I understand that all works is to be done in accordance with the State of California Well Standards and the Madera County Ordinance including any conditions as may be deemed necessary to ensure compliance.

 _____ **Property Owners Signature**
 _____ **Print Name**
 _____ **Date**

INDEMNIFICATION

I agree, to the fullest extent allowed by law, to indemnify, defend, and hold harmless the County, its Board of Supervisors, commissions, boards, officers, departments, employees, agents, and assigns (hereinafter the “County”) from any allegation, claim, suit, petition, or other action brought against the County under land use law or environmental law, based solely on the issuance of this individual well permit application. Applicant’s duty shall arise at the first allegation, claim, petition, suit, or action brought against the County. Applicant shall, upon the request of the County, defend any action suit or proceeding arising hereunder at Applicant’s expense.

 _____ **Property Owners Signature**
 _____ **Print Name**
 _____ **Date**



Community and Economic Development
Environmental Health Division

Dexter Marr
Deputy Director

200 W. 4th Street, Suite 3100
Madera, CA 93637
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FAX (559) 675-7919
envhealth@maderacounty.com

WELL PERMIT ADDENDUM INFORMATION REQUIRED BY SENATE BILL 252 (2017)
(WATER CODE SECTION 13807 ET SEQ.)

Subject to the exemptions outlined in Water Code Section 13808.4(b), the County of Madera (County) must request from every applicant (or the applicant's agent) for a permit for a new well located within a critically overdrafted basin (as defined in Water Code Section 13807.5(b)) estimates of the below information to the extent that it can be reasonably known as part the permit application. In addition, pursuant to Water Code Section 13808.2, the County must make all such information provided by the applicant (or the applicant's agent) available to the public and groundwater sustainability agencies located within the basin where the proposed well is located.

GENERAL INFORMATION

GPS Coordinates of proposed well: 36.88517, -119.82123 Elevation of proposed well: 346 ft
Depth of proposed well: 600 ft Proposed capacity of proposed well: 100hp
Estimated pumping rate of proposed well: 800 gallons
Anticipated pumping schedule for proposed well: YEAR ROUND
Estimated annual extraction volume from proposed well: 133
Estimated cumulative extraction volume from proposed well up to January 1, 2020: _____
Size (in acres) of area to be served by proposed well: 133.66 Please include map of the location with the application.
Planned category of use of proposed well: Irrigation (e.g. irrigation, stock, domestic, municipal, industrial, or other)

GEOLOGICAL SITING INFORMATION

Water table depth: _____ Seasonal Fluctuations: _____
Recharge area: _____ Recharge rate: _____
Location of the flood plain: _____
Any other relevant information: _____
Groundwater Basin: Madera Subbasin

POLLUTION SOURCE INFORMATION

Distance of proposed well from any onsite potential pollution sources: _____
Distance of proposed well from potential pollution sources on adjacent properties: _____
(Potential pollution sources include, but are not limited to, existing septic systems, proposed septic systems, wells, animal or fowl enclosures, transmission lines and sewer lines)

SURFACE WATER LOCATION INFORMATION

Distance from all ponds within 300 feet of proposed well: _____
Distance from all lakes within 300 feet of proposed well: _____
Distance from all streams within 300 feet of proposed well: _____

INFORMATION RELATED TO EXISTING WELLS ON THE PROPERTY (INCLUDE ALL WELLS)

Well (s) use: 1-domestic irrigation Well(s) depth: UNKNOWN Well(s) diameter: UNKNOWN
Screen intervals: _____ Pumping rate(s): _____
Estimated or measured annual extraction volume(s): _____
If available, specific capacity or other pumping tests completed. Attached Y/N: _____
If you believe that the proposed well will be located below Corcoran clay, provide a map showing the location of canals, ditches, pipelines, utility corridors and roads within two miles. Attached Y / N

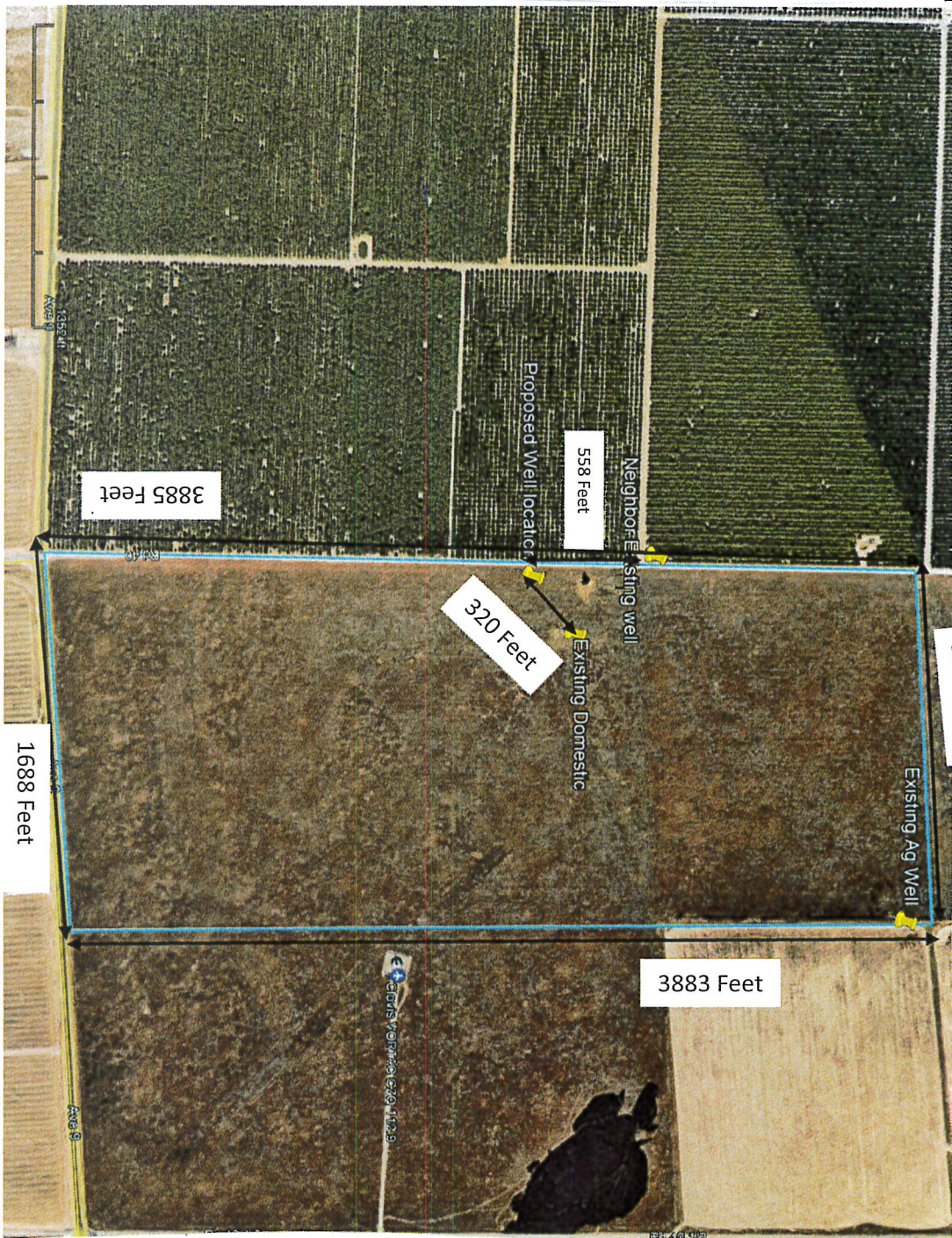
Permit # _____

APN: 049-183-008

MADERA COUNTY PLOT PLAN

Permit Number:

Plot Pla



Scale 1 3/4" = 1352'

Draw an arrow to identify North direction

N

By signing this document, I declare that the foregoing and attached information forms are true and correct to the best of my knowledge.

Signature

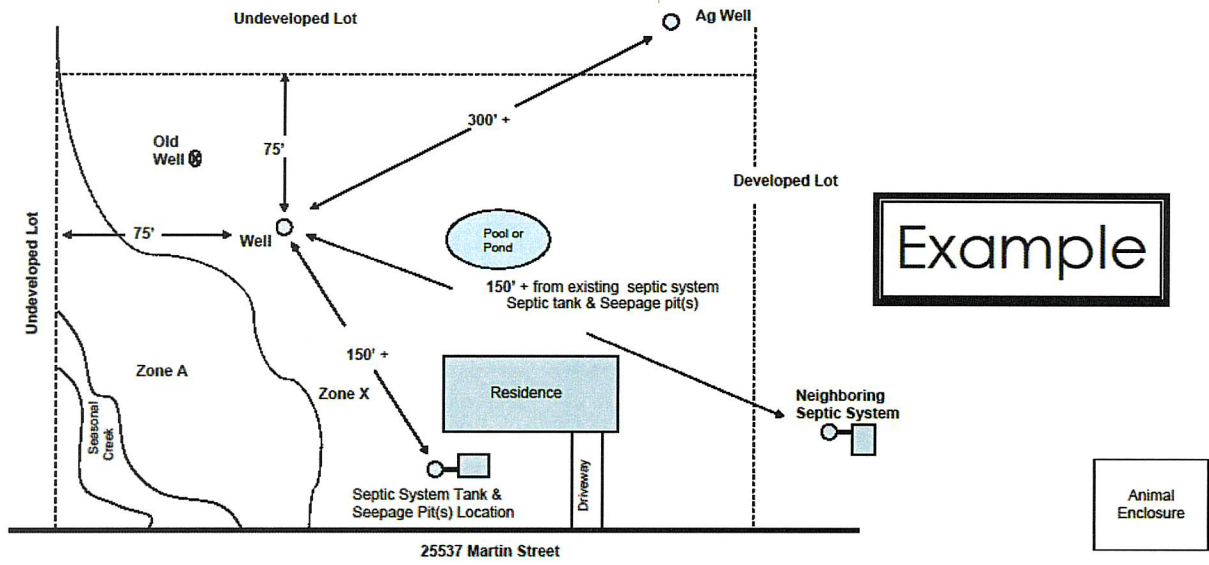
Loyd Fagundes

Printed Name

Loyd Fagundes

Date

6/29/23



I declare under penalty of perjury under the laws of the State of California that the foregoing and attached information forms are true and correct.

Signature [Signature] Print Name John Redpath Date: 2/26/09

↑
N (indicate North direction by drawing arrow)
Scale: ~ 1 in = 50 ft

MCC 13.52.050(B) Well Standards.

Well Location. All well(s) shall be constructed to prevent the entrance of surface water and contaminated groundwater into the well or into the producing aquifer, and shall be separated a safe distance from potential sources of contamination and pollution. The following minimum horizontal distances shall be maintained for all wells furnishing potable water for human consumption:

(Distances in feet)	Agricultural Well	Domestic Well	Public Well*
Agricultural Wells		300	300
Areas of intense animal confinement	100	100	100
Leach line or disposal field	150	100	150
Seepage pit or cesspool	150	150	150
Septic tank	150	100	150
Sewer line	50	50	50

*The above separation distances are for wells with adequate annular seals drilled in dry upper consolidated formations that are less permeable than sand. Wells drilled in fractured rock formations need to have much greater separation distances.

Indemnity and Hold Harmless Agreement

Applicant agrees that it has the contracted duty (hereinafter "the duty"), to the fullest extent allowed by law, to indemnify, defend, and hold harmless the County, its Board of Supervisors, commissions, officers, employees, agents and assigns (hereinafter the "County") from and against any and all claims, petitions, demands, liability, judgments, awards, interest, attorney fees, costs, expert fees, and expenses arising out of, or in any way connected with, any permit or other approval issued by the County and/or its boards, commissions, or departments, whether in tort, contract, writ of mandamus, or otherwise. Applicant's defense and indemnity obligations under this Agreement shall apply, regardless of intent or fault, to any allegation or claim of liability brought against the County based on any permit or other approval issued by the County. including but not limited to land use and environmental law actions. Applicant's duty shall arise at the first claim, petition, or allegation of liability against the County. Applicant will on request and at its expense, defend any action suit or proceeding arising hereunder. This duty shall not be limited to any claims, petitions, demands, liability, judgments, awards, interest, attorney fees, costs, expert fees, and/or expenses that may arise during the term of this Agreement but shall also apply to all such claims and the like, after the term of this Agreement. In the event that Applicant is required to defend the County in connection with any legal proceeding, the County shall have and retain the right to approve:

- a. The counsel to defend County, at a cost not exceeding the prevailing and reasonable rates for counsel practicing environmental and land use law in the State of California or practicing any other area of law that the County determines that the claim or action may reasonably require; and
- b. All significant decisions concerning the manner in which the defense is conducted; and
- c. Any and all settlements, which approval shall not be unreasonably withheld.

The County shall have and retains the right to not participate in the defense of a proceeding, except that the County agrees to reasonably cooperate with Applicant in the defense of such proceeding. If County Counsel participates in the defense in any way, whether or not as counsel of record, all County Counsel attorney fees and costs shall be paid by Applicant.

IN WITNESS WHEREOF, the Parties hereto have executed this Agreement on the Agreement Date.

APPLICANT:

COUNTY OF MADERA:

By: Lloyd Fagundes
Signature: *Lloyd Fagundes*
Date: 6/22/23

By: _____
Title: _____
Date: _____