

NOTICE OF EXEMPTION

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

From: Department of Water Resources
Division of Operations and Maintenance
1516 9th Street
Sacramento, California 95814

Project Title: Amendment No. 1 to the Agreement among the Department of Water Resources of the State of California, County of Kings, Tulare Lake Basin Water Storage District for a Change in Point of Delivery of a Portion of the County of Kings' State Water Project Water Supplies (SWPAO #02031-A)

Location – Specific: From the Delta to Westlands Water District's turnout(s) located in Reaches 6 and 7 of the California Aqueduct

Location -- County: Kings

Description of Activity: The original Agreement, SWPAO #02031, executed March 10, 2006, sets forth the terms and conditions for the change in point of delivery of up to 200 acre-feet of the County of Kings' (County) approved annual Table A Amount from Tulare Lake Basin Water Storage District's (TLBWSD) turnouts in Reach 8C to Westlands Water District's (WWD) turnouts in Reaches 6 and 7 of the California Aqueduct through December 31, 2035. The water delivered to WWD's turnouts under this Agreement is on behalf of MRP San Joaquin Energy LLC for the Henrietta Peaker Power Plant, which is within the County's service area.

In order to better manage its water supply, the County has requested for DWR's approval to also be able to use a portion of its Article 56 Carryover Water in delivering water to WWD's turnouts under SWPAO #02031. The total water quantity, delivery locations and use remain the same.

This Amendment to SWPAO #02031 approves the change in point of delivery of a total combined amount of up to 200 acre-feet per year of the County's approved annual Table A Amount and/or Article 56 Carryover Water to WWD's turnouts in Reaches 6 and 7 of the California Aqueduct.

Name of Public Agency Approving or Carrying Out Activity: County of Kings (Lead Agency), TLBWSD, WWD, and DWR (Responsible 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:

- a. The proposed project is a water management operation using only existing facilities.
- b. The project will not support new development or a change in land use.
- c. The project does not establish a new permanent source of water supply.

Responsible Agency Contact Person: Patrick Luzuriaga

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Department of Water Resources

Date: 3/11/2022

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