



CAWCD Policy for Marketing of Excess Water for Non-Indian Agriculture Use - 2004 through 2030

BACKGROUND

The Repayment Settlement Stipulation provides that CAWCD may, at its discretion, establish programs for the sale of Excess Water in various categories and with different charges. It specifically provides for a category reserved exclusively for Non-Indian Agriculture (NIA).

As part of the overall water allocation resolution and to allow the GRIC settlement to proceed, the NIA subcontractors are being required to give up claims to long-term NIA water allocations. To convince them to do so, they must have an assurance of a reasonable supply of reasonably priced Excess Water beginning in 2004 when the current program expires and continuing through 2030. Staff analysis of future water supply, expected demands for Excess Water, and monthly delivery demands give assurance that CAWCD can commit to the highest priority of Excess Water and delivery capacity through 2030 for NIA use.

The attached discussion documents describe an exclusive category of NIA Excess Water beginning at 400,000 af with stepped reductions to 225,000 af ending in 2030. The price would be only the energy component of costs. There are certain restrictions that require use of some NIA water to be eligible for participation as a groundwater savings facility with a partner that is purchasing incentive priced recharge water.

POLICY

It is the policy of CAWCD to promote the continued use of Excess CAP Water by Non-Indian Agriculture (NIA). This policy establishes a program that provides:

- A. As long as Excess Water is available, CAWCD shall reserve and make available for exclusively NIA use at least 400,000 af/year for the period 2004 through 2016, 300,000 af/year for the period 2017 through 2023, and 225,000 af/year for the period 2024 through 2030. This use shall be the highest priority use for Excess Water.
- B. The charge for NIA use Excess Water will be equal to the Pumping Energy Charge established for delivery of water to long-term contractors and subcontractors.
- C. The right to monthly delivery capacity for scheduled NIA water shall be equal to the rights of long-term contractors and subcontractors.
- D. A program for determining the allocation of the NIA pool among eligible users and for determining the eligibility to participate as a groundwater savings facility will be established.

NOTE: The definitions for Excess Water, Pumping Energy Charge, and long-term contractors and subcontractors are the definitions provided in the Repayment Settlement Stipulation.