RESOLUTIO

RESOLUTION REGARDING WATER RIG

TO THE SAN LUIS OBISPO FLOOD CONTRO

DISTRICT.

WHEREAS the City Council of the City of

Robles entered into an agreement with the San Luis Obi

County Flood Control and Water Conservation District, called

District, on July 5, 1960; and

WHEREAS a supplement thereto was made and executed

by the City and District on November 20, 1961 for the pur-

pose of clarification of certain permit and application

numbers, and for extending the time for performance by District

for completion of a dam on either Jack Creek or Santa Rita Creek

until October 30, 1964; and

WHEREAS pursuant to said agreement as amended this

City did assign, among other things Permit No. 8471 hereto-

fore granted to City for the storage of water in the reservoir

back of Santa Margarita-Salinas Dam; and

WHEREAS the Directors of District appointed a

committee to enter into negotiations with representatives

with the City of San Luis Obispo in an attempt to resolve

the problems and fix a formula for the allocation of the

Salinas Reservoir yield; and

WHEREAS said committee reported to the Board of

Supervisors, who are ex-officio Directors of District, on

September 23, 1963 that no basis was found for working out

compromise solution of the allocation of the Salinas

ir yield; and

EAS said basic agreement entered into on July

d District included the assignment of the

for storage of water in the Salinas

Reservoir, and applications for permits for the construction of dams and reservoirs for storage of water behind such structures in the Paso Robles Creek areas, including Jack and Santa Rita Creek; and

WHEREAS City of San Luis Obispo has recently applied to the Corps of Engineers of the United States Army for permission to deliver to said City 4407 acre feet of water from the Salinas Reservoir and deliver to said City during the period May 1, 1963 through April 30, 1964, an historic high in the quantity of water ever withdrawn from said reservoir for said purposes; and

WHEREAS City of San Luis Obispo for some time past has discontinued the use of production of water from its well fields, and is not utilizing the extensive quantity of water available from the Whale Rock Reservoir; and

WHEREAS the Corps of Engineers allocation is clearly detrimental to the best interest of the residents of the City of El Paso de Robles and of the other residents of Zone 2 of your District,

NOW THEREFORE THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES does unanimously resolve as follows:

1. That the Honorable Board of Supervisors of San Luis Obispo County, California and the San Luis Obispo Flood Control and Water Conservation District are urgently requested to take immediate steps to challenge the validity of the Corps of Engineers' allocation of 4407 acre feet of water for the City of San Luis Obispo, and seek to have such allocation reduced to a figure not to exceed 2500 acre feet during the twelve month period commencing May 1, 1963;

2. That this Council goes on record that the most vigorous action be immediately undertaken by the District to protect the integrity of all water rights heretofore assigned

by this City to our county wide flood control and water conservation district pursuant to the agreement of July 5, 1960, as amended on the 20th day of November, 1961;

3. That this Council wishes to memorialize its concern that the clear intent of such agreement, as amended, and the value of said water rights are being challenged by the ruthless and unreasonable action of the City of San Luis Obispo, all to the irrevocable damage to residents of Zone 2 of District; and

4. That Mayor Barney Schwartz and City Attorney James A. Madden are hereby appointed as representatives for the purpose of conferring with and assisting the Board of Supervisors of San Luis Obispo County in taking all immediate and remedial steps necessary to protect the water rights heretofore assigned by this City for the purpose of use in Zone 2, as aforesaid, from the unwarranted infringements of the City of San Luis Obispo.

PASSED and ADOPTED this 30th day of September, 1963.

Barney Schwartz
MAYOR

ATTEST:

Donald B. Keefer
DEPUTY CITY CLERK