



**GREATER KAWEAH  
GROUNDWATER  
SUSTAINABILITY  
AGENCY  
JOINT POWERS  
AUTHORITY**

October 4, 2016

**VIA EMAIL AND U.S. MAIL**

Mark Nordberg, GSA Project Manager  
Sustainable Groundwater Management Program  
California Department of Water Resources  
901 P Street, Room 213-B  
Sacramento, CA 94236  
Email: [Mark.Nordberg@water.ca.gov](mailto:Mark.Nordberg@water.ca.gov)

**DON MILLS,**  
Chairman

**CHRIS TANTAU,**  
Vice-Chairman

**MARK LARSEN,**  
Secretary

**RE: *Notice of the Greater Kaweah Groundwater Sustainability Agency Joint Powers Authority's Intent to Serve as a Groundwater Sustainability Agency for a Portion of the Kaweah Subbasin***

**COUNTY OF TULARE**

**KAWEAH DELTA  
WATER  
CONSERVATION  
DISTRICT**

**KINGS COUNTY WATER  
DISTRICT**

**LAKESIDE IRRIGATION  
WATER DISTRICT**

**ST. JOHNS WATER  
DISTRICT**

Dear Mr. Nordberg:

Pursuant to Water Code Section 10723.8, please consider this correspondence the Greater Kaweah Groundwater Sustainability Agency Joint Powers Authority's ("Authority") notification of its intent to serve as a Groundwater Sustainability Agency ("GSA") for a portion of the Kaweah Subbasin (5-22.11) of the San Joaquin Valley Groundwater Basin.

***Joint Powers Authority Agreement***

The Authority is formed by a joint powers agreement pursuant to Government Code Section 6500, *et al.* The Authority is comprised of five member public agencies as follows: the County of Tulare, Kaweah Delta Water Conservation District, Kings County Water District, Lakeside Irrigation Water District, and St. Johns Water District. Attached hereto as Exhibit A is a copy of the executed joint power agreement. At this time, the Authority has not adopted any new bylaws or ordinances.

***Notice Within 30 Days of Election***

On October 3, 2016, the Authority held a public hearing to consider serving as a GSA. The public hearing was noticed in the Visalia Times Delta, Tulare Advance-Register, and Hanford Sentinel, as is required pursuant to Water Code Section 10723(b) and Government Code Section 6066. Attached hereto as Exhibit B is the notice of public hearing and declaration of publications from each respective newspaper.

2975 N. Farmersville Blvd.  
Farmersville, CA 93223  
Phone (559) 747-5601  
Fax (559) 747-1989

The Authority received one written comment prior to the hearing regarding the eastern edge of the Authority's proposed GSA boundary. The Authority received several oral comments during the public hearing, all regarding the Authority's proposed GSA boundaries. After considering all written and oral comments, the Board of Directors unanimously elected to be the GSA for a portion of the Kaweah Subbasin. Attached hereto as Exhibit C is a copy of the Resolution of the Board of Directors approving such election.

### ***Service Area Boundaries***

Pursuant to Water Code Section 10723.8(a)(1), a copy of the Authority's service area boundaries, the boundaries of a portion of the basin the Authority intends to manage, and the other agencies managing or proposing to manage groundwater within the subbasin is attached hereto as Exhibit D.

### ***List of Interested Parties***

Pursuant to Water Code Section 10723.8(a)(4), the Authority has developed and will maintain a list of interested persons pursuant to Water Code Section 10723.2. The Authority will consider all interests of beneficial users and users of groundwater in developing and operating its GSA and developing and implementing its Groundwater Sustainability Plan (GSP).

The Authority's joint powers agreement mandates that three standing committees must be formed within 120 days of the Authority's formation: a Rural Communities Committee, a Stakeholder Committee and a Technical Advisory Committee. The Rural Communities Committee shall include representatives of public water systems as defined in California Health & Safety Code Section 116275, included but not limited to, cities, public utility districts, and community service districts located within the boundaries of the Authority. The Rural Communities Committee shall have one representative serve on the Authority's Board of Directors. The Stakeholder Committee shall be comprised of representatives falling within the categories of interested persons or representatives of interested entities as described in Water Code Section 10723.2. The Stakeholder Committee shall have one representative serve on the Authority's Board of Directors. Finally, each Board of Director shall be entitled to appoint one person to the Technical Advisory Committee, which said committee shall not have a seat on the Board of Directors. The Authority may at a future date form further committees should the need arise to ensure representation of all interests of beneficial users and users of groundwater.

The following list identifies interested parties pursuant to Water Code Section 10723.2 and how their interests will be considered as described above:

(a)(1) Agricultural users – Holders of overlying groundwater rights

Agricultural users are represented on the Board of Directors through many of the member agencies. In addition, agricultural users could seek representation on the Stakeholder Committee.

(a)(2) Domestic well owners – Holders of overlying groundwater rights

Domestic well owners are represented on the Board of Directors through the County of Tulare. In addition, domestic well owners could seek representation on the Stakeholder Committee.

(b) Public water systems

Public water systems are provided their own committee, the Rural Communities Committee, and could seek representation on the Stakeholder Committee. In addition, a specific seat is reserved on the Board of Directors for Cal Water, a water corporation owning and operating a public water system in the Kaweah Subbasin.

(c) Municipal well operators

Municipal well operators are provided representation in the Rural Communities Committee, and could seek representation on the Stakeholder Committee.

(d) Local land use planning agencies

Local land use planning agencies, including counties and cities, are represented on the Board of Directors, in the Rural Communities Committee and could seek representation on the Stakeholder Committee.

(e) Environmental users of groundwater

The Authority has attempted to determine what, if any, environmental users of groundwater there may be in the Kaweah Subbasin. At this time, it is unknown whether such use exists. Nonetheless, environmental groups could seek representation on the Stakeholder Committee. The Authority will continue to consider and evaluate whether such use does exist.

(f) Surface water users, if there is a hydrologic connection between surface and groundwater bodies

It is unknown at this time if such users exist in the Kaweah Subbasin. However, the Authority will continue to consider and evaluate whether such use does exist. If it is determined such use exists within the boundaries of the Authority, such users could seek representation on the Stakeholder Committee.

(g) The federal government, including, but not limited to, the military and managers of federal lands.

The Authority has attempted to determine what, if any, federal lands and/or federal areas are in need of representation in the Kaweah Subbasin. At this time, it does not appear such need exists. However, the Authority will continue to consider and evaluate whether such representation is needed. If so, representation could be included in the Stakeholder Committee.

(h) California Native American Tribes

The Authority will reach out to local tribes. A representative from local tribes could seek representation on the Stakeholder Committee.

(i) Disadvantaged communities, including, but not limited to, those served by private domestic wells or small community water systems.

Disadvantaged communities are represented in the Rural Communities Committee as well as through various member agencies on the Board of Directors, and could seek representation on the Stakeholder Committee.

(j) Entities listed in Section 10927 that are monitoring and reporting groundwater elevations in all or a part of a groundwater basin managed by the groundwater sustainability agency.

Kaweah Delta Water Conservation District is an entity listed in Section 10927, which has two seats on the Authority's Board of Directors. The Authority will continue to evaluate and consider any other entities which might fall within Section 10927.

Should DWR have any questions or require any further information regarding this notice of intent, please contact Secretary Mark Larsen at (559)747-5601, or [mlarsen@kdwcd.com](mailto:mlarsen@kdwcd.com).

Very truly yours,



Mark Larsen, Secretary

cc: Mike McKenzie, South Central Region

**EXHIBIT A**

**JOINT POWERS AUTHORITY**

---

**NOI**

---

**GREATER KAWEAH  
GROUNDWATER SUSTAINABILITY AGENCY**

---

**AGREEMENT TO FORM A JOINT POWERS AUTHORITY  
GREATER KAWEAH GROUNDWATER SUSTAINABILITY AGENCY**

THIS AGREEMENT ("Agreement") is made August 23, 2016, by and between KAWEAH DELTA WATER CONSERVATION DISTRICT ("KDWCD"), COUNTY OF TULARE ("County"), KINGS COUNTY WATER DISTRICT ("KCWD"), and LAKESIDE IRRIGATION WATER DISTRICT ("LIWD") and ST. JOHNS WATER DISTRICT ("SJWD") (hereinafter referred to individually as "Member" and collectively as "Members"), in light of the following:

**RECITALS**

A. During September 2014, Governor Brown signed three bills (SB 1168, SB 1319, and AB 1739) into law creating the Sustainable Groundwater Management Act ("SGMA").

B. SGMA authorizes the formation of an entity called a Groundwater Sustainability Agency ("GSA"), one or more of which are authorized to be responsible for implementing provisions of SGMA as to each groundwater basin and subbasin falling within the provisions of SGMA.

C. The Members overlie the Kaweah Subbasin (5-22.11 of the Department of Water Resources Bulletin 118 classifications) ("Subbasin") of the San Joaquin Valley Basin, an unadjudicated groundwater basin, portions of which underlie the jurisdictional boundaries of each Member.

D. Each of the Members to this Agreement is a local government entity with either water supply, water management, or land use responsibilities within the Subbasin and is qualified individually to serve as a GSA under the provisions of SGMA.

E. Under SGMA, a combination of local agencies may elect to form a GSA through a joint powers agreement.

F. The Members intend by this Agreement to create a joint powers authority that will elect to become a GSA for their jurisdictional areas covering a portion of the Subbasin.

G. Under SGMA, each GSA will be responsible for assuming its regulatory role by June 30, 2017, and for submitting a Groundwater Sustainability Plan ("GSP") to the Department of Water Resources by January 31, 2020.

H. The Members intend to work cooperatively with other GSAs in the Subbasin for purposes of developing a GSP and entering into a Coordination Agreement if necessary.

Revision Date: August 12, 2016

TULARE COUNTY AGREEMENT NO. 27809

I. The Members desire, once successfully electing to be a GSA, to begin collecting and organizing data, engaging and retaining experts and consultants, and soliciting feedback from beneficial users, users of groundwater and interested parties within the portion of the Subbasin subject to their jurisdiction, for the purpose of preparing a GSP and for the purpose of negotiating Coordination Agreements with the other GSAs in the Subbasin.

J. The Members intend by this Agreement to provide for the management and funding commitments reasonably anticipated to be necessary for the above purposes.

K. The Members intend by this Agreement to provide a framework for cooperative efforts for all entities and individuals within the Authority's jurisdictional area and to implement SGMA in the most effective, efficient, and fair way reasonably possible, and at the lowest reasonable cost.

NOW THEREFORE, in consideration of the promises, terms, conditions, and covenants contained herein, the Members hereby agree as follows:

## ARTICLE I

### GENERAL PROVISIONS

Section 1.01. Creation of Authority. Pursuant to California Government Code Section 6500 *et seq.*, there is hereby created a public entity to be known as the "Greater Kaweah Groundwater Sustainability Agency" (hereinafter referred to as the "Authority"), which shall be a public entity separate and apart from the Members, and shall administer this Agreement.

Section 1.02. Purpose. The purposes of this Agreement are:

- (a) To create a Joint Powers Authority separate from its Members that will elect to be the GSA for a portion of the Subbasin;
- (b) To develop, adopt, and implement a GSP in order to implement SGMA's requirements and achieve sustainability goals outlined in SGMA; and
- (c) To enter into a Coordination Agreement or similar agreement with other GSAs in order to meet the sustainability requirements outlined in SGMA.

## ARTICLE II

### POWERS

Section 2.01. Powers. The Authority is hereby authorized, in its own name, to do all acts necessary for the exercise of all powers authorized under SGMA and necessary to satisfy the requirements of SGMA. The Authority shall exercise powers only as authorized by law as identified in Section 2.04 herein.

Section 2.02. Restrictions on the Exercise of Powers. Pursuant to Government Code Section 6509 *et seq.*, the powers of the Authority shall be exercised and restricted in the same manner as those imposed upon the County.

Section 2.03. Obligations of the Authority. No debt, liability or obligation of the Authority shall constitute a debt, liability or obligation of any of the Members, appointed members of the Board of Directors, or committee members.

Section 2.04. Water Right. As provided in Water Code Section 10720.5 of SGMA, the Authority and all of its Members confirm that groundwater management under this Authority shall be consistent with Section 2 of Article X of the California Constitution and that any groundwater sustainability plan adopted by the Authority shall not determine or alter surface water rights or groundwater rights under common law or any provision of law that determines or grants surface water rights.

### ARTICLE III

#### GOVERNING BODY

Section 3.01. Governing Board. The Authority shall be administered by a Board of Directors (“Board”), composed of Directors and alternate Directors as described herein, to serve at the pleasure of their appointive governing body. All voting power of the Authority shall reside in the Board.

(a) The Board shall consist of Directors who shall be appointed as follows:

- (1) Two elected members of the governing body of KDWCD.
- (2) One elected member of the governing body of each Member entity, other than KDWCD.
- (3) A representative of California Water Service Company (“Cal Water”), nominated by Cal Water and appointed by the Board.
- (4) A representative of the Stakeholder Committee, as hereinafter described, nominated by said committee and appointed by the Board.
- (5) A representative of the Rural Communities Committee, as hereinafter described, nominated by said committee and appointed by the Board.

(b) Each Member shall appoint one person, who is either an elected member of the governing body of the Member entity or on the staff of such Member entity, to serve as an alternate Director of the Board in the same manner as the Director is appointed by the Member. Each other entity entitled to a seat on the Board, whether Cal Water, the Stakeholders Committee, or the Rural Communities Committee, shall also nominate a person to serve

in like manner as an alternate Director of the Board, subject to Board appointment. Any such alternates shall be empowered to cast votes in the absence of the regular Directors or, in the event of a conflict of interest preventing the regular Director from voting, to vote because of such conflict of interest.

(c) Directors and alternate Directors shall serve at the pleasure of the Board and may be removed or replaced as follows:

- (1) Directors appointed by Members may be removed or replaced at any time by their governing board; and
- (2) Appointees of the Board may be removed or replaced by the Board for failure to attend at least three (3) consecutive Board meetings without excuse, or may also be removed or replaced at any time by the appointee's governing board or nominating committee.
- (3) A Director who is no longer either an elected member of the governing body of the entity or on the staff of such entity that qualified such director to serve on the Board shall be deemed automatically removed from the Board.

Section 3.02. Meetings of the Board. The Board shall provide for calling and conducting its regular meetings and special meetings, in accordance with Government Code Section 54950 *et seq.*

Section 3.03. Minutes. The Secretary shall cause to be kept summary minutes of the meetings of the Board and shall, as soon as possible after each meeting, cause a copy of the summary minutes to be forwarded to each Director and to each of the Members.

Section 3.04. Voting. Each Director shall have one vote.

Section 3.05. Quorum; Required Votes; Approval. A quorum of the Board for convening of any meeting shall consist of a majority of all Directors, or in the absence of a Director, such Director's designated alternate. A quorum of the Board must be present at the time of any vote on any matter before the Board. An affirmative vote of at least a majority of all Directors, or designated alternate Director, present in a quorum of the Board, shall be required for any action of the Board. Notwithstanding the foregoing, approval of certain types of matters shall require the approval of two-thirds of the Directors of the Board. The items requiring approval of two-thirds of the Directors of the Board are agenda items related to budgets, assessments, litigation, the hiring or termination of the chief executive officer, the adoption of the GSP, the addition of new Members, the termination of Members or Cal Water, and amendments of this Agreement. Directors representing a Member who is delinquent in any past or present monetary contributions may be asked to abstain from voting on all matters.

Section 3.06. Bylaws. The Board may adopt bylaws and governing regulations consistent with this Agreement, which may be amended from time to time, for the conduct of its meetings as are necessary for the purposes hereof.

Section 3.07. Terms of Office. The term of office for LIWD, KCWD and SJWD representatives serving on the Board, and the appointed representative from Cal Water, is four (4) years. For the purpose of providing staggered terms of office, the initial term of the Directors appointed by the County and KDWCD, and the Directors appointed by the Stakeholder Committee and the Rural Communities Committee, shall be for a period of two (2) years. Thereafter, the term of office for each representative appointed by the County, KDWCD, the Stakeholder Committee and the Rural Communities Committee, shall be for a period of four (4) years.

#### ARTICLE IV

#### COMMITTEES

Section 4.01. Committee Formation. Committees shall be formed by the Board in order to advise the Board on matters that fall within the scope of the particular committee's assignment. Committees may be standing committees or *ad hoc* committees. The Board shall appoint one Director or alternate Director to be a member of and the Chair of each committee. Committees shall meet as often as directed by the Board or, if no such direction is given, as often as necessary, as determined by the Chair of the committee. Three standing committees shall be formed as soon as reasonably practical, but in no event later than one hundred and twenty (120) days of formation of the Authority. They are as follows:

- (a) Stakeholder Committee. Committee members shall fall within categories of interested persons or representatives of interested entities as described in SGMA. Committee members shall be appointed by the Board from among applicants.
- (b) Rural Communities Committee. Committee members shall be representatives of public water systems as defined in California Health & Safety Code §116275, including but not limited to, cities, public utility districts, and community service districts, located within the boundaries of the Authority. Committee members shall be appointed by the Board from among applicants.
- (c) Technical Advisory Committee. Each Director shall be entitled to appoint one technical person to be a member of the Technical Advisory Committee.

## ARTICLE V

### OFFICERS AND EMPLOYEES

Section 5.01. Chair and Vice-Chair. Each year the Board shall elect a Chair and a Vice-Chair from among the Directors. The Chair and the Vice-Chair shall serve at the pleasure of the Board and shall perform the duties normally required of said offices.

- (a) The Chair shall (1) preside at and conduct each meeting of the Board, (2) represent the Board as directed by the Board, (3) be an ex-officio member of each committee established by the Board, and (4) perform such other duties as may be imposed by said Board;
- (b) The Vice-Chair shall act and perform all of the Chair's duties in the absence of the Chair; and
- (c) The Chair or Vice-Chair may sign all contracts and agreements as approved by the Board.

Section 5.02. Secretary. The Board shall appoint a Secretary from among the employees of the Authority, or if no such employees exist, a consultant. The Secretary shall serve at the pleasure of the Board. The Secretary shall act on behalf of the Authority and perform such other duties as may be imposed by the Board. The Secretary may sign agreements for the Authority when authorized by the Board.

Section 5.03. Treasurer and Auditor.

- (a) The County Treasurer shall be the depository, shall have custody of all the money of the Authority from whatever source, and shall have the duties and obligations of the Treasurer as set forth in Government Code Sections 6505 and 6505.5. The County Treasurer shall be responsible for receiving quarterly reports from the Secretary and verifying the balance of this report with respect to the balance as maintained by the records of the County Auditor.
- (b) The County Auditor shall assure strict accountability of all receipts and disbursements of the Authority and shall make arrangements with a certified public accountant or firm of certified public accountants for the annual audit of accounts and records of the Authority.

Section 5.03. Officers in Charge of Records; Funds; and Accounts. Pursuant to Government Code Section 6505.1, the County Treasurer shall have charge of, handle and have access to all accounts, funds and money of the Authority and all records of the Authority relating thereto; and the Secretary shall have charge of, handle and have access to all other records of the Authority.

Section 5.04. Employees and Consultants. The Board may hire employees and consultants, including engineers, accountants and attorneys, to provide services and leadership to the Authority to accomplish the purposes of the Authority.

## ARTICLE VI

### ACCOUNTS AND REPORTS; FUNDS

Section 6.01. Accounts and Reports. The County Auditor shall establish and maintain such funds and accounts as may be required by good accounting practice. The books and records of the Authority shall be open to inspection at all reasonable times by the public and representatives of the Members. The County Auditor, within 120 days after the close of each Fiscal Year, shall give a complete written report of all financial activities for such Fiscal Year to the Members.

Section 6.02. Annual Budget. The Board shall adopt a budget for the Authority. The County shall provide funds as set forth in the adopted budget. Should the County contribute grant funds such funds shall be restricted to the approved grant tasks. Members other than the County, and Cal Water, shall make contributions which shall be included in the budget adopted by the Board. A Director's affirmative vote to approve a budget does not constitute consent to finance or otherwise participate in any project or projects within that budget.

Section 6.03. Intention for Reimbursement for Expenditures from Grant Proceeds. It is the intention of the Members that the advancement of monies by any Members or Cal Water for expenses of the operational needs of the Authority shall be reimbursed from the proceeds of grants, if grant funds are obtained and such reimbursement is allowable under the terms of any grant agreement.

Section 6.04. Assessment of Members. The Board may vote to assess Members and Cal Water for a share of costs incurred by the Authority or which are anticipated to be incurred by the Authority. All assessments shall be paid by Members and Cal Water within sixty (60) days of the approval of the assessment by the Board. Any Member or entity failing to timely pay an assessment may lose its privilege to vote on any item presented to the Board, until such assessment is paid.

## ARTICLE VII

### MEMBERSHIP

Section 7.01. Other Members. The Board may vote to approve other entities to be a Member of the Authority with representatives serving as Director and alternate Director on the Board. The Board may vote to remove any Member as a member of the Authority and may vote to remove Cal Water's representation on the Board.

## ARTICLE VIII

### TERM; WITHDRAWAL; TERMINATION

Section 8.01. Term. The Members hereby agree to establish the Authority to last in perpetuity. This Agreement may be rescinded and the Authority terminated by unanimous written consent of all Members.

Section 8.02. Withdrawal of Member. A Member may terminate its membership in the Authority at any time upon giving written notice of the withdrawal to the Authority. Cal Water may similarly withdraw its position on the Board of Directors at any time upon giving written notice of the withdrawal to the Authority. Any Member or Cal Water who withdraws shall remain obligated to pay its share of all debts, liabilities, and obligations incurred or accrued prior to the effective date of such withdrawal.

Section 8.03. Disposition of Assets. Upon termination of the Authority, any assets shall be returned to the Members and Cal Water in the same proportion said Members have funded such reserves or surplus, in accordance with California Government Code Section 6512.

## ARTICLE IX

### MISCELLANEOUS PROVISIONS

Section 9.01. Amendments. This Agreement may be amended by the Board at any time, or from time to time.

Section 9.02. Indemnification. The Authority shall indemnify, defend, and save harmless the Members, their officers, agents, and employees, and appointed members of the Board of Directors, their officers, agents, and employees, and committee members, their officers, agents, and employees, from and against any and all claims and losses whatsoever, occurring or resulting to persons, firms, or corporations furnishing or supplying work, services, materials or supplies to the Authority in connection with the performance of this Agreement, and, except as expressly provided by law, from any and all claims and losses accruing or resulting to any persons, firm or corporation, for damage, injury, or death arising out of or connected with the Authority's performance of its obligations under this Agreement. Nothing herein shall limit the right of the Authority to purchase insurance or to create a self-insurance mechanism to provide coverage for the foregoing indemnity.

Section 9.03. Insurance. The Authority shall obtain insurance for all Members, appointed Board members, and committee members, including but not limited to directors and officers liability insurance and general liability insurance containing policy limits in such amounts as the Board of Directors shall determine will be necessary to adequately insure against the risks of liability that may be incurred by the Authority.

Section 9.04. Severability. If any provision of this Agreement is determined to be invalid or unenforceable, the remaining provisions will remain in force and unaffected to the fullest extent permitted by law and regulation.

Section 9.05. Secretary of State Filing Requirements. The Chairman of the Board of Directors of the Authority shall file a Notice of this Agreement with the Office of the California Secretary of State within thirty (30) days of its effective date, as required by Government Code Section 6503.5 and within seventy (70) days of its effective date as required by Government Code Section 53051.

IN WITNESS WHEREOF, the Members hereto execute this Agreement to be effective on the date first written above.

County: COUNTY OF TULARE By: <u>Mike Ennis</u> Mike Ennis, Chairman Board of Supervisors	KDWCD: KAWEAH DELTA WATER CONSERVATION DISTRICT By: <u>Don Mills</u> Don Mills, President
KCWD: KINGS COUNTY WATER DISTRICT By: <u>Ernie Taylor</u> Ernie Taylor, President	LIWD: LAKESIDE IRRIGATION WATER DISTRICT By: <u>Don Mills</u> Don Mills, President
SJWD: ST. JOHNS WATER DISTRICT By: <u>Jeff Riethe</u> Jeff Riethe, President	

**EXHIBIT B**

**PUBLIC HEARING PUBLICATIONS**

---

**NOI**

---

**GREATER KAWEAH  
GROUNDWATER SUSTAINABILITY AGENCY**

---

Visalia Newspapers, Inc.  
P.O. Box 31, Visalia, CA 93279  
559-735-3200 / Fax 559-735-3210

**Certificate of Publication**

**State Of California ss:  
County of Tulare**

**Advertiser:** RUDEL, COCHRAN & STANTON  
1102 N CHINOWTH ST  
VISALIA, CA 93291  
  
Order # 0001586648

**RE: GREATER KAWEAH GROUNDWATER  
SUSTAINABILITY AGENCY JOINT**

I, Brent Maxwell  
Accounting Clerk, for the below mentioned newspaper(s), am over the age of 18 years old, a citizen of the United States and not a party to, or have interest in this matter. I hereby certify that the attached advertisement appeared in said newspaper on the following

Newspaper: **Visalia Times-Delta**  
  
9/16/2016 9/23/2016

I acknowledge that I am a principal clerk of said paper which is printed and published in the City of Visalia, County of Tulare, State of California. The Visalia Times Delta was adjudicated a newspaper of general circulation on July 25, 2001 by Tulare County Superior Court Order No. 41-20576. The Tulare Advance Register was adjudicated a newspaper of general circulation on July 25, 2001 by Superior Court Order No. 52-43225.

I declare under penalty of perjury that the foregoing is true and correct. Executed on this 23 day of Sept., 2016 in Visalia, California.

Brent Maxwell

**Declarant**

GREATER KAWEAH GROUNDWATER SUSTAINABILITY AGENCY JOINT POWERS AUTHORITY Notice of Public Hearing—Election to Become a Groundwater Sustainability Agency Under the Sustainable Groundwater Management Act. NOTICE IS HEREBY GIVEN that, pursuant to Water Code Section 10723, the Greater Kaweah Groundwater Sustainability Agency Joint Powers Authority (Authority) will hold a public hearing during a special meeting on October 3, 2016, commencing at 10:00 AM at Kaweah Delta Water Conservation District's office at 2975 North Farmersville Blvd., Farmersville, California 93223, to determine whether the Authority will become a Groundwater Sustainability Agency for a portion of the Kaweah Subbasin of the San Joaquin Valley Groundwater Basin. Written comments may be submitted to the Authority, Attn: Mark Larsen, Secretary, no later than 5:00 PM on September 30, 2016, to 2975 North Farmersville Blvd., Farmersville, California 93223. During the hearing, the Authority will allow oral comments and will receive additional written comments before making a decision. The Chairmen may limit oral comments to a reasonable length. Dated: September 14, 2016, Mark Larsen, Secretary.  
Pub: Sept. 16, 23, 2016 #1586648

\*\*\* Proof of Publication \*\*\*

The Sentinel  
Lee Central California Newspapers  
P.O. Box 9  
Hanford, CALIFORNIA 93232  
PHONE 888-790-0915  
Sentinel\_Finance@lee.net

Ruddell, Cochran, Stanton, Smith, & Bixler, LLP  
1102 N. Chinwoth St.  
Visalia, CA 93291

ORDER NUMBER 64018

Publication- The Hanford Sentinel

State of California

County of Kings

I am a citizen of the United States and a resident of the county forsaied; I am over the age of eighteen years, and not a part to or interested in the above-entitled matter. I am the principal clerk of The Hanford Sentinel, a newspaper of general circulation, printed and published daily in the city of Hanford, County of Kings, and which newspaper has been adjudged a newspaper of general circulation by the superior court of the County of Kings, State of California, under the date of October 23, 1951, case number 11623.

That I know from my own personal knowledge the notice, of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published in each regular and entire issue of said nespaper and not in any supplement thereof on the following dates, to wit:

PUBLISHED ON: 09/16/2016, 09/23/2016

TOTAL AD COST: 148.10  
FILED ON: 9/23/2016

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated at Kings County, California

This Day 23 of September, 2016.

Signature Rusty Williamson

Ad#64018

**GREATER KAWEAH GROUNDWATER SUSTAINABILITY AGENCY  
JOINT POWERS AUTHORITY**

**Notice of Public Hearing—Election to Become a Groundwater  
Sustainability Agency Under the Sustainable Groundwater  
Management Act.**

NOTICE IS HEREBY GIVEN that, pursuant to Water Code Section 10723, the Greater Kaweah Groundwater Sustainability Agency Joint Powers Authority (Authority) will hold a public hearing during a special meeting on October 3, 2016, commencing at 10:00 AM at Kaweah Delta Water Conservation District's office at 2975 North Farmersville Blvd., Farmersville, California 93223, to determine whether the Authority will become a Groundwater Sustainability Agency for a portion of the Kaweah Subbasin of the San Joaquin Valley Groundwater Basin. Written comments may be submitted to the Authority, Attn: Mark Larsen, Secretary, no later than 5:00 PM on September 30, 2016, to 2975 North Farmersville Blvd., Farmersville, California 93223. During the hearing, the Authority will allow oral comments and will receive additional written comments before making a decision. The Chairmen may limit oral comments to a reasonable length.

Dated: September 14, 2016, Mark Larsen, Secretary

Publish: September 16, 23, 2016

**EXHIBIT C**

**RESOLUTION OF THE BOARD OF DIRECTORS**

**NOI**

**GREATER KAWEAH  
GROUNDWATER SUSTAINABILITY AGENCY**

**RESOLUTION NUMBER 2016-01  
OF THE BOARD OF DIRECTORS OF THE  
GREATER KAWEAH GROUNDWATER SUSTAINABILITY AGENCY JOINT  
POWERS AUTHORITY**

WHEREAS, on September 16, 2014, Governor Jerry Brown signed into law the Sustainable Groundwater Management Act of 2014 (“SGMA”), which authorized local agencies to manage groundwater in a sustainable fashion;

WHEREAS, SGMA requires all high- and medium-priority groundwater basins, as designated by the California Department of Water Resources (“DWR”), to be managed by a Groundwater Sustainability Agency (“GSA”);

WHEREAS, the Kaweah Subbasin (5-22.11) has been characterized by DWR as high-priority and critically overdraft basin;

WHEREAS, in order to exercise the authority granted in SGMA, a local agency or combination of local agencies may elect to become a GSA;

WHEREAS, the Greater Kaweah Groundwater Sustainability Agency Joint Powers Authority (“Authority”) is a joint powers authority duly organized pursuant to the Joint Exercise of Powers Act and consisting of five member agencies: County of Tulare, Kaweah Delta Water Conservation District, Kings County Water District, Lakeside Irrigation Water District, and St. Johns Water District;

WHEREAS, the Authority’s combined jurisdictional boundaries overlies a portion of the Kaweah Subbasin;

WHEREAS, the Authority is a joint powers authority authorized to be a GSA for the Subbasin pursuant to Water Code Section 10723.6;

WHEREAS, notice of a public hearing to consider whether the Authority should become a GSA for a portion of the Subbasin, a copy of which is attached hereto as Exhibit A, was published in the Visalia Times Delta and Tulare Advance-Register on September 16 and 23, 2016, and the Hanford Sentinel on September 16 and 23, 2016, pursuant to Government Code Section 6066 and Water Code Section 10723(b);

WHEREAS, the Authority currently maintains a list of interested persons and such persons were provided written notice of the hearing date, time and location to their preferred electronic mail address;

WHEREAS, in addition to the above notice, the Authority provided separate written notice to the County of Kings;

WHEREAS, at the public hearing, the Authority's Board of Directors considered oral and written comments to the extent provided by the public; and

WHEREAS, being in the best interests of the Authority, the Authority wishes to elect to become a GSA and exercise all powers and authorities granted to GSAs through Water Code Sections 10720, *et seq.*

NOW, THEREFORE, IT IS HEREBY RESOLVED AS FOLLOWS:

1. The Authority hereby elects to be a GSA for a portion of the Kaweah Subbasin that is shown on the map attached hereto as Exhibit B and incorporated herein by reference.
2. The Authority shall consider the interests of all beneficial uses and users of groundwater, as well as those responsible for implementing groundwater sustainability plans, as required by Water Code Section 10723.2.
3. Within 30 days of the date of this Resolution, the Secretary is directed to submit a notice of intent to the Department of Water Resources pursuant to Water Code Section 10723.8.
4. The Secretary shall, after complying with Water Code Section 10723.8, begin the process of developing the Groundwater Sustainability Plan for the Subbasin in accordance with all applicable statutes and regulations.
5. The Secretary shall create and maintain a list of persons interested in receiving notices concerning the Authority's SGMA process pursuant to Water Code Section 10723.4.

ALL OF THE FOREGOING being on motion of Director Milleman, seconded by Director Vander Poel, and authorized by the following vote:

AYES: Don Mills, Chris Tantau, Pete Vander Poel, Eric Shannon, Greg Milleman,  
Ernie Taylor, Mark Larsen (Alternate)

NOES: None

ABSENT: Brian Watte

## CERTIFICATE OF RESOLUTION

I, Mark Larsen, hereby certify as follows:

1. That I am the Secretary of the Greater Kaweah Groundwater Sustainability Agency Joint Powers Authority; and
2. That the foregoing resolution, consisting of three pages, including this page, is a true and correct copy of a resolution of the Board of Directors of the Authority passed at a special meeting of the Board of Directors on October 3, 2016, at the Authority's principal office, located at 2975 Farmersville Boulevard, Farmersville, California 93223.

IN WITNESS WHEREOF, I have signed this certificate this 3 day of October, 2016, at the Authority's principal office.

  
\_\_\_\_\_  
Mark Larsen, Secretary

**EXHIBIT D**

**BOUNDARIES**

---

**NOI**

---

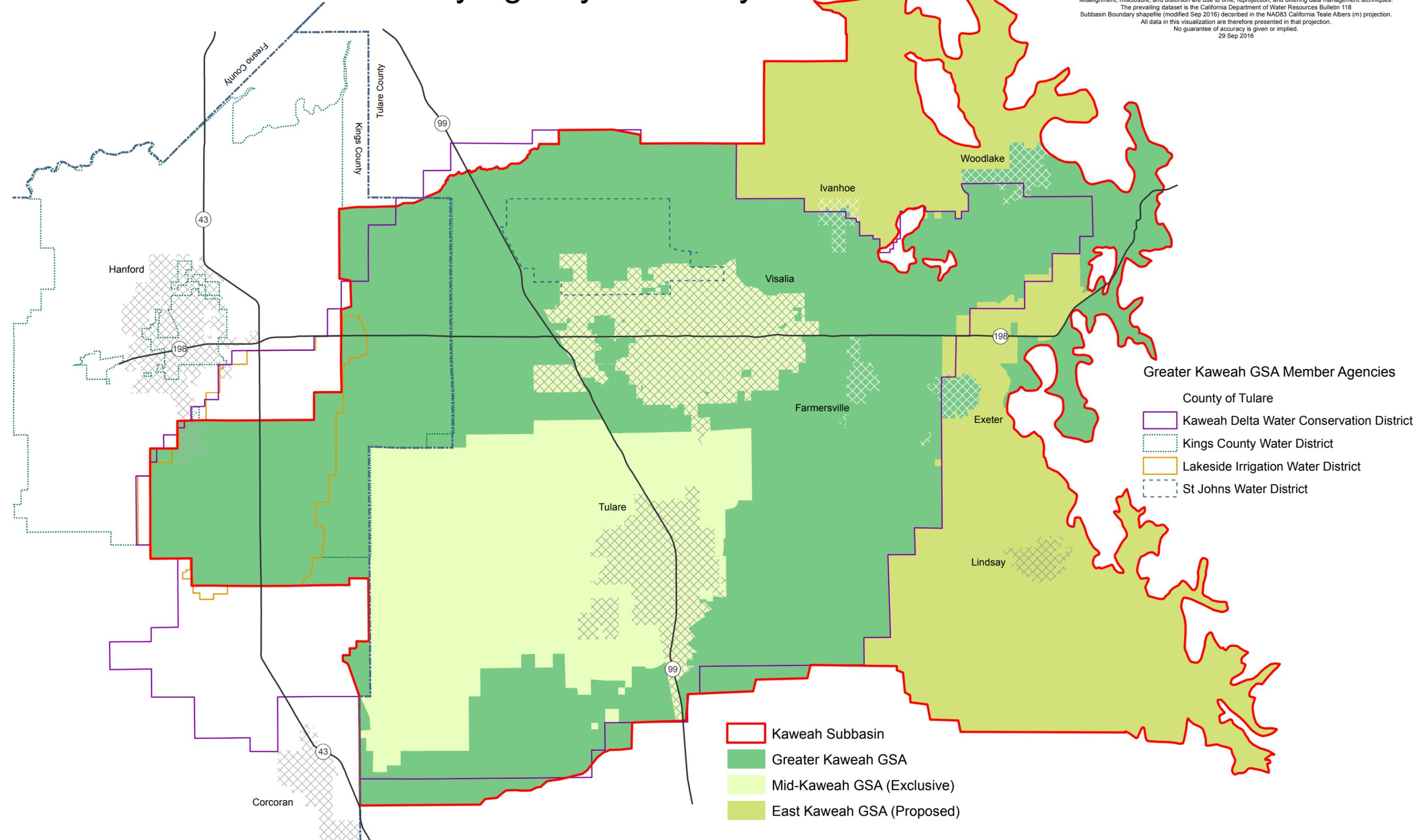
**GREATER KAWEAH  
GROUNDWATER SUSTAINABILITY AGENCY**

---

# Greater Kaweah Groundwater Sustainability Agency Boundary



The data from which this map is derived were acquired from multiple sources and are of varying pedigrees. Misalignment, misclosure, and distortion are due to time, reprojection, and differing data management techniques. The prevailing dataset is the California Department of Water Resources Bulletin 118 Subbasin Boundary shapefile (modified Sep 2016) described in the NAD83 California Teale Albers (m) projection. All data in this visualization are therefore presented in that projection. No guarantee of accuracy is given or implied. 29 Sep 2016



- Greater Kaweah GSA Member Agencies**
- County of Tulare
  - Kaweah Delta Water Conservation District
  - Kings County Water District
  - Lakeside Irrigation Water District
  - St. Johns Water District

- Kaweah Subbasin
- Greater Kaweah GSA
- Mid-Kaweah GSA (Exclusive)
- East Kaweah GSA (Proposed)