



ATTACHMENT 3 - STATUS OF GROUNDWATER MANAGEMENT PLAN

The Kings County Water District (KCWD) originally prepared a Groundwater Management Plan (GMP) in 1993 and revised the plan in 2001. In 2011 the GMP was updated to satisfy new GMP requirements created by the September 2002 California State Senate Bill No. 1938, which amended Sections 10753 and 10795 of the California Water Code. The updated GMP also addresses recommended components for a GMP described in Appendix C of Department of Water Resources Bulletin 118 (2003 Update). The updated Groundwater Management Plan was adopted on June 2, 2011, and is provided in **Exhibit 3.2**. The proof of adoption is provided as **Exhibit 3.1**, and is also Resolution 2011-1 in Appendix B of the GMP. The GMP covers the entire area within the boundary of KCWD, including areas where the District overlaps with other water management agencies (see Figure 2 in **Exhibit 3.2**).

Kings County Water District is also a participating agency in a regional Groundwater Management Plan developed by the Kaweah Delta Water Conservation District (KDWCD). KDWCD is a regional water management agency covering 340,000 acres in Tulare and Kings County. Fourteen different water management agencies lie within the boundaries of KDWCD. The GMP was last updated in November 2006 and is included in **Exhibit 3.3**. The Kings County Water District adopted the GMP by signing a memorandum of Understanding (see page 6 in **Exhibit 3.3**). The KDWCD prepares annual reports for their GMP, which can be found on their website (http://kdwcd.com/kdwcdweb_005.htm).

The two groundwater management plans share common goals and themes. The KCWD GMP focuses on groundwater issues unique to KCWD and its surrounding area, while the KDWCD GMP focuses on regional groundwater issues. KCWD considers both GMPs important resources in its groundwater management program.

RESOLUTION NO. 2011-1

**A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE KINGS COUNTY WATER DISTRICT
REVISING GROUNDWATER MANAGEMENT PLAN**

The Board of Directors of the Kings County Water District does hereby find:

WHEREAS, on January 7, 1993, the Board of Directors of the Kings County Water District (“District”) adopted Resolution No. 1993-1, entitled “Kings County Water District Board of Directors Resolution Adopting a Groundwater Management Program;” and

WHEREAS, the Groundwater Management Program (“Plan”) was adopted by Resolution No. 1993-1 under the provisions of AB 3030, codified at Water Code §§ 10750-10756; and

WHEREAS, on December 6, 2001, the Board adopted Resolution No. 2001-7, entitled “Resolution of the Board of Directors of the Kings County Water District Revising Groundwater Management Plan;” and

WHEREAS, Resolution No. 2001-7 revised the District’s Groundwater Management Plan; and

WHEREAS, in 2002 the Legislature passed, and the Governor signed, SB 1938, effective January 1, 2003, amending AB 3030 and providing, among other things, that public entities with groundwater management plans adopted per AB 3030 should be revised to address changes to AB 3030 reflected in SB 1938, as a condition of eligibility for funding from DWR; and

WHEREAS, in 2010, the District’s Board directed the District’s Consulting Engineer to revise the District’s Plan to be in accord with SB 1938; and

WHEREAS, the District’s Consulting Engineer thus revised the Plan and the Board approved release of a public review draft thereof at the Board’s Regular Meeting held on March 3, 2011; and

WHEREAS, on March 11, 2011, the District published a Notice of Availability of Draft Revised Ground Water Management Plan and 60 Day Comment Period to inform the public and all interested parties of the availability of the revised Plan and the opportunity to comment thereon and providing for a 60 [actually 63] day comment period from March 11, 2011, to May 13, 2011; and

WHEREAS, the revised plan was posted on the web site of the Kings River Conservation District for those preferring an electronic copy of the revised Plan, and hard copies were available at the District Office for review and/or purchase; and

WHEREAS, the District's Consulting Engineer, the District Manager and the District legal counsel reviewed comments received, and reviewed same with the Board, and reviewed changes made to the public review draft in response to such comments, at the Board's meeting held on the date hereof; and

WHEREAS, the purposes for which the District was formed were stated by the Supreme Court of the State of California, as follows:

The Kings County Water District was organized February 24, 1954, under the County Water District Law. It comprises approximately 150,000 acres. It was organized primarily to protect the underground water supplies of the area from excessive pumping and to guard against the transportation of the groundwater to areas outside the District. Its purposes and functioning generally have been in accordance with the aims and methods approved by law for such an organization. [. . .] ***The protection, conservation and replenishment of the underground water supplies is one of the main functions of the water district in question.*** Atchison, Topeka & Santa Fe Railway Co. v. Kings County Water District (1956) 47 Cal 2d 140, 143, 146 (emphasis added; citations omitted).

WHEREAS, the District has the power to and may do any act necessary to furnish sufficient water in the District for any present or future beneficial use; and

WHEREAS, the District may store water for the benefit of the District, conserve water for future use, and appropriate, acquire, and conserve water and water rights for any useful purpose, including groundwater banking of surface waters, the reclaiming of the return flow of imported waters and other waters which would not otherwise be present in the underground water bearing formations, and the management of such waters; and

WHEREAS, the District may control, distribute, store, spread, sink, treat, purify, recapture and salvage any water, including sewage and storm waters, for the beneficial use or uses of the district or its inhabitants or the owners of rights to waters therein; and

WHEREAS, the District may operate water rights, works, property, rights, and privileges useful or necessary to convey, supply, store, or make use of water for any purpose authorized by the County Water District Law; and

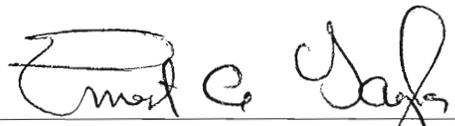
WHEREAS, the District may sell water or the use thereof for any useful purpose and whenever there is a surplus, may dispose of the surplus to municipalities, public agencies, or consumers, including farmers, located within or without the District; and

WHEREAS, upon review of the District's Plan and upon receipt of recommendations, ideas and suggestions from the District's Consulting Engineer, and responses to comments on the public review draft of the Plan, the Board of Directors finds that it is in the best interests of the District, and the present and future owners of land and users of water within the District, to revise the Plan.

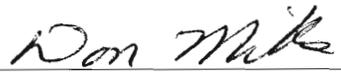
NOW, THEREFORE, the Board of Directors of the Kings County Water District does hereby resolve and adopt the revised groundwater management plan prepared by the District's Consulting Engineer, entitled "Kings County Water District Groundwater Management Plan Adopted: January, 1993; Date of First Revision-December 2001; Date of Second Revision- June 2011."

WHEREFORE, the foregoing Resolution was passed and adopted at a regular meeting of the Board of Directors of the Kings County Water District held June 2, 2011, at Hanford, California, by the following vote:

AYES: Murray, Freitas, Taylor
NOES: None
ABSENT: Dias, McCutcheon
ABSTAIN: None

By: 
BARRY McCUTCHEON, PRESIDENT
Ernest A Taylor U. P.

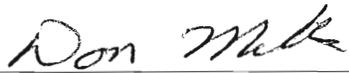
ATTEST:


DON MILLS, SECRETARY

CERTIFICATE OF SECRETARY

I, Don Mills, the duly appointed Secretary of the Kings County Water District, declare that the foregoing Resolution was passed and adopted at a Regular Meeting of the Board of Directors of the Kings County Water District held on June 2, 2011.

DATED: June 2nd, 2011.


DON MILLS, SECRETARY

AFFIDAVIT OF PUBLICATION

ACCOUNT NUMBER 1484
AD NUMBER 0000130227-01
AD SIZE 2.0 X 2.9458"

AD AMOUNT \$74.82

Griswold, LaSalle, Cobb, Dowd & Gin, LLP
111 E. Seventh St., ,
Hanford, CA 93230

PUBLICATION SENT

STATE OF CALIFORNIA

COUNTY OF KINGS

I AM A CITIZEN OF THE UNITED STATES AND A RESIDENT OF THE COUNTY FORESAID; 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 HANFORD SENTINEL, INC., 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 NEWSPAPER AND NOT IN ANY SUPPLEMENT THEREOF ON THE FOLLOWING DATES, TO WIT:

PUBLISHED ON: 3/11/2011
PUBLISHED ON: 3/11/2011
FILED ON: 03/11/2011

I CERTIFY (OR DECLARE) UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

DATED AT KINGS COUNTY, CALIFORNIA,

THIS DAY 11 OF MAR., 2011

SIGNATURE Terrri Rocha

AD#130227

KINGS COUNTY WATER DISTRICT
HANFORD, CALIFORNIA

NOTICE OF AVAILABILITY OF DRAFT REVISED
GROUND WATER MANAGEMENT PLAN AND
60 DAY COMMENT PERIOD

PLEASE TAKE NOTICE that the Kings County Water District (District) has prepared a draft revised Ground Water Management Plan (Plan) to conform to SB 1938. The Plan is available for public review at the web site of the Kings River Conservation District (www.krcd.org). Copies are available for inspection and review at the District Office, 200 North Campus Drive, Hanford, CA 93230. Hard copies of the Plan are available for purchase at the District Office for \$10.00 a copy. Members of the public are invited to review the Plan and to submit written comments on the Plan. Written comments may be delivered to the District Office, 200 North Campus Drive, Hanford, CA 93230. Mailed comments should be sent in time to be received at the District Office no later than 5:00 p.m. on May 13, 2011. Comments may also be e-mailed to the District at kcwdh20@sbcglobal.net and should be received by the District no later than 5:00 p.m. on May 13, 2011.

DATED: March 9, 2011.

GRISWOLD, LaSALLE, COBB,
DOWD & GIN, L.L.P.
By: RAYMOND L. CARLSON
Attorneys for Kings County Water District

Publish: March 11, 2011