

STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

ORDER

APPLICATION 4667

PERMIT 2858

LICENSE 2733

ORDER ALLOWING ADDITION OF POINT OF DIVERSION

WHEREAS:

1. License 2733 was issued to Lompico Cooperative Water Association and was filed with the County Recorder of Santa Cruz County on November 1, 1944. A copy of order dated September 2, 1966 was recorded with said recorder on September 6, 1966.

2. Said License was subsequently assigned to Lompico County Water District.

3. The addition of point of diversion under said license for which petition was submitted on November 11, 1972, will not operate to the injury of any other legal user of water and the State Water Resources Control Board has determined that good cause for such addition has been shown.

NOW, THEREFORE, IT IS ORDERED:

(A) That the additional point of diversion (No. 2) be added under said License 2733 with the points of diversion being described as follows:

- (1) SOUTH 650 FEET AND EAST 300 FEET FROM
N $\frac{1}{4}$ CORNER OF SECTION 35, T9S, R2W, MDB&M
BEING WITHIN NW $\frac{1}{4}$ OF NE $\frac{1}{4}$ OF SAID SECTION 35.
- (2) NORTH 1,900 FEET AND EAST 2,200 FEET FROM
SW CORNER OF SECTION 35, T9S, R2W, MDB&M
BEING WITHIN NE $\frac{1}{4}$ OF SW $\frac{1}{4}$ OF SECTION 35, T9S
R2W, MDB&M.

(B) That diversion of water from the new point of diversion be conditioned by the terms of the bilateral agreement between the licensee and Lompico Improvement Club dated November 6, 1972 to the extent that any portion or all of said agreement may be within jurisdiction of the State Water Resources Control Board.


R. L. ROSENBERGER, Chief
Division of Water Rights

Dated: JAN 23 1976

STATE OF CALIFORNIA—RESOURCES AGENCY
STATE WATER RIGHTS BOARD

ORDER

APPLICATION 4667

PERMIT 2858

LICENSE 2733

ORDER ALLOWING CHANGE IN POINT OF DIVERSION
AND PLACE OF USE

WHEREAS License 2733 was issued to Lompico Cooperative Water Association and was filed with the County Recorder of Santa Cruz County on November 1, 1944, and

WHEREAS said license was subsequently assigned to Lompico County Water District, and

WHEREAS the State Water Rights Board has found that the change in point of diversion and place of use under said license for which petitions were submitted on December 7, 1965, will not operate to the injury of any other legal user of water, and

WHEREAS the Board has approved and allowed said changes and has directed that an order be issued to describe said point of diversion and place of use in accordance with said petitions;

NOW THEREFORE IT IS ORDERED that permission be and the same is hereby granted to change the point of diversion under said License 2733 to point of diversion described as follows, to wit:

SOUTH SIX HUNDRED FIFTY (650) FEET AND EAST THREE HUNDRED (300) FEET FROM $N\frac{1}{4}$ CORNER OF SECTION 35, T9S, R2W, MDB&M, BEING WITHIN $NW\frac{1}{4}$ OF $NE\frac{1}{4}$ OF SAID SECTION 35.

IT IS FURTHER ORDERED that permission be and the same is hereby granted to change the place of use under said License 2733 to a place of use described as follows, to wit:

STATE WATER RIGHTS BOARD

ORDER

APPLICATION 4667PERMIT 2858LICENSE 2733

A SERVICE AREA CONSISTING OF THE NE $\frac{1}{4}$, S $\frac{1}{2}$ OF NW $\frac{1}{4}$ AND S $\frac{1}{2}$ OF SECTION 35, T9S, R2W, MDB&M, AND E $\frac{1}{2}$ OF NW $\frac{1}{4}$ OF SECTION 2, T10S, R2W, MDB&M, ALSO A PORTION OF NE $\frac{1}{4}$ OF SECTION 3, T10S, R2W, MDB&M, AND A PORTION OF SE $\frac{1}{4}$ OF SECTION 34, T9S, R2W, MDB&M, AS SHOWN ON MAP FILED WITH THE STATE WATER RIGHTS BOARD ON MAY 20, 1966.

Dated: SEP 2 1966

*L. K. Hill*L. K. Hill
Executive Officer



STATE OF CALIFORNIA—DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES
STATE ENGINEER

Notice of Assignment (Over)

License for Diversion and Use of Water

LICENSE 2733

PERMIT 2858

APPLICATION 4667

THIS IS TO CERTIFY, That **Lompico Cooperative Water Association**
Santa Cruz, California

has made proof as of **May 19, 1943**,

(the date of inspection) to the satisfaction of the State Engineer of California of a right to the use of the waters of

Lompico Creek in Santa Cruz County

tributary to **Zayante Creek thence San Lorenzo River**

for the purpose of **domestic use**

under Permit **2858** of the Department of Public Works and that said right to the use of said waters has been perfected in accordance with the laws of California, the rules and regulations of the Department of Public Works and the terms of the said permit; that the priority of the right herein confirmed dates from **July 1, 1925**;

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to the amount actually beneficially used for said purposes and shall not exceed **twenty-four thousand (24,000) gallons per day from January 1 to December 31 of each season.**

This license is based on the use of water made during the year 1943 which was the year of maximum use within the three year period immediately preceding the date of inspection.

The point of diversion of such water is located **South six hundred ten (610) feet and East three hundred (300) feet from the N $\frac{1}{4}$ corner of Section 35, T 9 S, R 2 W, M.D.B.&M., being within the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 35.**

A description of the lands or the place where such water is put to beneficial use is as follows: **Domestic use within NE $\frac{1}{4}$, S $\frac{1}{2}$ of NW $\frac{1}{4}$ and S $\frac{1}{2}$ of Section 35, T 9 S, R 2 W, and E $\frac{1}{2}$ of NW $\frac{1}{4}$ of Section 2, T 10 S, R 2 W, M.D.B.&M. as shown on map filed April 8, 1926, with the Division of Water Resources.**

All rights and privileges under this license including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the Department acting through the State Engineer in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time to time by the State Engineer.

The right to the diversion and use of the water aforesaid hereby confirmed is restricted to the point of diversion herein specified and to the lands or place of use herein described.

1

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the Department.
Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license, does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property can not agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Witness my hand and the seal of the Department of Public Works of the State of California, this 18th day of October, 1944.

EDWARD HYATT, State Engineer



By Harold Conkling
Deputy State Engineer

7/12/50 RECEIVED NOTICE OF ASSIGNMENT TO Temple Co-operative Water Assn.
12/7/65 RECEIVED NOTICE OF ASSIGNMENT TO Temple Co-operative Water Assn.

LICENSE 2733

DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES
STATE ENGINEER

LICENSE TO APPROPRIATE WATER

SUED TO Temple Co-operative Water Assn.
DATED October 18, 1944

2