

STATE OF CALIFORNIA
CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY
STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

In the Matter of License 3277 (Application 4262)

Drell Enterprises, Inc.

ORDER REVOKING LICENSE

SOURCE: An Unnamed Spring

COUNTY: Mono County

WHEREAS:

1. License 3277 was issued to the Estate of R.C. Combes, Olen Gaskill, Louis and Pauline Prole, Mrs. Solores Stuart, M.C. Wells, Edward F. Kirby, C.W. and E.L. Hanawalt, W.R. and Beth Fanning, H.F. Wyre, Polly M. Afflerbaugh, Frank R. and Edith L. Sheltn, Esther M. Cote and Louis J. Cote, c/o Mrs. Marie S. Combes on November 13, 1951, pursuant to Application 4262 and was filed with the County Recorder of Mono County on November 15, 1951.
2. License 3277 was subsequently assigned to new owners of the 17 lots within Silver Lake Pines Tract 1 served by the license.
3. By letter dated February 10, 2004, Drell Enterprises was designated as agent to represent the owners of License 3277. Drell Enterprises, Inc. was assigned as the sole owner of License 3277 on July 2, 2008.
4. Linda Rossier, an agent and/or employee of Drell Enterprises, Inc., has requested on November 28, 2011 that the license be revoked by the State Water Resources Control Board (State Water Board), Division of Water Rights (Division).
5. The Division interprets the licensee's request for revocation as a waiver of the notice and hearing requirements set forth in California Water Code sections 1675 through 1675.1.

Therefore, it is ordered that License 3277 is hereby revoked by the State Water Board, and the water is declared to be subject to appropriation. This revocation may not result in additional water being available for new appropriations if there are applicable restrictions due to past State Water Board decisions regarding water availability.

STATE WATER RESOURCES CONTROL BOARD

ORIGINAL SIGNED BY:
John O'Hagan For:

Barbara Evoy, Deputy Director
Division of Water Rights

Dated: AUGUST 02 2012



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

License for Diversion and Use of Water

Notice of Assignment (Over)

APPLICATION 4262

PERMIT 2141

LICENSE 3277

THIS IS TO CERTIFY, *That* Estate of R. G. Cumber, Glen Gustill, Louis and Pauline Frolo, Mrs. Dolores Stuart, M. G. Wallis, Edward F. Kirby, G. W. and E. L. Hanswalt, W. R. and Beth Fanning, H. F. Wyre, Polly M. Acklenbaugh, Frank R. and Edith L. Shelton, Esther M. Cote and Louis J. Cote, *e/o Mrs. Maria S. Cumber, Box 175, June Lake, California* *have made proof as of September 8, 1949* (the date of inspection) to the satisfaction of the State Engineer of California of a right to the use of the water of an unnamed spring in Mono County

tributary to Gull Lake

for the purpose of domestic use
under Permit 2141 of the Department of Public Works and that said right to the use of said water 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 October 17, 1924; and 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 nine thousand (9000) gallons per day to be diverted from January 1 to December 31 of each year.

The point of diversion of such water is located South sixty-two degrees East (S 62° E) three thousand two hundred thirty-four (3234) feet from NW corner of Section 14, T 2 S, R 26 E, N.D.B.M., being within SW 1/4 of NE 1/4 of said Section 14.

A description of the lands or the place where such water is put to beneficial use is as follows: Within Lots 38 and 39 of Block 6; Lots 1, 2, 12, 18, 19, 27, 28, 29 and 30 of Block 14; and Lots 1, 2, 4, 5, 17 and 18 of Block 15, all of Silver Lake Pine Tract No. 1, being within NE 1/4 of NW 1/4, and NW 1/4 of NE 1/4 of Section 14, T 2 S, R 26 E, N.D.B.M.

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

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 13th day of November, 1951

A. D. Edmonston
A. D. EDMONSTON, State Engineer

5-5-66 Names of Louis J. + Esther M. Cote dropped
at int. of Louis Krole + Pauline Krole

11/6/68 RECEIVED NOTICE OF ASSIGNMENT TO Harry Toullet + Charlotte Toullet

LICENSE 317
STATE OF CALIFORNIA—DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES
STATE ENGINEER

LICENSE
TO APPROPRIATE WATER

ISSUED TO Estate of E. C. Gumbert, et al
DATED NOV 13 1951

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