STATE OF CALIFORNIA

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

ORDER

APPLICATION 12180 PERMIT 7151 LICENSE 4477

ORDER CORRECTING THE DESCRIPTION OF THE POINT OF DIVERSION, REDUCE THE PLACE OF USE AND AMENDING THE LICENSE

WHEREAS:

1. License 4477 was issued to L. W. Veerkamp and was filed with the County Recorder of El Dorado County on January 9, 1957.

2. License 4477 was subsequently assigned to Leslie J. and Billie Cross.

3. A request to correct the description of the point of diversion and reduce the place of use under said license has been received by the State Water Resources Control Board.

4. The State Water Resources Control Board has determined that said correction in the description of the point of diversion and the reduction in the place of use will not initiate a new right nor operate to the injury of any other lawful user of the water and that good and sufficient cause has been shown for said correction and reduction.

NOW, THEREFORE, IT IS ORDERED THAT:

The Point of Diversion and place of use under License 4477 be described as follows:

1. Point of diversion:
   North 1,500 feet and West 2,700 feet from SE corner of Section 32, T11N, R10E, MDB&M, being within the NW¼ of SE¼ of said Section 32.

2. Place of Use:
   18 acres within NW¼ of SE¼ of Section 32, T11N, R10E, MDB&M
   4 acres within NE¼ of SE¼ of Section 32, T11N, R10E, MDB&M
   19 acres within SE¼ of SE¼ of Section 32, T11N, R10E, MDB&M
   1 acre within SW¼ of SE¼ of Section 32, T11N, R10E, MDB&M

   42 acres total

3. The paragraph pertaining to the continuing authority of the Board is replaced with the following:

   Pursuant to California Water Code Sections 100 and 275, and the common law public trust doctrine, all rights privileges under this license are subject to the continuing authority of the State Water Resources Control Board in accordance with law and in the interest of the public welfare to protect public trust uses and to prevent waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of said water.

The continuing authority of the Board may be exercised by imposing specific requirements over and above those contained in this license with a view to eliminating waste of water and to meeting the reasonable water requirements of permittee without unreasonable draft on the source. Licensee may be required to implement a water conservation plan, features of which may include but not necessarily be limited to: (1) reusing or reclaiming the water allocated; (2) using water reclaimed by another entity instead of all or part of the water allocated; (3) restricting diversions so as to eliminate agricultural tailwater or to reduce return flow; (4) suppressing evaporation losses from water surfaces; (5) controlling phreatophytic growth; and (6) installing, maintaining, and operating efficient water measuring devices to assure compliance with the quantity limitations of this license and to determine accurately water use as against reasonable water requirements for the authorized project. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such specific requirements are physically and financially feasible and are appropriate to the particular situation.

The continuing authority of the Board also may be exercised by imposing further limitations on the diversion and use of water by the licensee in order to protect public trust uses. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such action is consistent with California Constitution Article X, Section 2; is consistent with the public interest and is necessary to preserve or restore the uses protected by the public trust.

Dated: OCTOBER 16 1986

Lloy Johnson
per Raymond Walsh, Chief
Division of Water Rights

STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

License for Diversion and Use of Water

APPLICATION 12180 PERMIT 7151 LICENSE 4477

OVER

THIS IS TO CERTIFY, *That* L. W. Veerkamp
Route 2, Box 189, Placerville, California

has made proof as of June 1, 1954
(the date of inspection) to the satisfaction of the State Water Rights Board of a right to the use of the water of an unnamed stream in El Dorado County

tributary to Weber Creek thence South Fork American River

for the purpose of irrigation and stockwatering uses
under Permit 7151 *of the State Water Rights Board 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 State Water Rights Board and the terms of the said permit; that the priority of the right herein confirmed dates from* December 1, 1947;
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 forty-nine (49) acre-feet per annum to be collected from about October 30 of each year to about May 1 of the succeeding year.

The point of diversion of such water is *located* north three hundred (300) feet and east one hundred (100) feet from SW corner of NW¼ of SE¼ of Section 32, T 11 N, R 10 E, MDB&M, being within NW¼ of SE¼ of said Section 32.

A description of the lands or the place where such water is put to beneficial use is as follows:

Stockwatering use and irrigation of:
19 acres within NW¼ of SE¼ of Section 32, T 11 N, R 10 E, MDB&M.
14 acres within NE¼ of SE¼ of Section 32, T 11 N, R 10 E, MDB&M.
19 acres within SE¼ of SE¼ of Section 32, T 11 N, R 10 E, MDB&M.
52 acres total

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 State Water Rights Board 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 Water Rights Board.

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.

COVERED BY LICENSE ORDER NO. 7

FORM 64

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 board.

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 cannot 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.

Dated: DEC 18 1956

STATE WATER RIGHTS BOARD

By Leslie C. Jopson
Leslie C. Jopson
Chief Engineer

5-3-76 NAME CHGD TO ESTATE OF LEMMO W. VEERKAMPS.
5-8-81 Asgd to William + Alma Graham
7-24-86 asgd to Leslie J. + Billie Cross
10-28-86 asgd to Star-Crest Lumber, Inc.

LICENSE 4477

STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD

LICENSE TO APPROPRIATE WATER

ISSUED TO L. W. Veerkamp

DATED DEC 18 1956

40140 7-56 4M (1) SPO

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Notice of asgd: 10-25-

app# 12885

Lic: 41479

Star-Crest Lumber, Inc.
c/o Kenneth S. Hill
2880 - Bass Lake Road
Rescue, Ca. 95672

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