

4826

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

ORDER

APPLICATION 15172

PERMIT 9375

LICENSE 4826

ORDER PARTIALLY REVOKING LICENSE BY DELETING ONE POINT OF DIVERSION
AND
REDUCING THE MAXIMUM ANNUAL AMOUNT

1. License 4826 was issued to Lois Domenghini and was filed with the County Recorder of Calaveras County on October 25, 1957.
2. License 4826 was subsequently assigned to Ralph W. and Mary B. Norris.
3. A request to revoke a portion of License 4826 by deleting one of the three points of diversion and reduce the maximum annual amount under said license has been filed with the State Water Resources Control Board.

NOW, THEREFORE, IT IS ORDERED THAT:

1. The points of diversion under License 4826 be described as follows:
 - (1) South 590 feet and West 450 feet from N $\frac{1}{4}$ corner of Section 4, T4N, R13E, MDB&M, being within the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 4.
 - (2) South 1,020 feet and West 600 feet from N $\frac{1}{4}$ corner of Section 4, T4N, R13E, MDB&M, being within the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 4.
2. The maximum annual amount under this license shall be reduced to 7.5 acre-feet.

Dated: JANUARY 8 1982

Raymond Walsh

Raymond Walsh, Chief
Division of Water Rights



STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

License for Diversion and Use of Water

APPLICATION 15172

PERMIT 9375

LICENSE 4826

THIS IS TO CERTIFY, That **Louis Domenghini**
Mountain Ranch, California

Notice of Assignment (Over)

has made proof as of **July 25, 1956**
(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 Gulch (Bennett) in Calaveras County

tributary to **El Dorado Creek**

for the purpose of **irrigation use**
under Permit **9375** 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 **January 27, 1953**;
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 **ten (10) acre-feet per annum**
to be collected from about **October 31** of each year to about **June 1** of the succeeding
year.

The points of diversion of such water are located as follows:

- (1) South two hundred eighty (280) feet and west three hundred (300) feet from
 $N\frac{1}{4}$ corner of Section 4, T4N, R13E, MDB&M, being within the $NE\frac{1}{4}$ of $NW\frac{1}{4}$ of
said Section 4.
- (2) South five hundred ninety (590) feet and west four hundred fifty (450) feet
from $N\frac{1}{4}$ corner of Section 4, T4N, R13E, MDB&M, being within the $NE\frac{1}{4}$ of $NW\frac{1}{4}$
of said Section 4.
- (3) South one thousand twenty (1020) feet and west six hundred (600) feet from
 $N\frac{1}{4}$ corner of Section 4, T4N, R13E, MDB&M, being within the $NE\frac{1}{4}$ of $NW\frac{1}{4}$ of
said Section 4.

A description of the lands or the place where such water is put to beneficial use is as follows:
16 acres in $NE\frac{1}{4}$ of $NW\frac{1}{4}$ of Section 4, T4N, R13E, MDB&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 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.

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).

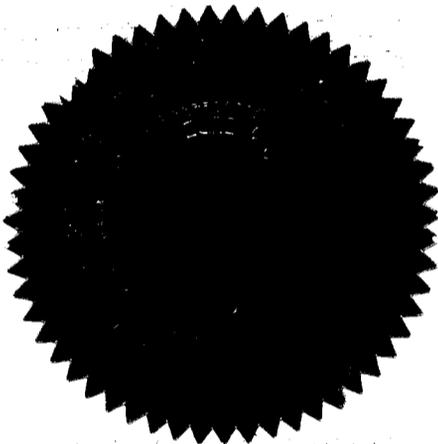
Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied 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: OCT 24 1957

STATE WATER RIGHTS BOARD

By *Leslie C. Jopson*
LESLIE C. JOPSON
Chief Engineer



11/10/65 transferred to Edythe Domenghini

9-19-66 RECEIVED NOTICE OF ASSIGNMENT TO *Ralph W. + Mary B. Morris*

LICENSE 4826
STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD

LICENSE
TO APPROPRIATE WATER

ISSUED TO *Louis Domenghini*

DATED OCT 24 1957

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