

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

DIVISION OF WATER RIGHTS

In the Matter of License 5569 (Application 16643)
John K. Ulving and Marilyn S. Ulving

ORDER REVOKING LICENSE

SOURCE: Houghton Avenue Drain tributary to Kopta Slough thence Sacramento River
COUNTY: Tehama

WHEREAS:

1. A letter dated April 20, 2004 has been received from the Licensee, requesting revocation of the license by the State Water Resources Control Board (SWRCB), Division of Water Rights (Division).
2. The Division interprets the Licensee's request for revocation as a waiver of the notice and hearing requirements set forth in Water Code sections 1675 through 1675.2.

Therefore, it is ordered that License 5569 is hereby revoked by the SWRCB, 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 SWRCB decisions regarding water availability.



*Victoria A. Whitney, Chief
Division of Water Rights*

Dated: **JUL 12 2004**

MAILING LIST

REGULAR MAIL

John K. and Marilyn S. Uving
P.O. Box 464
Corning, CA 96021

Tehama County Recorder
P.O. Box 250
Red Bluff, CA 96080

Bcc: Field File

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STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

License for Diversion and Use of Water

APPLICATION 16643

PERMIT 10584

LICENSE 5569

THIS IS TO CERTIFY, That

Roy N. Hansen
Route 1, Box 362
Corning, California

Notice of Assignment (Over)

has made proof as of May 28, 1958
(the date of inspection) to the satisfaction of the State Water Rights Board of a right to the use of the water of

Houghton Avenue Drain in Tehama County

tributary to Sacramento River

for the purpose of irrigation use
under Permit 10584 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 September 30, 1955 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 twenty-five thousandths (0.025) cubic foot per second to be diverted from about April 1 to about October 15 of each year.

The equivalent of such continuous flow allowance for any thirty day period may be diverted in a shorter time if there be no interference with other vested rights.

The point of diversion of such water is located:

South two thousand six hundred (2600) feet and west one thousand five hundred eighty-four (1584) feet from NE corner of Section 10, T24N, R3W, MDB&M, being within SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 10.

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

4 acres within SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 10, T24N, R3W, MDB&M.

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 MAR 24 '59



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

5-20-66 RECEIVED NOTICE OF ASSIGNMENT TO

John K. + Merrill

S. Ullring;