STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

ORDER

Application 15211 Permit 9488 License 6865

ORDER AMENDING LICENSE

WHEREAS:

1. License 6865 was issued to Charles and Gloria Colvin and recorded at the office of the Inyo County Recorder on June 12, 1963.

2. License 6865 was subsequently assigned to Bishop Creek Lodge.

3. License 6865 confers upon Bishop Creek Lodge an appropriative right to use water from Green Creek in Inyo County.

4. Fish and Game Code Section 5946 requires that the State Water Resources Control Board condition Licenses that authorize diversion of water in Department of Fish and Game District 4 ½ (Inyo and Mono Counties) to specify compliance with Section 5937 of the Fish and Game Code.

5. The License was issued without referencing compliance with Section 5937.

6. Since amendment of License 6865 to require compliance with Fish and Game Code Section 5937 is a ministerial action, this Order is exempt from the provisions of the California Environmental Quality Act (CEQA) and the State CEQA Guidelines in accordance with Section 21080 of the Public Resources Code.

NOW, THEREFORE, IT IS ORDERED THAT:

The following condition is added to this License:

In accordance with the requirements of Fish and Game Code Section 5946, this License is conditioned upon full compliance with Section 5937 of the Fish and Game Code.

Dated: JUNE 16 1997

Walt Pettit
Executive Director

STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

License for Diversion and Use of Water

APPLICATION 15211 PERMIT 9488 LICENSE 6865

over

THIS IS TO CERTIFY, *That* Charles Colvin and Gloria Colvin
Box 677
Bishop, California

have made proof as of June 15, 1962, *(the date of inspection) to the satisfaction of the State Water Rights Board of a right to the use of the water of* Green Creek in Inyo County

tributary to South Fork Bishop Creek thence Bishop Creek thence Owens River

for the purpose of domestic use
under Permit 9488 *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* February 26, 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* fifteen hundred (1500) gallons per day to be diverted from about May 1 to about October 15 of each year.

The point s *of diversion of such water* are *located* :

(1) North two hundred sixty (260) feet and west one thousand three hundred ninety (1390) feet from E¼ corner of Section 11, T9S, R31E, MDB&M, being within SW¼ of NE¼ of said Section 11.

(2) North one thousand twenty (1020) feet and west two thousand three hundred twenty (2320) feet from E¼ corner of Section 11, T9S, R31E, MDB&M, being within SW¼ of NE¼ of said Section 11.

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

Within NW¼ of NE¼, SW¼ of NE¼, NE¼ of NW¼ and SE¼ of NW¼ of Section 11, T9S, R31E, 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: JUN 10 1963

L. K. Hill

L. K. Hill
Executive Officer

4-24-73 Record chgd to show E

4-23-79 asgd to Leland J. Albee
8-7-79 Record chgd to show Leland J. Albee + Jack H. McDonald as owners
7-28-83 asgd to Howard G. Shaw
11-15-95 Resign to Bishop Creek Lodge

LICENSE 6865

STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD

LICENSE
TO APPROPRIATE WATER

ISSUED TO Charles and Gloria Colvin

DATED JUN 10 1963

47689 8-61 3M (1) SPO

MAR 22 '63 C.H.D.

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