

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

**DIVISION OF WATER RIGHTS**

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In the Matter of License 7764 (Application 18863)

**Clifford Lee and Shirley Lee**

**ORDER REVOKING LICENSE**

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SOURCE: An Unnamed Spring

COUNTY: Tulare County

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**WHEREAS:**

1. License 7764 was issued to Paul W. Stamm and Kathleen L. Stamm on April 6, 1966, pursuant to Application 18863, and was recorded with the County Recorder of Tulare County on April 7, 1966 in book 2648, pages 465–466.
2. License 7764 was subsequently assigned to Clifford Lee and Shirley Lee on May 25, 1993.
3. Clifford Lee and Shirley Lee have requested on December 1, 2012 that the license be revoked by the State Water Resources Control Board (State Water Board), Division of Water Rights (Division).
4. 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 7764 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: MARCH 18 2013



STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

License for Diversion and Use of Water

APPLICATION 18863

PERMIT 12905

LICENSE 7764

**THIS IS TO CERTIFY, That**

Paul W. Stamm and Kathleen L. Stamm  
P. O. Box 393  
Springville, California

Notice of Change (Over)

*have made proof as of June 4, 1965,  
(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 spring in Tulare County*

*tributary to Backbone Creek thence North Fork Tule River*

*for the purpose of domestic use  
under Permit 12905 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 July 20, 1959,  
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 four thousand five hundred  
(4500) 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 one thousand five hundred (1500) feet and east one thousand five hundred  
(1500) feet from NW corner of Section 17, T19S, R30E, MDB&M, being within SE $\frac{1}{4}$   
of NW $\frac{1}{4}$  of said Section 17.*

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

*Within NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 18, T19S, R30E, MDB&M.*

*Use of water under this license shall be subject to and will not infringe upon  
the existing rights of Bayou Vista Ditch Company and South Lake Farms.*

*Licensee shall allow representatives of the State Water Rights Board and other  
parties, as may be authorized from time to time by said Board, reasonable  
access to project works to determine compliance with the terms of this license.*

*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: APR 6 1988



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

*Received by  
L. K. Hill  
Executive Officer  
April 6, 1988*

*12-10-79 Int of Clifford Lee added to Evelyn B. Lee  
3-30-87 Ownership chgd to Evelyn B. Lee  
4-20-87 Name of Clifford D. Lee added  
5-25-93 Ownership chgd to Clifford & Shirley Lee*

LICENSE 7764  
STATE OF CALIFORNIA  
STATE WATER RIGHTS BOARD

LICENSE  
TO APPROPRIATE WATER  
Paul W. Stamm and  
Kathleen L. Stamm  
ISSUED TO  
DATED APR 6 1988

47689 9-81 3M 1 SPO

*2/14/88 KME*

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