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

DIVISION OF WATER RIGHTS

In the Matter of License 7784 (Application 17634)

Patricia T. Arfsten

ORDER REINSTATING LICENSE

SOURCE: Unnamed Stream tributary to East Fork Chowchilla River

COUNTY: Mariposa County

WHEREAS:

1. Revocation request forms dated February 28, 2006 were received from the Licensee, requesting revocation of Licenses 2495 and 7784 by the State Water Resources Control Board (State Water Board), Division of Water Rights (Division).

2. On August 15, 2006 the State Water Board issued an order revoking Licenses 2495 and 7784.

3. By letter of October 24, 2006, and subsequent letter of November 25, 2006, Licensee requested reinstatement of License 7784 pursuant to section 1675.2 of the California Water Code.

4. Water Code section 1675.2 provides that the State Water Board may reinstate a license for good cause shown. On May 16, 2002, the State Water Board delegated this authority to the Division Chief (State Water Board Resolution 2002-0106.)

5. For the reasons stated in her letter of November 25, 2006, Licensee has shown good cause for reinstatement of the voluntarily revoked license. The Licensee thought that the water right fee bills that she was receiving were only for an unused spring on U.S. Forest Service land. In reality, the fee bills were for two rights, Licenses 2495 and 7784 (Applications 9371 and 17634) for the spring (License 2495) and a reservoir (License 7784). The Licensee did not want to pay annual fees for the unused spring, but wanted to maintain the reservoir water right, License 7784. The Licensee is current on fee payments for License 7784.

ORDER:

IT IS HEREBY ORDERED that License 7784 is reinstated.

Victoria A. Whitney

Victoria A. Whitney, Chief
Division of Water Rights

Date: MAY 1 1 2007

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

DIVISION OF WATER RIGHTS

In the Matter of Licenses 2495 and 7784 (Applications 9371 and 17634)

Patricia Tanya Arfsten

ORDER REVOKING LICENSES

SOURCES: a. License 2495- Unnamed Spring tributary to East Fork Chowchilla River
b. License 7784- Unnamed Stream tributary to East Fork Chowchilla River

COUNTY: Mariposa

WHEREAS:

1. Revocation Request forms dated February 28, 2006 have been received from the Licensee, requesting revocation of the above listed licenses by the State Water Resources Control Board (State Water Board), 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 Licenses 2495 and 7784 are 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

Steven Herrera for

Victoria A. Whitney, Chief
Division of Water Rights

Dated: AUG 15 2006

STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

License for Diversion and Use of Water

APPLICATION 17634 PERMIT 11146 LICENSE 7784

John W. Ryska
5454 East Sussex
Fresno, California 93727

Notice of Change (Over)

THIS IS TO CERTIFY, *That* has made proof as of April 11, 1962 *(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 Mariposa County

tributary to East Fork Chowchilla River

for the purpose of recreational use *under Permit* 11146 *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* May 31, 1957, *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* three (3) acre-feet per annum to be collected from about October 1 of each year to about July 30 of the succeeding year.

Licensee's right hereunder extends only to water necessary to keep the reservoir full by replacing water lost by evaporation and seepage, and to refill if emptied for necessary maintenance or repair.

The point of diversion of such water is *located* :

North three hundred eighty (380) feet and east seven hundred ninety (790) feet from SW corner of Section 18, T5S, R21E, MDB&M, being within SW¼ of SW¼ of said Section 18.

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

At reservoir within SW¼ of SW¼ of Section 18, T5S, R21E, 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: AUG 3 1966

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

10/30/68 RECEIVED NOTICE OF ASSIGNMENT TO [illegible]

5-17-88 asgd to James T. & Patricia T. Platto

LICENSE 7784

STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD

LICENSE
TO APPROPRIATE WATER

ISSUED TO John W. Ryska

DATED AUG 3 1966

47689 8-61 3M (1) SPO

FEB 17 [illegible] A.L.S.

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