

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

**ORDER WR 2007-XXXX-DWR**

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In the Matter of License 9951 (Application 18788)  
**Thomas and Judy Hamner**

**ORDER REVOKING LICENSE**

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SOURCE: Two unnamed Streams tributary to Clear Creek

COUNTY: El Dorado

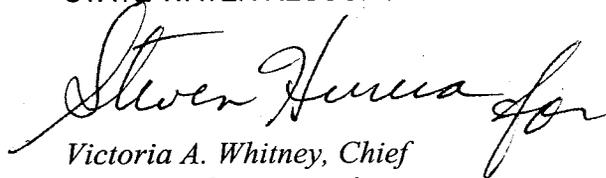
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**WHEREAS:**

1. The Licensees requested on August 22, 2007 that the License be revoked 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 License 9951 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



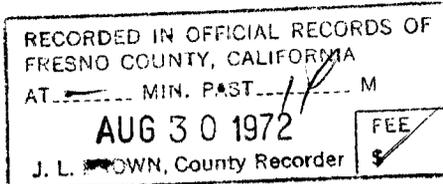
*Victoria A. Whitney, Chief  
Division of Water Rights*

Dated: **DEC 12 2007**

bcc: Field Files

Recording Requested by:  
STATE WATER RESOURCES CONTROL BOARD  
Pursuant to Government Code Sec. 6103.

When Recorded Mail to:  
STATE WATER RESOURCES CONTROL BOARD  
Room 1015, Resources Building  
Sacramento, California 95814



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

## License for Diversion and Use of Water

APPLICATION 18788PERMIT 12149LICENSE 9951

THIS IS TO CERTIFY, That

CECIL R. THOMPSON AND CHARLOTTE L. THOMPSON  
4550 ALAMEDA ROAD, PLACERVILLE, CALIFORNIA 95667

to the satisfaction of ~~the~~ <sup>HAVE</sup> State Water Resources Control Board of a right to the use of the water of

made proof as of

MAY 20, 1971

(the date of inspection)

**2 UNNAMED STREAMS IN EL DORADO COUNTY**

tributary to

**CLEAR CREEK THENCE NORTH FORK COSUMNES RIVER**

for the purpose of  
under Permit

**IRRIGATION, STOCKWATERING AND FIRE PROTECTION USES**

of the Board and that the right to the use of this water has been perfected  
in accordance with the laws of California, the Regulations of the Board and the permit terms; that the  
priority of this right dates from  
this right is entitled and hereby confirmed <sup>JUNE 12, 1959</sup> to the amount actually beneficially used for the stated  
purposes and shall not exceed

**TWO AND EIGHT-TENTHS (2.8) ACRE-FEET PER ANNUM, TO BE  
COLLECTED FROM DECEMBER 1 OF EACH YEAR TO APRIL 1 OF THE SUCCEEDING YEAR. THE  
MAXIMUM WITHDRAWAL IN ANY ONE YEAR SHALL NOT EXCEED 2.8 ACRE-FEET.**

THE POINTS OF DIVERSION OF SUCH WATER ARE LOCATED:

- (1) NORTH 1,600 FEET AND EAST 1,050 FEET FROM SW CORNER OF SECTION 28, T10N, R12E, NDB&M, BEING WITHIN NW1/4 OF SW1/4 OF SAID SECTION 28, AND
- (2) NORTH 1,425 FEET AND EAST 900 FEET FROM SW CORNER OF SECTION 28, T10N, R12E, NDB&M, BEING WITHIN NW1/4 OF SW1/4 OF SAID SECTION 28.

A DESCRIPTION OF LANDS OR THE PLACE WHERE  
SUCH WATER IS PUT TO BENEFICIAL USE IS AS FOLLOWS:

INCIDENTAL USES WITHIN NW1/4 OF SW1/4 OF SECTION 28, T10N, R12E, NDB&M, AND  
STOCKWATERING AND IRRIGATION OF 12 ACRES WITHIN SW1/4 OF SW1/4 OF SECTION 28,  
T10N, R12E, NDB&M

*Licensee shall allow representatives of the Board and other parties, as may be authorized from time to time by the 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 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 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, 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, county 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, county 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 25 1972

STATE WATER RESOURCES CONTROL BOARD

*K. L. Woodward*  
Chief, Division of Water Rights