

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

DIVISION OF WATER RIGHTS

In the Matter of License 10057 (Application 19052B)
Robert W. Velon, Glenda Velon, Milton E. Casey, and Margarita Casey

ORDER REINSTATING LICENSE

SOURCE: Unnamed Stream tributary to Antelope Creek thence Dry Creek thence
Natomas East Main Drain

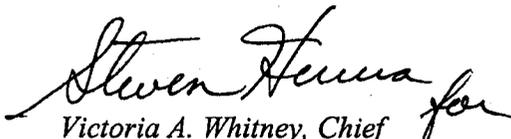
COUNTY: Placer

WHEREAS:

1. License 10057 was revoked by the State Water Resources Control Board (SWRCB) Division of Water Rights (Division) on April 19, 2004. The revocation was based on a letter from the Licensee dated January 13, 2004 requesting revocation of the license.
2. A request for reinstatement of the license was submitted by the Licensee on April 23, 2004. Good cause exists for reinstatement of License 10057.

THEREFORE:

It is ordered that License 10057 is hereby reinstated by the SWRCB.


Victoria A. Whitney, Chief
Division of Water Rights

Dated: **JUL 20 2004**

MAILING LIST

REGULAR MAIL

Robert W. Velon, Glenda Velon,
Millon E. Casey and Margarita Casey
c/o Robert W. Velon
6700 Butler Road
Penryn, CA 95663

Placer County Recorder
175 Fulweller Avenue, Room 101
Auburn, CA 95603

Bcc: Field File

Brigby:br/ltzar:5-25-04
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STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

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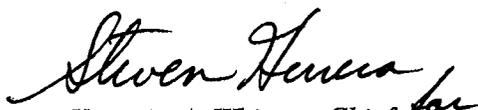
COUNTY: Placer

WHEREAS:

1. A letter dated January 13, 2004, has been received on behalf of the Licensees 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 10057 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 for
Division of Water Rights

Dated: **APR 19 2004**

MALING LIST

REGULAR MAIL

Robert W. Velon, Glenda Velon,
Milton E. Casey, and Margarita Casey
c/o Robert W. Velon
6700 Butler Road
Penryn, CA 95663

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175 Fulweiler Avenue, Room 101
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Milton E. Casey
6718 Butler Road
Penryn, CA 95663

Bcc: BR, WT, Field File

Brngby:br/ltzar:2-25-04
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STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

License for Diversion and Use of Water

10057

APPLICATION 19052B

PERMIT 12310

LICENSE _____

THIS IS TO CERTIFY, That

RICHARD E. KAUNECKIS AND EVA A. KAUNECKIS *Over*
1502 SISLEY ROAD, PENRYN, CALIFORNIA 95663

HAVE made proof as of SEPTEMBER 29, 1972 (the date of inspection)
to the satisfaction of the State Water Resources Control Board of a right to the use of the water of
AN UNNAMED STREAM IN PLACER COUNTY

tributary to ANTELOPE CREEK THENCE DRY CREEK THENCE NATOMAS EAST MAIN DRAIN

for the purpose of IRRIGATION, DOMESTIC AND STOCKWATERING USES
under Permit 12310 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 OCTOBER 29, 1959 and that the amount of water to which
this right is entitled and hereby confirmed is limited to the amount actually beneficially used for the stated
purposes and shall not exceed TEN THOUSAND EIGHT HUNDRED (10,800) GALLONS PER DAY, TO
BE DIVERTED FROM APRIL 1 TO OCTOBER 31 OF EACH YEAR, AND THREE THOUSAND SIX
HUNDRED (3,600) GALLONS PER DAY, TO BE DIVERTED FROM NOVEMBER 1 OF EACH YEAR
TO MARCH 31 OF THE SUCCEEDING YEAR FOR DOMESTIC AND STOCKWATERING PURPOSES.
SO LONG AS THERE IS NO INTERFERENCE WITH OTHER RIGHTS, JUNIOR, AS WELL AS SENIOR,
LICENSEE MAY INCREASE HIS RATE OF DIVERSION TO A MAXIMUM OF 0.08 CUBIC FOOT PER
SECOND; PROVIDED THAT THE TOTAL QUANTITY DIVERTED IN ANY 30-DAY PERIOD DOES NOT
EXCEED 1 ACRE-FOOT. THE MAXIMUM AMOUNT DIVERTED UNDER THIS LICENSE SHALL NOT
EXCEED 5 ACRE-FEET PER YEAR.

THE POINT OF DIVERSION OF SUCH WATER IS LOCATED:

NORTH 1,150 FEET AND WEST 1,825 FEET FROM SE CORNER OF SECTION 27, T12N, R7E,
MDB&M, BEING WITHIN SW1/4 OF SE1/4 OF SAID SECTION 27.

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

4.5 ACRES WITHIN SW1/4 OF SE1/4 OF SECTION 27, T12N, R7E, MDB&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.

~~This continuing authority of the Board may be exercised by imposing specific requirements over and above those contained in this license with a view to minimizing waste of water and to meeting the reasonable water requirements of licensees without unreasonable draft on the source. Licensees may be required to implement such programs as (1) ceasing or reclaiming the water allocated, (2) restricting diversions so as to eliminate agricultural tailwater or to reduce return flow, (3) suppressing evaporation losses from water surfaces, (4) controlling phreatophytic growth, and (5) installing, maintaining, and operating efficient water measuring devices to assure compliance with the quantity limitations of this license and to determine accurately water use as against reasonable water requirements for the authorized project. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such specific requirements are physically and financially feasible and are appropriate to the particular situation.~~

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 hereth 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 16 1973

STATE WATER RESOURCES CONTROL BOARD

K. L. Woodward
Chief, Division of Water Rights

210057

3-26-79 Logg to Robert & Helen Valeri;
Inlet E. + Margarita Covey

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

License for Diversion and Use of Water

APPLICATION 19052a

PERMIT 12310

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Dated: APR 16 1973

STATE WATER RESOURCES
CONTROL BOARD
SACRAMENTO

STATE WATER RESOURCES CONTROL BOARD

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