

FOR PERMIT CHANGES SEE WHITE WATER ADJUDICATION (PAGES 37 THRU 41) 12-9-1938

KEEP ON TOP

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

ORDER

APPLICATION 1122

PERMIT 536

LICENSE _____

ORDER APPROVING A NEW DEVELOPMENT SCHEDULE AND AMENDING THE PERMIT

WHEREAS:

1. A petition for extension of time within which to develop the project and apply the water to the proposed use has been filed with the State Water Resources Control Board.
2. The permittee has proceeded with diligence and good cause has been shown for extension of time.

NOW, THEREFORE, IT IS ORDERED THAT:

1. A new development schedule is approved as follows:

COMPLETE APPLICATION OF THE
WATER TO THE PROPOSED USE
SHALL BE MADE ON OR BEFORE

December 1, 1990

2. Added to this permit is the following term:

Pursuant to California Water Code Sections 100 and 275, and the common law public trust doctrine, all rights and privileges under this permit and under any license issued pursuant thereto, including method of diversion, method of use, and quantity of water diverted, are subject to the continuing authority of the State Water Resources Control Board in accordance with law and in the interest of the public welfare to protect public trust uses and to prevent waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of said water.

The continuing authority of the Board may be exercised by imposing specific requirements over and above those contained in this permit with a view to eliminating waste of water and to meeting the reasonable water requirements of permittee without unreasonable draft on the source. Permittee may be required to implement a water conservation plan, features of which may include but not necessarily be limited to: (1) reusing or reclaiming the water allocated; (2) using water reclaimed by another entity instead of all or part of the water allocated; (3) restricting diversions so as to eliminate agricultural tailwater or to reduce return flow; (4) suppressing evaporation losses from water surfaces; (5) controlling phreatophytic growth; and (6) installing, maintaining, and operating efficient water measuring devices to assure compliance with the quantity limitations of this permit 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. The continuing authority of the Board also may

be exercised by imposing further limitations on the diversion and use of water by the permittee in order to protect public trust uses. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such action is consistent with California Constitution Article X, Section 2; is consistent with the public interest and is necessary to preserve or restore the uses protected by the public trust.

3. Added to this permit is the following term:

Permittee shall consult with the Division of Water Rights and the Department of Water Resources and develop and implement a water conservation plan or actions. The proposed plan or actions shall be presented to the Board for approval within one year from the date of this permit (order) or such further time as may, for good cause shown, be allowed by the Board. A progress report on the development of a water conservation plan may be required by the Board within this period.

4. Added to this permit is the following term:

Permittee, in accordance with Sections 785 and 786 of the Administrative Code, shall install an additional measuring device below the diversion dam near Windy Point and an additional measuring device below the spreading area in Palm Canyon Wash. Both measuring devices must be installed by December 1, 1986, and must be properly maintained. Permittee must obtain and furnish to the Board, records of the measurements to determine the quantity of water diverted to underground storage.

Dated: **SEPTEMBER 10 1985**

Raymond Walsh

Raymond Walsh, Chief
Division of Water Rights

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
ROOM 1140, RESOURCES BUILDING
1416 NINTH STREET • SACRAMENTO 95814



ORDER APPROVING A NEW DEVELOPMENT SCHEDULE

APPLICATION 1122

PERMIT 536

THE STATE WATER RESOURCES CONTROL BOARD HAVING DETERMINED THAT GOOD CAUSE HAS BEEN SHOWN FOR EXTENSION OF TIME WITHIN WHICH TO DEVELOP THE PROJECT PROPOSED UNDER PERMIT 536; AND HAVING DIRECTED THAT THIS ORDER BE ISSUED;

NOW THEREFORE IT IS ORDERED THAT A NEW DEVELOPMENT SCHEDULE BE AND THE SAME IS HEREBY APPROVED AS FOLLOWS:

APPLICATION OF THE WATER TO THE PROPOSED USE SHALL BE COMPLETED ON OR BEFORE

DECEMBER 1, 1978

DATED: DEC 6 1968

K. L. Woodward
K. L. WOODWARD, CHIEF
DIVISION OF WATER RIGHTS



STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES
ORDER

APPLICATION 1122

PERMIT 536

LICENSE _____

ORDER GRANTING EXTENSION OF TIME WITHIN WHICH TO
COMPLETE CONSTRUCTION AND USE

WHEREAS the Superior Court in and for the County of Riverside did on June 28, 1932, under the provisions of Section 36f, Chapter 586 Statutes of 1913, as amended, enter an order extending until June 30, 1935, the time within which to complete the appropriation initiated by Application 1122,

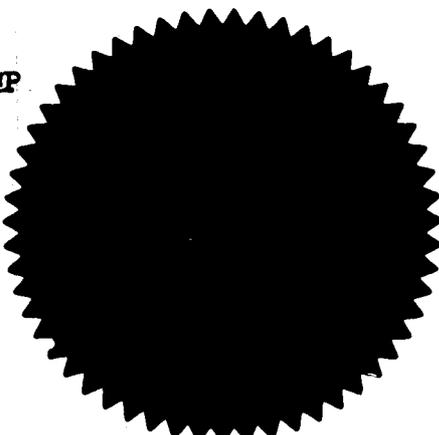
NOW THEREFORE it is hereby ordered that the time within which to complete construction work and use under Permit 536 heretofore issued in approval of said Application 1122 be and the same is hereby extended to June 30, 1935.

WITNESS my hand and the seal of the Department of Public Works of the State of California, this first day of August, 1932.

EDWARD HYATT, State Engineer

BY Harold Conkling
Deputy

WES:MP





DIVISION OF WATER RIGHTS

ORDER

APPLICATION No. 1122

PERMIT No. 536

LICENSE No. _____

ORDER GRANTING EXTENSION OF TIME WITHIN WHICH
TO COMPLETE CONSTRUCTION AND USE

WHEREAS good cause has been shown wherefore an extension of time should be allowed for the completion of construction work and the application of the water to complete beneficial use under Application 1122, Permit 536, and

WHEREAS it appears to the Division of Water Rights that such an extension of time should be granted,

NOW THEREFORE it is hereby ordered that an extension of time be and the same is hereby granted until July 1, 1928 within which to complete construction work and apply the water to complete beneficial use under said application and permit.

WITNESS the signature of the Chief of the Division of Water Rights, Department of Public Works of the State of California and the seal of said department this twenty-second day of October, 1927.

Harold Conkling
(Harold Conkling)
CHIEF OF DIVISION OF WATER RIGHTS



OCT. 22 1927

61018 80V
10:30

STATE OF CALIFORNIA,

County of Riverside

ss

I, _____

County Recorder of Riverside County, do

hereby certify that a copy of Permit No. 536

of the State Water Commission in favor of

COACHELLA VALLEY COUNTY WATER DISTRICT

Application No. 1122, was filed in my office on

July 31st 1919.

~~Witness my hand and Official Seal this~~

31st day of July A.D. 1919

H. Edinmore
Recorder.

Deputy.

Application No. 1122

APPLICATION FOR A PERMIT

To Appropriate Unappropriated Waters of the State of California

FOR DOMESTIC AND
FOR AGRICULTURAL PURPOSES

I, COACHELLA VALLEY COUNTY WATER DISTRICT,
(Name of Applicant)

of Coachella County of Riverside
(Post office)

State of California, do hereby make application for a permit to appropriate the following described unappropriated waters of the State of California, SUBJECT TO EXISTING RIGHTS:

If the applicant is a corporation, give date and place of incorporation under the Act of 1913
County of Riverside --- January 5, 1918.

1. The source of the proposed appropriation is Whitewater River and Snow Creek
(Name of stream, lake, or other source)

located in Riverside County, tributary of Salton Sea.

2. The amount of water which the applicant intends to apply to beneficial use is _____
(One cubic foot per second)
Four Hundred cubic feet per second.
equals 40 miner's inches)

3. The use to which the water is to be applied is Domestic and Agricultural

4. The point of diversion ~~is~~ is located along the channel of Whitewater River and Snow Creek east of the west line of sections 20 and 29, T. 3 S., R. 4 E., S.B.B. & M., and west of the west line of sections 30, 31, T. 3 S., R. 5 E., S.B.B. & M., and west of the west line of sections 1 and 2, in T. 4 S., R. 4 E., and in section 31 in T. 3 S., R. 5 E., and in sections 6 and 7, T. 4 S., R. 5 E., San Bernardino B. & M.
(Give distance and bearing to section corner)

5. There will be several ditches at the several points of diversion, as the volume of stream flow may require. The dimensions of ditches and their length may vary as circumstances may demand. Generally speaking ditches will lead the diverted stream into other channels separate and more or less parallel to the main stream, or onto gravel areas, or ponds or shafts, all located within sections 20, 29, 32, 21, 28, 33, 22, 27, 34, 23, 26, 35, 25, and 36, T. 3 S., R. 4 E., and sections 1 and 2, in T. 4 S., R. 4 E., and in section 31 in T. 3 S., R. 5 E., and in sections 6 and 7, T. 4 S., R. 5 E., San Bernardino B. & M.

7. (a) Height of dam _____ feet; length on top _____ feet; length at bottom _____

7. Proposed flood water diversion dams are to be of loose and netted rock, brush, gravel, timber, or other temporary construction, of varying heights and widths to conform to the changing conditions of the river channel. The dams are to be located at the most favorable points along the channel as may exist from time to time to divert the ordinary flood flow of the streams, and are to be connected with suitable canals or ditches to carry the water upon the adjacent gravel areas for absorption and storage.

Canal System—

8. Give dimensions at each point of canal where materially changed in size, stating miles from headgate:

(a) At headgate: Width on top (at water line)-----feet; width on bottom-----feet; depth of water-----feet; grade-----feet fall per one thousand feet.

(b) At-----miles from headgate: Width on top (at water line)-----feet; width on bottom-----feet; depth of water-----feet; grade-----feet fall per one thousand feet. (Attach sheet covering other changes.)

Storage Reservoir—

9. The amount of water to be stored is unknown acre feet.

10. The location of the proposed reservoir will be underlying the spreading grounds and covering all or part of sections 20, 21, 22, 23, 25, 26, 27, 28, 29, 32, 33, 34, 35, 36, T. 3 S., R. 4 E.; and sections 1 and 2, T. 4 S., R. 4 E.; and section 31, T. 3 S., R. 5 E.; and in sections 6 and 7, T. 4 S., R. 5 E., San Bernardino B. & M., as shown on Maps Nos. 1 and 2.

11. The dam will be located in There will be no dams except as mentioned.
(40-acre subdivisions)

Sec.-----Tp.-----R.-----, M. It will be-----feet in height; length on top-----feet; length on bottom-----feet; width on top-----feet; slope of front or water face-----; slope on back-----
(Feet horizontal to 1 vertical) (Feet horizontal to 1 vertical)

height of dam above water line when full-----feet.

12. Character of construction of dam and the materials of which it is to be built-----

13. Estimated cost of proposed works, \$10,000

14. Construction work will begin on or before within ninety days after permit is granted.

15. Construction work will be completed on or before two years from date of permit.

16. The water will be completely applied to the proposed use on or before January 1922.

17. The land to be irrigated has a total area of 25,000 acres, located in the Coachella Valley within the confines of the yellow border line of Map No. 2 filed herewith. The water will also be used for the domestic needs of the towns of Indio, Coachella, Thermal and Mecca, and for the industrial purposes of the Southern Pacific Railroad Company.

begin about January and end about December of each year.
(Month) (Month)

is perennial.

and agreed that this application and the permit and license which may be granted hereunder shall be subject to all the conditions set forth in Section 20 of the Water Commission Act (Statutes 1913, Chapter 586), which is as follows:

R E M A R K S.

The use to which the water is to be applied is for domestic water supply and agricultural purposes. The immediate object is to conserve winter flood waters by spreading the same over the lands in sections 19, 20, 21, 22, 23, 25, 26, 27, 28, 29, 30, 33, 34, 35, 36, T: 3 S., R. 4 E., or portions thereof, all the said lands now being subject to overflow during floods occasioned by Whitewater River and Snow Creek or their tributaries.

These lands consist of deposits of sand, gravel and boulders. The flood waters, spread over said lands, will all or in part seep into the ground and reach a common body of ground water which percolates southeasterly along the axis of the Coachella Valley.

In the territory between Indio and Salton Sea the ground waters are under pressure and become artesian. Along their entire course from the spreading grounds to Salton Sea abstractions are made from the ground water by means of artesian and pumped wells, the water being used for domestic and agricultural purposes. The ultimate object of appropriating the water is to increase the underflow and thereby the supply available for abstractions for domestic and agricultural purposes. (See Maps Nos. 1 and 2 accompanying this application.)

There is no surface watersupply for the towns of Indio, Coachella, Mecca or Thermal, nor for the ir [REDACTED] the valley border of Map No.2, and the only [REDACTED] this territory is that of occasional ext [REDACTED] floods.

SEC. 20. All permits and licenses for the appropriation of water shall be under the terms and conditions of this act, and shall be effective for such time as the water actually appropriated under such permits and licenses shall actually be used for the useful and beneficial purpose for which said water was appropriated, but no longer; and every such permit or license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this section and likewise the statement that any appropriator of water, to whom said permit or license may be issued, shall take the same subject to such conditions as therein expressed; *provided*, that if, at any time after the expiration of twenty years after the granting of a license, the state, or any 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 said license and the works built or constructed for the enjoyment of the rights granted under said license; and in the event that the said state, city and county, municipal water district, irrigation district, lighting district or political subdivision of the state so desiring to purchase and the said owner of said works and property can not agree upon said purchase price, said price shall be determined in such manner as is now or may hereafter be determined in eminent domain proceedings. If it shall appear to the state water commission at any time after a permit or license is issued as in this act provided that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee, has not put the water granted under said permit or license to the useful or beneficial purpose for which the permit or license was granted, or that the permittee or licensee, or the heirs, successors, or assigns of said permittee or licensee, has ceased to put said water to such useful or beneficial purpose, or that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee, has failed to observe any of the terms and conditions in the permit or license as issued, then and in that case the said commission, after due notice to the permittee, licensee, or the heirs, successors or assigns of such permittee or licensee, and a hearing thereon, may revoke said permit or license, and declare the water to be unappropriated and open to further appropriation in accordance with the terms of this act. And the findings and declaration of said commission shall be deemed to be prima facie correct until modified or set aside by a court of competent jurisdiction; *provided*, that any action brought so to modify or set aside such finding or declaration must be commenced within thirty days after the service of notice of said revocation on said permittee or licensee, his heirs, successors or assigns. And every licensee or permittee under the provisions of this act if he accept such permit or license shall accept the same 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 permit or license granted or issued under the provisions of this act, or for any rights granted or acquired under the provisions of this act, in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any permittee or licensee, his heirs, successors or assigns or by the holder of any rights granted or acquired under the provisions of this act, 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 permittee or licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this act. The application for a permit by municipalities for the use of water for said municipalities or the inhabitants thereof for domestic purposes shall be considered first in right, irrespective of whether they are first in time; *provided, however*, that such application for a permit or the granting thereafter of permission to any municipality to appropriate waters, shall not authorize the appropriation of any water for other than municipal purposes; and *providing, further*, that where permission to appropriate is granted by the state water commission to any municipality for any quantity of water in excess of the existing municipal needs therefor, that pending the application of the entire appropriation permitted, the state water commission shall have the power to issue permits for the temporary appropriation of the excess of such permitted appropriation over and above the quantity being applied from time to time by such municipality; and *providing, further*, that in lieu of the granting of such temporary permits for appropriation, the state water commission may authorize such municipality to become as to such surplus a public utility, subject to the jurisdiction and control of the railroad commission of the State of California for such period or periods from and after the date of the issuance of such permission to appropriate, as may be allowed for the application to municipal uses of the entire appropriation permitted; and *provided, further*, that when such municipality shall desire to use the additional water granted in its said application it may so do upon making just compensation for the facilities for taking, conveying and storing such additional water rendered valueless for said purposes, to the person, firm or corporation which constructed said facilities for the temporary use of said excess waters, and which compensation, if not agreed upon between the municipality and said person, firm or corporation, may be determined in the manner provided by law for determining the value of property taken by and through eminent domain proceedings.

Coachella Valley County Water District
(Name of Applicant)

By J. S. M. Jennings. Pres

By Harry Debell Sec

Signed in the presence of us as witnesses:

1. Shirley Jones
(Name)

Coachella, Cal
(Address)

2. Chas B Jones
(Name)

Coachella, Cal
(Address)

For the use of the Water Commission in sending notices as provided in Rule 8, Page 8 of Rules and Regulations, the applicant should answer the following questions:

1. What is the name of the post office most used by those living near the proposed point of diversion?-----

GRAY

2. What are the names and addresses of claimants of water from the source of supply below the proposed point of diversion?----- Applicant knows of no person diverting the flow of said streams, or any part thereof, at any point below any of the ~~streams~~ which applicant diverts, or proposes to divert, said water

Osochelja Valley County
Water District

Osochelja, California

Application No. 1122

Permit No. 536

APPLICATION

AGRICULTURAL

TO APPROPRIATE THE PUBLIC

WATERS OF THE

STATE OF CALIFORNIA

This application was first received in the office of the State Water Commission the 25th day of October 1918

at 10:45 o'clock A. M.

Returned to Applicant for Correction

Corrected Application Received

Approved:

January 7, 1919.

Recorded in Book No.

Permits, on Page

PERMIT No. 536.

STATE OF CALIFORNIA,

City & County of San Francisco

ss.

This is to certify that we have examined the application of which the foregoing is a true and correct copy and do hereby grant the same, subject to VESTED RIGHTS and the following limitations and conditions, in addition to those enumerated in Section 20 (Statutes 1913, Chapter 586) set forth above

Actual construction work shall begin on or before April 1, 1919.

reasonable diligence, and if not so commenced and prosecuted this permit may

shall be limited to the amount which can be applied to beneficial use and shall not exceed four hundred (400) cubic feet per second, or its equivalent in case of rotation.

Said construction work shall be completed on or before April 1, 1919. Extended by order of [Signature] 8/1/32

Application of the water to the proposed use shall be made on or before April 1, 1923. Extended by order of [Signature] 8/1/32

this 7th day of January 1919.

A. E. Blandin
[Signature]

P 53.6

2-25-87 Ownership chgd to Coachella Valley Water Dist