

BEFORE THE DIVISION OF WATER RESOURCES

DEPARTMENT OF PUBLIC WORKS

STATE OF CALIFORNIA

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IN THE MATTER OF APPLICATION 11224 OF THOMAS B. SMITH
TO APPROPRIATE FROM AN UNNAMED SPRING TRIBUTARY
TO SOUTH FORK OF AMERICAN RIVER VIA WEBBER CREEK
IN EL DORADO COUNTY FOR IRRIGATION AND DOMESTIC PURPOSES

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Decision A. 11224, D 572

Decided *February 2, 1948*

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APPEARANCES AT FIELD INVESTIGATION CONDUCTED ON AUGUST 11, 1947,
UNDER THE PROVISIONS OF ARTICLE 13, SECTION 733b OF THE CALIFORNIA
ADMINISTRATIVE CODE

For Applicant

Thomas B. Smith

In propria persona
Col. C. O. Hively

For Protestants

(1) Pacific Gas & Electric Company
(2) El Dorado Irrigation District

John F. Bonner
No appearances

Investigator

A. S. Wheeler, Assistant Hydraulic Engineer
Division of Water Resources, Department of Public Works
State of California for Edward Hyatt, State Engineer

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OPINION

Application 11224 having been filed and protests against approval thereof having been received, was regularly set for a field investigation of which applicant and protestants were duly notified and did agree, by signed stipulations, to abide by the report and subsequent findings of said investigation.

The report of the investigation indicates that applicant claims riparian rights and continuous use thereunder since 1884, that he seeks no new rights, that he filed Application 11224 to place on record with the Division

of Water Resources the riparian rights and use claimed and that, having accomplished this, he saw no purpose in retaining the application.


In view of the above the applicant did, on August 19, 1947, file a written request for cancellation of Application 11224 and it is the opinion of the State Engineer that such request should be complied with.

ORDER

Application 11224 for a permit to appropriate water having been filed with the Division of Water Resources as above stated, protests having been filed, a field investigation having been made, a stipulated hearing been held in accordance with Article 13, Section 733b of the California Administrative Code, a request for cancellation of the application having been received and the State Engineer now being fully informed in the premises:

IT IS HEREBY ORDERED that Application 11224 be cancelled without prejudice on the records of the Division of Water Resources.

WITNESS my hand and the seal of the Department of Public Works of the State of California this *2nd* day of *Feb.* 1947.


Edward Hyatt, State Engineer

