

BEFORE THE DIVISION OF WATER RIGHTS  
DEPARTMENT OF PUBLIC WORKS  
STATE OF CALIFORNIA

*Decision file*

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In the Matter of Application Number 3334 of Stuart J. Titlow to  
Appropriate from the East and the West Forks of Underwood  
Creek and Springs in Trinity County for Agricultural Purposes

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DECISION NO. A-3334, D 30  
Decided October 24, 1924.

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APPEARANCES AT HEARING HELD AUGUST 15, 1924-

For Applicant:	Stuart J. Titlow, in propria persons.
For Protestant:	No appearance.
Examiner:	Edward Hyatt, Jr., Chief of Division of Water Rights.

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O P I N I O N

On March 29, 1923, Stuart J. Titlow filed his Application No. 3334 for a permit to appropriate unappropriated water from the East and the West Forks of Underwood Creek and springs, in Trinity County, for agricultural purposes. Thereafter protest was filed by James Graham and in due course the matter of this application came on for hearing before the Division of Water Rights.

The protestant, James Graham bases his protest upon use of the water in question since 1918. The protestant did not make a filing on the water and does not set up riparian claims. The protestant claims to have irrigated approximately ten acres, which was not refuted by the applicant.

The applicant maintains that the water requirements of protestant cover only a small portion of the flow in the sources in question during the early part of the irrigating season and that during

the latter part of the summer insufficient water flows down Underwood Creek to allow protestant to make any use of same, due to channel and conveyance losses. The applicant claims that the low flow during the latter part of the summer can therefore be used under this application without injury to protestant. The claims of applicant were not refuted.

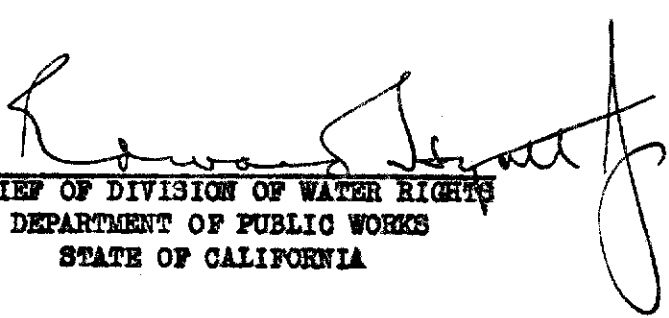
It is therefore concluded that there is unappropriated water in sufficient quantity available to justify issuance of permit to applicant.

ORDER

Application No. 3334 for a permit to appropriate water having been filed with the Division of Water Rights as above stated, protest having been filed, a public hearing having been held and the Division of Water Rights now being fully informed in the premises,

IT IS HEREBY ORDERED, that Application No. 3334 be approved and that a permit be granted the applicant subject to such of the usual terms and conditions as may be appropriate.

Dated this 24th day of October, 1924.

  
CHIEF OF DIVISION OF WATER RIGHTS  
DEPARTMENT OF PUBLIC WORKS  
STATE OF CALIFORNIA