

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

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In the Matter of Application 10234 of Fannie M. Keller To
Appropriate From Montgomery Ravine, Tributary
To North Fork of Cosumnes River via Camp
Creek in El Dorado County for
Domestic and Irrigation Uses

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DECISION A. 10234, D. 483

Decided *November 28, 1941*

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APPEARANCES AT FIELD INVESTIGATION CONDUCTED ON NOVEMBER 25, 1941, UNDER THE
PROVISIONS OF REGULATION 12B OF THE RULES AND REGULATIONS OF THE DIVISION OF
WATER RESOURCES

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For Applicant

Fannie M. Keller

In propria persona
F. Giudici
Mrs. Mary Hughes

For Protestant

Walter K. Waters

In propria persona
Mrs. W. K. Waters

INVESTIGATOR: A. S. Wheeler, Assistant Hydraulic Engineer for Harold Conkling,
Deputy State Engineer, Division of Water Resources, Department
of Public Works, State of California.

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O P I N I O N

Application 10234 having been filed and a protest against approval thereof
having been received, was regularly set for a field investigation of which
applicant and protestant were duly notified and did agree, by signed stipulations,
to abide by the report and subsequent findings of such investigation.

During the course of the investigation it developed that in view of the provisions under which applications before the Division of Water Resources are customarily approved that the protestant would have no objection to approval of the application if applicant would agree to a reduction in the amount sought by her to what would reasonably be required for domestic, stock watering and domestic garden irrigation purposes.

It was pointed out to applicant and protestant that an allowance of 16,000 gallons per day was considered liberal under such conditions and the applicant then informed all present that she was agreeable to reducing the amount sought by her under Application 10234 to 16,000 gallons per day and the protestant then stated that he had no further objection to approval of the application.

The uses to which applicant proposes to put the water are beneficial ones and there now appearing to be no bar to approval of Application 10234 it is the opinion of this office that said application should be approved for an amount not exceeding 16,000 gallons per day subject to the usual terms and conditions.

RECORDS RELIED UPON

Application 10234	Filed June 28, 1941
Map supporting Application 10234..	Filed June 28, 1941
Memorandum by Walter E. Stoddard..	August 4, 1941
Protest by Walter K. Waters	Filed August 19, 1941
Stipulation by applicant	Filed September 18, 1941
Answer to protest	Filed October 8, 1941
Stipulation by protestant	Filed October 30, 1941
Report of field investigation	November 25, 1941

ORDER

Application 10234 for a permit to appropriate water having been filed with the Division of Water Resources as above stated, a protest having been filed, a field investigation having been made, a stipulated hearing having been held

in accordance with Regulation 12-B of the Rules and Regulations of the Division of Water Resources and the Division now being fully informed in the premises:

IT IS HEREBY ORDERED that Application 10234 be approved for 16,000 gallons per day from January 1st to December 31st and that a permit be granted to the applicant subject to such of the usual terms and conditions as may be appropriate.

WITNESS my hand and the seal of the Department of Public Works of the State of California, this 28th day of November, 1941.

EDWARD HYATT, State Engineer

By Harold Conkeling
Deputy State Engineer

ASW:GG

