

STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD

In the Matter of Application 18858)
of Ray and Dewlene Angermayer)
to Appropriate from Miners Ravine)
in Placer County)

Decision D 996

ADOPTED MAR 6 '61

DECISION APPROVING APPLICATION

Ray and Dewlene Angermayer having filed Application 18858 for a permit to appropriate unappropriated water; protests having been received; the applicants and protestants having stipulated to proceedings in lieu of hearing as provided for by Title 23, California Administrative Code, Section 737; an investigation having been made by the State Water Rights Board pursuant to said stipulation; the Board, having considered all available information and now being fully advised in the premises, finds as follows:

1. Application 18858 is for a permit to appropriate 0.11 cubic foot per second by direct diversion between May 1 and November 1 of each year and 2 acre-feet per annum to be diverted by storage between November 1 of each year and June 1 of the succeeding year from Miners Ravine in Placer County for recreational purposes within Section 18, T11N, R8E, MDB&M.

2. Applicants' project is already in existence. It consists of an off-stream reservoir used for recreation and maintenance of fish. Direct diversion under the application is for the purpose of maintaining the reservoir level by offsetting evaporation and seepage losses.

3. There is little or no natural flow in Miners Ravine during the applicants' direct diversion season, its flows consisting principally

of releases of stored foreign water from Pacific Gas and Electric Company's Mammoth and Muldoon Reservoirs.

4. The flows of Miners Ravine as recorded by gaging stations installed by the Board's staff during the year 1959 show there is sufficient water to satisfy the appropriation proposed by the application as well as the rights of protestant Carroll A. Leason under Permit 7786 and other existing rights.

5. Richard C. Reed, who diverts from wells along Miners Ravine located approximately one mile below the applicants' point of diversion, based a protest on alleged interference with pre-1914 appropriative rights. No evidence has been submitted to substantiate these claimed rights. However, assuming such rights exist, investigation of the wells of this protestant shows that any shortage of water experienced in the past by this protestant was due to limitations of his diversion facilities and not to causes attributable to the applicants' project. The granting of the application would have no detrimental effect on this protestant.

6. There is unappropriated water available to supply the applicants, and subject to suitable conditions such water may be diverted and used in the manner proposed without causing substantial injury to any lawful user of water.

7. The intended use is beneficial.

From the foregoing findings, the Board concludes that Application 18858 should be approved and that a permit should be issued to the applicants subject to the terms and conditions set forth in the following Order.

The records, documents, and other data relied upon in determining the matter are: Application 18858 and all relevant information on file

therewith, particularly the report of the field investigation made April 29, 1960, Permit 7786 (Application 13080), Permit 12359 (Application 17414), records of water stage recorders installed and maintained on Miners Ravine by the staff of the State Water Rights Board during the 1959 irrigation season; and United States Geological Survey "Pilot Hill" and "Rocklin" quadrangles, dated 1954.

IT IS HEREBY ORDERED that Application 18858 be, and the same is, approved and that a permit be issued to the applicants subject to vested rights and to the following terms and conditions:

1. The amount of water to be appropriated shall be limited to the amount which can be beneficially used and shall not exceed 0.11 cubic foot to be diverted between about May 1 and about November 1 of each year and 2 acre-feet per annum by storage to be collected between about November 1 of each year and about June 1 of the succeeding year.

2. The maximum amount herein stated may be reduced in the license if investigation warrants.

3. Complete application of the water to the proposed use shall be made on or before December 1, 1964.

4. Progress reports shall be filed promptly by permittee on forms which will be provided annually by the State Water Rights Board until license is issued.

5. All rights and privileges under this permit, including method of diversion, method of use, and quantity of water diverted are subject to the continuing authority of the State Water Rights 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.

Adopted as the decision and order of the State Water Rights Board
at a meeting duly called and held at Sacramento, California, on the
day of _____, 1961.

Kent Silverthorne, Chairman

W. P. Rowe, Member

Ralph J. McGill, Member