

STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD

In the Matter of Application 18932
of Donald E. Fowler to Appropriate
from an Unnamed Stream Tributary to
South Fork Haskins Creek in
Plumas County

Decision D 1130

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DECISION DENYING APPLICATION

Application 18932 for a permit to appropriate unappropriated water having been filed and assigned to Donald E. Fowler; a protest having been received; the applicant 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 18932 is for a permit to appropriate 200 gallons per day by direct diversion from April 1 to October 31 of each year for domestic purposes from an unnamed stream tributary to South Fork Haskins Creek in Plumas County. The point of diversion is to be located within the NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 12, T23N, R7E, MDB&M.

2. Applicant proposes to pump from the unnamed stream to serve a summer home within the Plumas National Forest. His

point of diversion is located approximately 1/4 mile above the junction of the unnamed stream and another branch of the South Fork Haskins Creek. From this junction the South Fork Haskins Creek flows approximately 1/2 mile to join Haskins Creek. Haskins Creek flows approximately 1.5 miles from this junction through Haskins Valley, which is an area of meadow and grass lands approximately 1/4 mile in width, to empty into Bucks Lake.

3. Protestants Lewis C. and Elizabeth Stevenson located in Haskins Valley, use the water from Haskins Creek for domestic, irrigation, and stockwatering purposes under claim of riparian right.

4. The flow of Haskins Creek and its tributaries becomes extremely low during the summer months, diminishing rapidly after July 1. On September 3, 1961, it had ceased to flow at its mouth.

5. There is no water in Haskins Creek and its tributaries surplus to the needs of the protestants during the months of July, August, and September.

6. There is no unappropriated water to supply the applicant during the months of July, August, and September. As Application 18932 is for domestic purposes and as the applicant has no supplemental supply of water, a permit for the remainder of the diversion season would be of little or no value to him.

From the foregoing findings, the Board concludes that Application 18932 should be denied.

The records, documents, and other data relied upon in determining the matter are: Application 18932 and all relevant information on file therewith, particularly the report of the field investigation made June 14, 1961, files of Applications 18391, 19518, 19519, and 19520; United States Geological Survey Bucks Lake Quadrangle, 15-minute series, dated 1950.

IT IS HEREBY ORDERED that Application 18932 be, and the same is, denied.

Adopted as the decision and order of the State Water Rights Board at a meeting duly called and held at California, on the _____ day of _____, 1963.

Kent Silverthorne, Chairman

Ralph J. McGill, Member

W. A. Alexander, Member