

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD

In the Matter of License 8246 )  
(Application 19758) for use of Water )  
from an Unnamed Spring Tributary to )  
Lewis Fork Fresno River; )  
GEORGE AND FRED A MINYARD and )  
GLEN C. AND SHARON A. DIBBLE )  
Licensees )

Order: 79-2  
Source: Unnamed Spring  
County: Madera

ORDER REVOKING LICENSE

BY THE BOARD:

A hearing having been held by the State Water Resources Control Board pursuant to Section 1241 of the Water Code for the purpose of allowing George and Freda Minyard an opportunity to show cause why License 8246 (Application 19758) should not be revoked; due notice of time, place, and nature of said hearing having been given by certified mail to said licensees; said notice having been received as is evidenced by signed return receipts; appearance having been made on behalf of said licensees; evidence having been presented and received at said hearing and having been duly considered, the Board finds as follows:

1. License 8246, which allows 1,400 gallons per day to be diverted year-round was shared by owners of three separate parcels of land, one parcel having been purchased by Glen C. and Sharon A. Dibble, who were not aware of the existence of the license.

2. To cover their use of water, the Dibbles filed duplicating Application 23485 for 1,500 gallons per day by direct diversion from January 1 to December 31 and that application was approved and Permit 16191 issued.

3. Full use was made of the water under Permit 16191 and the Dibbles requested a license on November 14, 1974.

4. During the inspection for license on Permit 16191, the duplication was discovered. Vern and Helen Henson and George and Freda Minyard, owners of the other two parcels, were obtaining their water supply from a well, and had not used water under License 8246 since 1969.

5. The Hensons assigned their interest in License 8246 to the Dibbles on July 28, 1975.

6. Mrs. Minyard stated that they were not using water under License 8246, but that they would like to reserve the water for future use if needed.

It is concluded from the foregoing that the Minyards have lost their right to use water under License 8246 since there has been a period of over six years of non-use.

It is further concluded that the Dibbles have actively used water since purchase of the property in 1970, and that it is in their best interest to revoke License 3246 and proceed to license under their own filing, Permit 16191.

NOW, THEREFORE, IT IS ORDERED:

That License 8246 be and hereby is revoked.

Dated: March 15, 1979

/S/ W. DON MAUGHAN  
W. Don Maughan, Acting Chairman

/S/ WILLIAM J. MILLER  
William J. Miller, Member--

/S/ L. L. MITCHELL  
L. L. Mitchell, Member