



State Water Resources Control Board

SURNAME



Gray Davis
Governor

Winston A. Hickox
Secretary for
Environmental
Protection

Division of Water Rights
901 P Street • Sacramento, California 95814 • (916) 657-0765
Mailing Address: P.O. Box 2000 • Sacramento, California • 95812-2000
FAX (916) 657-1485 • Web Site Address: <http://www.swrcb.ca.gov>
Division of Water Rights: <http://www.waterrights.ca.gov>

SEP 28 2000

In Reply Refer
to:333:AGG:553

Ferydoun Ahadpour
Doris Ahadpour
c/o Mozafar Behzad
411 W. State Street, #A
Redlands, CA 92373

Dear Mr. and Mrs. Ahadpour:

PETITION TO CHANGE WATER RIGHT LICENSE 659 ISSUED PURSUANT TO APPLICATION 553 IN RIVERSIDE COUNTY

A petition to change was filed with the State Water Resource Control Board, Division of Water Rights (Division), on July 10, 1995. The Division is now writing to provide information regarding the status of that petition.

License 659 was issued on January 31, 1928, authorizing **0.16 cubic feet per second** year around direct diversion for irrigation of **13 acres**. The license was assigned to Ferydoun Ahadpour and Doris Ahadpour on May 25, 1994. On October 19, 1995, the Ahadpours requested a change of place and purpose of use under License 659. The petition was noticed on November 16, 1995, and protested by the Morongo Band of Mission Indians. I telephoned Mr. Mozafar Behzad, Mr. and Mrs. Ahadpour's consultant, and was informed that Mr. and Mrs. Ahadpour no longer owned the property in question. Mr. Behzad was requested to provide the Division with the name and address of the new owner. This information has not been received.

During a phone call with Barbara Karshmer, legal representative for the Morongo Band of Mission Indians, the Division was informed that negotiations were ongoing with the new owner and they were expecting to reach a mutually acceptable agreement. Ms. Karshmer requested that the Division hold processing of the petition in the interim. Unless the Division hears to the contrary, this is the course of action the Division will pursue.

The Division has not, however, received any Reports of Licensee from the Ahadpours since the middle 1990's. Additionally, the report that was received (see enclosed copy of 1993 - 1995 report) indicates no quantity of water used in section 2 of the report yet section 7 indicates 200+ acres irrigated. In view of these inequities and the fact that the license only allows the irrigation of 13 acres, an explanation of actual monthly usage and place served would be appropriate.

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Mozafar Behzad
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Per Water Code sections 1241 and 1675, if the quantity of water authorized under License 659 has not been beneficially used for 5 years or more, the right may have already been lost and the license would be subject to revocation. If the water has been used during that time period, please provide that information to the Division on the enclosed report forms.

If you have questions or would like to discuss this matter further, I may be reached at the above address or by telephone at (916) 657-2205.

Sincerely,

ORIGINAL SIGNED BY.

Alana L. Gibbs
Water Resource Control Engineer

Enclosures

cc: Barbara Karshmer, Attorney
Alexander & Karshmer
2150 Shattuck Avenue, Suite 725
Berkeley, CA 94704

Jim Fletcher
The Morongo Band of Mission Indians
11581 Potrero Road
Banning, CA 92220

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