

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

*Division
file*

In the Matter of Application Number 3788 of Modjeska
Ranch Company to appropriate from Harding Creek
in Orange County for Domestic Purposes.

DECISION NO. 3788. D 35

Decided January 16, 1925

APPEARANCES AT HEARING HELD NOVEMBER 26, 1924.

For Applicant: Fred Mansur and Z. B. West, Jr., Attorneys
D. M. Baker and W. W. Hoy, Engineers.

For Protestants: James G. Scarborough of Scarborough and Bowen,
Attorneys for The Irvine Co.

A. W. Rantan of Head, Rantan & Scovel for
Serrano Water Association and John T. Carpenter
Water Company.

Examiner: Edward Hyatt, Jr., Chief of Division of Water
Rights.

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O P I N I O N

On January 7, 1924, Modjeska Ranch Company filed its applica-
tion Number 3788 to appropriate unappropriated water from Harding Creek
in Orange County for domestic uses on a subdivision, the amounts speci-
fied being 0.40 cubic feet per second between November 1st and June 1st
and 17 acre feet per annum to be collected between November 1st and June
1st.

This application was completed in accordance with the Water Commission Act and the requirements of the Rules and Regulations of the Division of Water Rights and, being protested, was set for a public hearing in Room Number 618 Pacific Finance Building, Los Angeles, at 10:00 o'clock a.m. on November 26, 1924. Of this hearing applicant and protestants were duly notified and appearances were made on behalf of each record party at interest.

At the hearing the only evidence introduced was information in connection with the project covered by the application and between the commencement and closing of the hearing an agreement was reached as a result of which all protests against the application would be withdrawn in accordance with the terms of a stipulation to be executed and filed with the Division of Water Rights.

On December 24, 1924, a stipulation and agreement, duly executed by the various parties at interest, was filed which provides for a certain amendment in the application and withdrawal of all protests then standing against the application. In accordance therewith the amount specified in the application has been reduced to 0.05 cubic foot per second.

ORDER

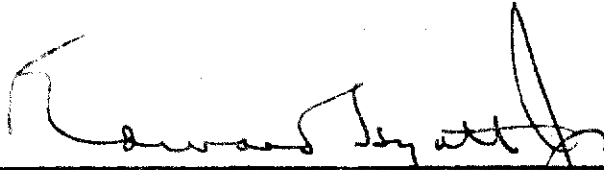
Application Number 3788 for a permit to appropriate unappropriated water having been filed with the Division of Water Rights as above stated, protests having been filed, a public hearing having been held, and the Division of Water Rights now being fully informed in the premises:-

IT IS HEREBY ORDERED that Application Number 3788 be approved

and that a permit be granted to applicant subject to such of the usual terms and conditions as may be appropriate.

Dated at Sacramento, this 16th day of January

1925.



Chief of Division of Water Rights
Department of Public Works
State of California.