

STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD

In the Matter of Application 21510)
of Campbell Ranch, a California)
Corporation, to Appropriate from)
Barker Slough in Solano County)

Decision D 1227

ADOPTED AUG 25 1965

DECISION APPROVING APPLICATION IN PART

Campbell Ranch, a California corporation, having filed Application 21510 for a permit to appropriate unappropriated water; no protests having been received; a public hearing having been held before the State Water Rights Board conducted by Chairman Kent Silverthorne and Member William A. Alexander on January 14, 1965, in Sacramento, California, to allow the applicant an opportunity to establish whether or not there is unappropriated water and whether the application should be approved; the applicant having appeared and offered evidence; the Board, having considered all the evidence and now being fully informed in the premises, finds as follows:

1. Application 21510 is for a permit to appropriate 3 cubic feet per second (cfs) by direct diversion from April 15 to October 15, for irrigation, stockwatering, and recreational purposes from Barker Slough in Solano County. The point of diversion is to be located within the $NE\frac{1}{4}$ of the $NE\frac{1}{4}$ of Section 14, T5N, R1E, MDB&M.

2. The applicant proposes to construct a flashboard dam approximately 40 feet long and 10 feet high. From the dam a pipeline is to be installed approximately 1/4 of a mile to an existing regulatory reservoir. Water will be used as a supplemental supply on 30 acres now being served from a well and to irrigate an additional 120 acres.

3. Water in Barker Slough flows into the Sacramento River through Lindsay Slough and Cache Slough.

4. Water is physically available at the applicant's proposed point of diversion in most years during at least a portion of the diversion season requested. However, an analysis of the available water supply within the three reaches of the Sacramento River and the Sacramento-San Joaquin Delta, utilizing the reports of the 1956 cooperative study program (Staff Exh. 4) and the Central Valley Project Operation Study, Shasta Reservoir Operation (Staff Exhs. 6 and 7), shows that all water is required to satisfy existing rights during July and August in years of average and below average runoff.

5. There is unappropriated water available to supply the applicant from April 15 to June 30 and from September 1 to October 15 of each year, 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.

6. The intended use is beneficial.

7. The requested amount of 3 cfs is in excess of the continuous flow rate normally required for the irrigation of

150 acres, which is 1.9 cfs. No showing having been made of circumstances justifying an amount beyond the usual requirement, the permit should be issued for a continuous flow of not to exceed 1.9 cfs.

From the foregoing findings, the Board concludes that Application 21510 should be approved in part and that a permit should be issued to the applicant subject to the limitations and conditions set forth in the following Order.

ORDER

IT IS HEREBY ORDERED that Application 21510 be, and it is, approved in part, and that a permit be issued to the applicant subject to vested rights and to the following limitations and conditions:

1. The water appropriated shall be limited to the quantity which can be beneficially used and shall not exceed 1.9 cubic feet per second by direct diversion to be diverted from about April 15 to about June 30 and from about September 1 to about October 15 of each year. The equivalent of such continuous flow allowance for any thirty-day period may be diverted in a shorter time if there be no interference with vested rights.

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

3. Actual construction work shall begin on or before June 1, 1966, and shall thereafter be prosecuted with reasonable diligence, and if not so commenced and prosecuted, this permit may be revoked.

4. Construction work shall be completed on or before December 1, 1967.

5. Complete application of the water to the proposed use shall be made on or before December 1, 1968.

6. 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.

7. 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.

8. Permittee shall allow representatives of the State Water Rights Board and other parties, as may be authorized from time to time by said Board, reasonable access

to project works to determine compliance with the terms of
this permit.

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 1965.

/s/ Kent Silverthorne
Kent Silverthorne, Chairman

/s/ Ralph J. McGill
Ralph J. McGill, Member

/s/ W. A. Alexander
W. A. Alexander, Member