

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD

In the Matter of Application 23566  
of Coastside County Water District  
to appropriate from Pilarcitos Creek  
and an Unnamed Stream in San Mateo  
County.

Decision 1373

DECISION DENYING APPLICATION

Coastside County Water District having filed Application 23566 for a permit to appropriate unappropriated water; protests having been received; a public hearing having been held before the State Water Resources Control Board on January 19, 1971; applicant and protestants having appeared and presented evidence; the evidence received at the hearing having been duly considered, the Board finds as follows:

Substance of the Application

1. Application 23566 is for a permit to appropriate 1.5 cubic feet per second (cfs) by direct diversion from June 1 to November 1 of each year for municipal purposes from Pilarcitos Creek and an unnamed stream in San Mateo County. The points of diversion are to be located within the NW $\frac{1}{4}$  and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 11, and NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10, T5S, R5W, MDB&M.

### Applicant's Project

2. Application 23566 covers extraction of the underflow of Pilarcitos Creek and an unnamed stream at the applicant's well field for the remainder of the year not covered by the applicant's Permit 11494. Water from the wells will serve the City of Half Moon Bay and adjoining unincorporated areas.

### Protestants

3. Protests were filed by 14 lower users of water from Pilarcitos Creek for the irrigation of a variety of crops under claim of riparian and pre-1914 appropriative rights.

### Availability of Unappropriated Water

4. On May 14, 1958, the Board's predecessor in its Decision D 903, which approved applicant's Application 16498 to divert from Pilarcitos Creek, found that during the beginning and end of the proposed season (November 1 of each year to May 31 of the succeeding year) and during years of subnormal rainfall, flow may not be available to meet downstream prior rights. There has been no change in circumstances to justify a different conclusion at this time. In fact, uses by holders of riparian rights have increased.

5. A study correlating the flows of Pilarcitos Creek with the recorded flows of Purisima Creek for the years 1959 through 1968 shows that insufficient water occurs in the sources to justify approval of Application 23566, in view of the requirements of the protestants.

6. There is no unappropriated water available to supply the applicant.

From the foregoing findings, the Board concludes that Application 23566 should be denied.

ORDER

IT IS HEREBY ORDERED that Application 23566 be, and it is, denied.

Adopted as the decision and order of the State Water Resources Control Board at a meeting duly called and held at Los Angeles, California.

Dated: February 18, 1971

KERRY W. MULLIGAN

---

Kerry W. Mulligan, Chairman

E. F. DIBBLE

---

E. F. Dibble, Vice Chairman

NORMAN B. HUME

---

Norman B. Hume, Member

RONALD B. ROBIE

---

Ronald B. Robie, Member

W. W. ADAMS

---

W. W. Adams, Member