

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD

In the Matter of  
DETERMINATION OF THE RIGHTS  
of the Various Claimants  
to the Water of Sheridan  
Creek and its Tributaries

Order: WR 84-8  
County: Shasta

ORDER DENYING PETITION FOR DETERMINATION OF WATER RIGHTS  
ON SHERIDAN CREEK AND ITS TRIBUTARIES

WHEREAS:

1. Floyd F. and June E. Thill have filed a petition with the State Water Resources Control Board pursuant to Water Code Section 2525 requesting determination of the rights of the various claimants to the water of Sheridan Creek and its tributaries in Shasta County, California.

2. The Board has made an investigation to determine the public interest and necessity for the proposed statutory adjudication. The findings of this investigation are summarized in the document entitled "Report of Preliminary Investigation to Determine Public Interest and Necessity For a Statutory Adjudication on Sheridan Creek in Shasta County."

3. The Board has reviewed the subject report and finds the following:

a. Sheridan Creek and its tributaries drain a watershed of about ten square miles. Sheridan Creek flows into Bear Creek, thence the Sacramento River.

b. The petitioners own creek frontage and are riparian to the North Branch of the South Fork of Sheridan Creek.

c. The North Branch of the South Fork of Sheridan Creek is fed by Miller Ranch Tailwater and the Buckskin Ditch diverters' tailwater and ditch losses.

d. Petitioners rely upon and use some of the tailwater under a claim of riparian right.

e. The right to use water under a riparian claim of right does not extend to water that is foreign in source to a stream.

f. The Miller Ranch's main source of irrigation water is taken under pre-1914 appropriative claim to foreign water originating from Buckskin Spring which lies in the South Fork Bear Creek watershed. Five other landowners have deeded entitlements to a share of the Buckskin Spring flow.

g. Certainty of water rights is not needed by those who have rights to the foreign water.

h. Approval of the petition for a determination of water rights would not serve the public interest and necessity.

NOW, THEREFORE, IT IS ORDERED that said petition be denied.

#### CERTIFICATION

The undersigned, Executive Director of the State Water Resources Control Board, does hereby certify that the foregoing is a full, true and correct copy of an order duly and regularly adopted at a meeting of the State Water Resources Control Board held on July 19, 1984.

Aye: Darlene E. Ruiz  
Kenneth W. Willis  
Carole A. Onorato  
Warren D. Noteware

No:

Absent:

Abstain:

*for* Walter Pettit  
Michael A. Campos  
Executive Director