

STATE OF CALIFORNIA
CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY
STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

In the Matter of Application 30873

James Robert Mathias

ORDER CANCELING APPLICATION

SOURCE: Unnamed Stream tributary to Rancheria Creek thence the Navarro River
COUNTY: Mendocino

WHEREAS:


1. James Robert Mathias (Applicant) filed a water right application with the State Water Resources Control Board (State Water Board), Division of Water Rights (Division), on February 5, 1999, requesting the right to divert 5 acre-feet from the Unnamed Stream.
2. The application was accepted on April 19, 1999, and noticed on December 31, 1999. Four protests were received, none of which have been resolved. On October 17, 2011, the Division issued Certificate R795 for Application D031905R for the same diversion facilities and place of use as requested by Application 30873.
3. On October 19, 2011, the Division received notice from the Applicant's Agent requesting cancellation of Application 30873.
4. The State Water Board has delegated the authority to cancel applications to the Deputy Director of the Division pursuant to Resolution No. 2007-0057. The Deputy Director has redelegated this authority to the Assistant Deputy Director and Program Managers, pursuant to redelegation order dated October 4, 2007.

THEREFORE, IT IS ORDERED THAT APPLICATION 30873 IS HEREBY CANCELED.

Applicant is hereby put on notice that any diversion of water from the point of diversion proposed under this application may be subject to administrative civil liability of up to \$500 per day without further notice, pursuant to Water Code section 1052. The State Water Board also may issue a cease and desist order in response to an unauthorized diversion or threatened unauthorized diversion pursuant to Water Code section 1831.

Applicant shall document any diversions made under claim of riparian or pre-1914 water rights by filing a Statement of Water Diversion and Use with the State Water Board in accordance with Water Code sections 5100 through 5108.

STATE WATER RESOURCES CONTROL BOARD


for Barbara Evoy, Deputy Director
Division of Water Rights

Dated: **OCT 21 2011**