

Mr. Stoddard

Before the Division of Water Resources
Department of Public Works
State of California

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In the Matter of Revocation of License 665 Heretofore
Issued in Confirmation of the Rights Initiated under
Application 4029, Permit 2469 of Melvin A. Hatch
and J. F. Tucker to appropriate from
Paloma Canyon in Los Angeles
County for Domestic Purposes

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Decision A. 4029 D. 463
DECIDED *October, 2, 1940*

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APPEARANCES AT HEARING HELD IN SACRAMENTO SEPTEMBER 24, 1940

For Licensees

Estate of Melvin A. Hatch, deceased	No appearance
Estate of J. F. Tucker, deceased	Mrs. John Tucker Bramlett

Examiner

Harold Conkling, Deputy State Engineer in Charge of Water Rights, Division
of Water Resources, Department of Public Works, State of California.

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O P I N I O N

On February 23, 1929, License 665 was issued by the Division of Water
Rights confirming the right under Application 4029, Permit 2469 of Melvin A.
Hatch and J. F. Tucker to an amount of water not to exceed 200 gallons per day
from January 1 to December 31 of each year to be diverted from Paloma Canyon,
tributary to Big Tujunga Canyon in Los Angeles County for domestic purposes
within Lots 66 and 67 of Paloma Canyon Special Use Tract of Angeles National
Forest.

On August 19, 1940, an engineer of the Division investigated the use
of water under License 665 and was informed by Ranger Rutherford of the Sunland
Ranger Station that the lease on Lot 66 formerly held by J. F. Tucker had been

cancelled in 1938 after the lot had been virtually destroyed by the flood of that year and that for several years prior to the flood no use of water had been made by Mr. Tucker. Mr. Rutherford also stated that no water had been used on Lot 67 formerly leased by Mr. Melvin A. Hatch for at least six years.

It appearing to the Division that the licensees and/or their successors in interest had ceased to apply the water to beneficial use under License 665, the matter was set for hearing in accordance with Section 20 of the Water Commission Act on Tuesday, September 24, 1940, in Room 401 Public Works Building, Sacramento, California. Of this hearing the estates of the licensees were duly notified.

Mrs. Joan Tucker Bramlett, daughter of J. F. Tucker, appeared at the hearing and admitted that proper measures had not been taken in recent years to protect the interests of J. F. Tucker against invasion by other parties. No appearance was made on behalf of the heirs of Melvin A. Hatch. It appears that for more than a period of three years no beneficial use of water has been made under License 665 and it is the opinion of the Division that all rights and privileges thereunder have ceased and terminated and that License 665 should be revoked.

ORDER

License 665 having heretofore been issued confirming the right under Application 4029 to the appropriation of 200 gallons per day throughout the year from Paloma Canyon for domestic purposes; it appearing to the Division of Water Resources that such right had become forfeited under the provisions of Section 20a of the Water Commission Act; a hearing in the matter of revocation of said license having been held of which the estates of the licensees received due notice; and the Division of Water Resources being now fully informed in the premises:

IT IS HEREBY ORDERED that said License 665 be revoked without prejudice and cancelled upon the records of the Division of Water Resources.

WITNESS my hand and the seal of the Department of Public Works of the State of California this 2 day of Oct. 1940.

EDWARD HYATT, State Engineer

By HAROLD CONKLING
Deputy

(Seal)