

BEFORE THE DIVISION OF WATER RESOURCES
DEPARTMENT OF PUBLIC WORKS
STATE OF CALIFORNIA

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IN THE MATTER OF APPLICATION 11205 OF GILBERT W. LUMAN, et ux.,
TO APPROPRIATE FROM CROMBERG SPRING TRIBUTARY TO MIDDLE FORK
FEATHER RIVER IN PLUMES COUNTY FOR DOMESTIC AND FIRE
PROTECTION PURPOSES

DECISION A. 11205, D-558

DECIDED: *October 22, 1947*

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APPEARANCES AT FIELD INVESTIGATION CONDUCTED ON AUGUST 25, 1947
UNDER THE PROVISIONS OF ARTICLE 13, SECTION 733b OF THE CALIFORNIA
ADMINISTRATIVE CODE.

For Applicants

Gilbert W. Luman, et ux

Gilbert W. Luman

For Protestants

George W. Sapp
M. E. Magill, et al.

In propria Persona
Henry Magill

Investigator

A. S. Wheeler, Assistant Hydraulic Engineer, Division of Water
Resources, Department of Public Works, State of California for
Edward Hyatt, State Engineer

Appearing as interested parties were Nick Bertoli and K. T. Fuller
who also have rights on Cromberg Spring.

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OPINION

Application 11205 having been filed and protests against approval
thereof having been received, was regularly set for a field investigation of
which applicants and protestants were duly notified and did agree, by signed
stipulations, to abide by the report and subsequent findings of said investigation.

The report of investigation states that a conference was held at which
it was pointed out that applicants sought to secure rights to waters they had been
regularly using for several years and actually no increase in use or additional
drain on the source was involved and that the application, if approved, would be

approved subject to vested rights. With this understanding of the situation the protestants stated that they had no further objections to approval of the application and consequently, on September 2, 1947, did file written requests for withdrawal of their protests.

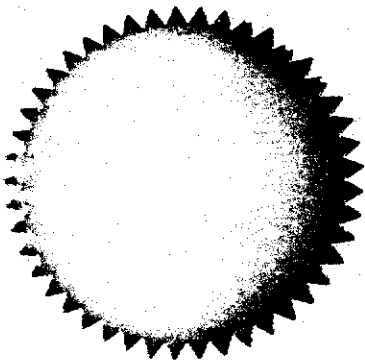
There would now appear to be no bar to approval of Application 11205 and since the uses to which applicants propose to put the waters sought are beneficial ones, it is the opinion of the State Engineer that said application should be approved subject to the usual terms and conditions.

ORDER

Application 11205 for a permit to appropriate water having been filed, a field investigation having been made, a stipulated hearing having been held in accordance with Article 13, Section 733b of the California Administrative Code and the State Engineer now being fully informed in the premises:

IT IS HEREBY ORDERED that Application 11205 be approved for the amount and season of use applied for subject to such of the usual terms and conditions as may be appropriate.

WITNESS my hand and the seal of the Department of Public Works of the State of California, this *22nd* day of *October*, 1947.




Edward Hyatt, State Engineer