

STATE OF CALIFORNIA  
STATE WATER RIGHTS BOARD

In the Matter of Applications 12919A, )  
12920A, 15704, 15736, 15737, 15738, )  
15739, and 15779 to Appropriate )  
Water from East Fork Russian River )  
and Russian River in Mendocino and )  
Sonoma Counties )

ORDER  
FOR  
RECONSIDERATION  
OF  
DECISION NO. D 965

On May 16, 1960, the State Water Rights Board issued its Decision No. D 965 relative to the following applications to appropriate unappropriated water:

<u>Applicant</u>	<u>Number</u>
Sonoma County Flood Control and Water Conservation District and Mendocino County Russian River Flood Control and Water Conservation Improvement District, as joint applicants	12919A 12920A
Sonoma County Flood Control and Water Conservation District	15736 15737 15779
Mendocino County Flood Control and Water Conservation District	15738 15739
City of Ukiah	15704

The Sonoma County Flood Control and Water Conservation District having filed with the Board pursuant to Water Code Sections 1357 and 1358 a petition for reconsideration of all of Decision No. D 965 and the orders therein contained; careful consideration having been given to said petition; and said decision and orders having been reviewed in connection therewith; the Board finds there is

need for clarification of certain language in said decision and the ordering paragraphs thereof, also that in fairness to petitioner, it should be given a further opportunity to show the need for quantities of water by direct diversion, in addition to those authorized by the Board, and that petitioner should have an opportunity to convince the Board on a matter of law relating to the Board's refusal to issue permits for appropriation of 125 cubic feet per second by direct diversion for recreation.

IT IS HEREBY ORDERED that Decision No. D 965 relative to Applications 12919A, 12920A, 15736, 15737, 15779, 15738, 15739, and 15704, which decision was issued on May 16, 1960, be, and the same is, vacated in its entirety for the purpose of reconsidering said decision and particularly the following matters:

1. Conditions numbered 5 and 6 on page 33 and other portions of said decision relative thereto for the purpose of clarifying the intent of the Board to protect the present and future water requirements within the service area of Mendocino County Russian River Flood Control and Water Conservation Improvement District and within the Russian River Valley in Sonoma County.

2. Whether the record justifies issuance of permits for direct diversion in excess of 62 cubic feet per second, the Board reserving the right for cause to reopen the hearing for further evidence limited to this issue.

3. Whether the Board can as a matter of law and should issue permits for direct diversion of 125 cubic feet per second for recreation.

All parties will be given further instructions with respect to briefs, oral arguments, and testimony, if any.

Adopted as the decision and order of the State Water Rights Board at a meeting duly called and held at Sacramento, California, this 10th day of June, 1960.



Kent Silverthorne  
Kent Silverthorne, Chairman

Ralph J. McGill  
Ralph J. McGill, Member

Board Member W. P. Rowe was unable to attend said meeting and therefore did not participate in this Order.