

STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD

In the Matter of Application 19161 of)
WARREN B. RICHARDSON to appropriate)
from an unnamed underground stream,)
tributary to Salt Creek, thence)
Amargosa River, in San Bernardino)
County)

Decision No. D 983

ADOPTED NOV 22 '60

983

DECISION DENYING APPLICATION
FOR LACK OF JURISDICTION

A hearing of the above-entitled matter was scheduled for Tuesday, June 14, 1960, in Los Angeles, California, to receive evidence of the nature of the source of water named in the application in order to determine whether the proposed appropriation of water would be within the jurisdiction of the State Water Rights Board.

On May 9, 1960, the applicant requested that the matter be submitted to the Board on the information contained in the report by Dr. Cooke, a consulting geologist retained by the applicant, and the report by Mr. Franks, engineering geologist on the Board's staff. Said request was granted and the hearing on this matter scheduled for June 14, 1960, was canceled.

The Board, relying upon Application 19161 and all relevant information on file therewith, particularly the report of a field investigation made by Mr. Franks on March 3, 1960; USGS Professional Paper No. 275, "Geology of Ivanpah Quadrangle";

USGS Water Supply Papers No. 490B and No. 578, and report of Cooke, Everett, and Associates, Consulting Geologists, "Ground Water Flow of Windmill Station Area, San Bernardino County, California," finds as follows:

1. The applicant's well is located in Shadow Valley and within the Upper Kingston ground water basin.

2. The source of water applied for is percolating ground water and not a subterranean stream flowing through a known and definite channel.

From the foregoing findings the Board concludes that the source of water under Application 19161 is not within the jurisdiction of the State Water Rights Board as defined by Section 1200 of the Water Code and that said application should be denied.

It is hereby ordered that Application 19161 be, and the same is, denied for lack of jurisdiction, and all rights thereunder are terminated forthwith.

Adopted as the decision and order of the State Water Rights Board at a meeting called and held at Sacramento, California, on the day of , 1960.

Kent Silverthorne, Chairman

W. P. Rowe, Member

Ralph J. McGill, Member