

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD

In the matter of Application
25262
Dexter D. and Valerie E. Ahlgren

Order: WR 77-4
Source: San Lorenzo
River
County: Santa Cruz

ORDER CANCELLING APPLICATION

By Board Member Adams:

Application 25262 was filed February 15, 1977, for a temporary permit to appropriate 570 gallons per day by direct diversion from April 15 to October 15 for the irrigation of a vineyard and industrial use in a winery. Water would be taken from the San Lorenzo River for these uses.

Although Application 25262 was not protested, 12 or more prior pending applications in the water-shed of the San Lorenzo River are protested. The lack of unappropriated water during the summer months is attested to by Decision 438, dated January 16, 1939, a copy of which is attached.

That decision denied appropriation of water during the months of June, July, August, September, and October on the grounds that any further depletion of the flow during those months would seriously interfere with downstream uses. Section 1425, Chapter 6.5. of the State Water Code provides: "— that no temporary permit may be issued pursuant to the provisions of this chapter unless it is first determined that unappropriated water is available and that the appropriation could not adversely affect the rights of downstream users.—"

The City of Santa Cruz, which holds prior rights to the water of the San Lorenzo River, is in a water rationing program, and the City was recently allowed by the Board to reduce the bypass for fish at its Felton Diversion down to 10 cfs.

It is concluded that there is no unappropriated water available in the San Lorenzo River during this year of serious drought conditions. Any additional diversions at this time would have an adverse affect on existing water rights and other water related requirements.

Now, therefore, it is ordered that a conditional temporary permit not be issued on Application 25262.

Dated: MAY 12 1977

 W W Adams
W. W. Adams, Member

STATE WATER RESOURCES CONTROL BOARD

BOX 100 • SACRAMENTO 95801

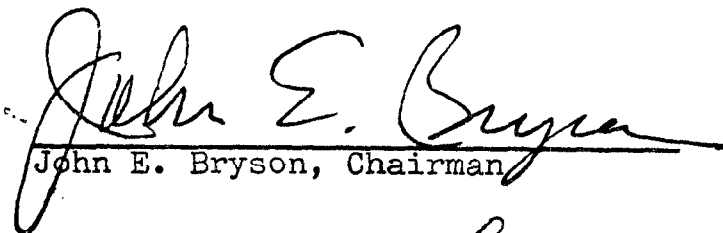


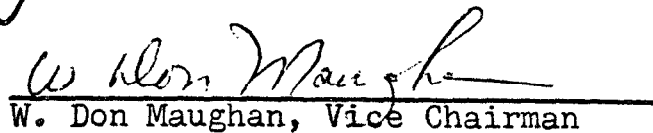
ORDER WR 77- 4A

APPROVAL AND ADOPTION BY STATE WATER RESOURCES CONTROL BOARD

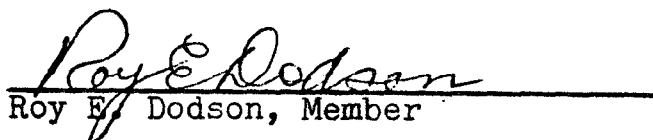
The State Water Resources Control Board, referee in the action entitled, Estrem et al v. Edson before the Superior Court of the State of California in and for the County of Lake, No. 13602 having considered the Draft of Report of Referee and acting in accordance with Water Code Section 2013, approves and adopts this "Draft of Report of Referee".

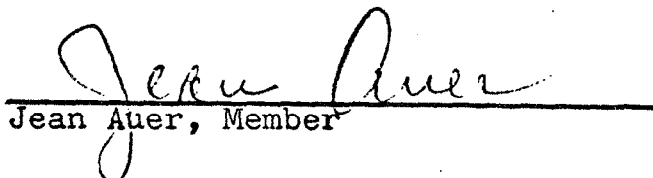
Dated: May 19, 1977


John E. Bryson, Chairman


W. Don Maughan, Vice Chairman


W. W. Adams, Member


Roy E. Dodson, Member


Jean Auer, Member