

STATE OF CALIFORNIA
CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY
STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

In the Matter of Application 31180

Hans Fahden Vineyards

ORDER CANCELING APPLICATION

SOURCE: Unnamed Stream tributary to Porter Creek thence Mark West Creek thence Russian River

COUNTY: Sonoma

BY THE DEPUTY DIRECTOR FOR WATER RIGHTS:

WHEREAS:

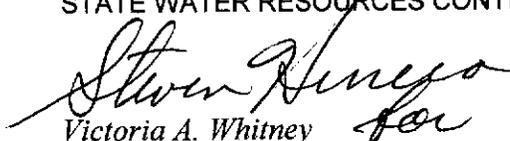
1. Hans Fahden Vineyards (Applicant) filed a water right application with the State Water Resources Control Board (State Water Board), Division of Water Rights (Division), on March 1, 2001, requesting the right to divert 15 acre-feet per year to storage from an Unnamed Stream tributary to Porter Creek thence Mark West Creek thence the Russian River.
2. The Division accepted Application 31180 on May 1, 2001, and issued public notice of the application on July 13, 2001. Trout Unlimited, California Sportfishing Protection Alliance, and the National Marine Fisheries Service submitted protests against the application. The protests remain unresolved.
3. On October 23, 2008, the Division received notice from the Applicant requesting cancellation of Application 31180.
4. The State Water Board has delegated the authority to cancel applications to the Deputy Director for Water Rights pursuant to Resolution No. 2007-0057 dated September 18, 2007. In a memorandum dated October 4, 2007, the authority to cancel applications when requested by the applicant was redelegated to the Manager of the Permitting Section.

THEREFORE, IT IS ORDERED THAT APPLICATION 31180 IS HEREBY CANCELED.

Applicant is hereby put on notice that any diversion of water from the point of diversion proposed under this application may be subject to administrative civil liability of up to \$500 per day without further notice, pursuant to Water Code section 1052. The State Water Board also may issue a cease and desist order in response to an unauthorized diversion or threatened unauthorized diversion pursuant to Water Code section 1831.

Applicant shall document any diversions made under claim of riparian or pre-1914 water rights by filing a Statement of Water Diversion and Use with the State Water Board in accordance with Water Code sections 5100 through 5108.

STATE WATER RESOURCES CONTROL BOARD


Victoria A. Whitney *for*
Deputy Director for Water Rights

Dated: DEC 04 2008