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State Water Resources Control Board

**NOTICE OF CANCELLATION OF PUBLIC HEARING**

The State Water Resources Control Board hereby cancels a  
Public Hearing to Determine Whether to Adopt an Order Imposing

**Administrative Civil Liability for Failure to File  
a Statement of Water Diversion and Use  
upon**

**David Burton  
Unnamed Stream Tributary to Bidwell Creek in Sonoma County**

**The Public Hearing**  
was to be held during the State Water Board's scheduled meeting  
on

**Wednesday, July 24, 2013,  
at 9:00 a.m.**

in  
the Coastal Hearing Room  
Joe Serna, Jr. – Cal/EPA Building  
1001 I Street, Second Floor  
Sacramento, CA

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**SUBJECT OF THE CANCELLED HEARING**

On April 11, 2012, the Assistant Deputy Director for the State Water Resources Control Board's (State Water Board or Board) Division of Water Rights (Division) issued an Administrative Civil Liability Complaint against David Burton (Mr. Burton), for his alleged failure to file a Statement of Water Diversion and Use with the State Water Board by July 1, 2010. (Wat. Code, §§ 5101-5103.) By letter dated May 3, 2012, Mr. Burton requested a hearing.

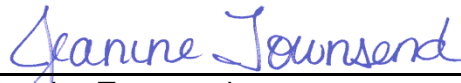
On May 2, 2013, the State Water Board issued a Notice of Public Hearings (Notice) to be held during the Board's scheduled meeting on July 24, 2013 to determine whether to adopt Orders imposing Administrative Civil Liability for failure to file Statements of Water Diversion and Use upon: 1) David Croft and the DW Croft and GA Croft Family Trust; and 2) Mr. Burton. On May 29, 2013, the State Water Board issued a Notice of Revised Order of Proceedings for Public Hearing (Revised Notice), in which it cancelled the hearing concerning David Croft and the DW Croft and GA Croft Family Trust. The Revised Notice further set forth a revised Order of Proceedings for the hearing to determine whether to adopt an Order imposing Administrative Civil Liability upon Mr. Burton.

On June 5, 2013, Mr. Burton transmitted a written withdrawal of his request for a hearing to the Division's Hearings Unit. Accordingly, the Board is not required to hold a hearing concerning the imposition of Administrative Civil Liability upon Mr. Burton. (Wat. Code, § 1055.) Therefore, the State Water Board hereby cancels the previously scheduled hearing.

**IF YOU HAVE ANY QUESTIONS**

Questions concerning this cancellation may be addressed to Kathleen Groody at (916) 341-5354, or [kgroody@waterboards.ca.gov](mailto:kgroody@waterboards.ca.gov).

June 11, 2013  
\_\_\_\_\_  
Date

  
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Jeanine Townsend  
Clerk to the Board

Enclosure

**NOTICE OF CANCELLATION OF PUBLIC HEARING:  
DAVID CROFT AND THE DW CROFT AND GA CROFT FAMILY TRUST  
AND DAVID BURTON**

**MAILING LIST  
(June 6, 2013)**

<p><b>VIA CERTIFIED MAIL AND EMAIL</b> <b>7004-2510-0003-9146-8251</b> David Burton Speedy Creek Ranch 18266 State Highway 128 Calistoga, CA 94515-0255 dburton33@gmail.com</p>	<p><b>VIA EMAIL</b> State Water Resources Control Board James W. Kassel Assistant Deputy Director Division of Water Rights James.Kassel@waterboards.ca.gov</p>
<p><b>VIA EMAIL</b> State Water Resources Control Board Yvonne West, Staff Counsel III Office of Enforcement Yvonne.West@waterboards.ca.gov</p>	<p><b>VIA EMAIL</b> State Water Resources Control Board John O'Hagan, Program Manager Enforcement Section Division of Water Rights John.O'hagan@waterboards.ca.gov</p>