

STATE OF CALIFORNIA  
STATE WATER RIGHTS BOARD

In the Matter of Application 17742, )  
Clarence A. Hulbert, Sr., and )  
Irma R. Hulbert, to Appropriate from ) Decision D 1009  
an Unnamed Stream Tributary to )  
Navarro River in Mendocino County )

ADOPTED MAY 4 '61

DECISION DENYING APPLICATION  
TO APPROPRIATE WATER

A hearing having been held before the State Water Rights Board on January 31, 1961, in the Board's hearing room, 4th floor, Kaiser Building, 1401 21st Street, Sacramento, California, for the purpose of allowing Clarence A. Hulbert, Sr., and Irma R. Hulbert, hereinafter referred to as the applicants, an opportunity to present evidence of unappropriated water in the source named in Application 17742, and to determine whether or not said application should be approved; due notice of the time, place, and nature of said hearing having been given by certified mail to said applicants, said notice having been received, as is evidenced by signed return receipt; no appearance having been made at said hearing by or on behalf of said applicants; evidence having been presented at said hearing; the matter having been submitted for decision upon such evidence, and the State Water Rights Board, having duly considered the same and now being fully informed in the premises, finds as follows:

1. Application 17742 was filed on July 26, 1957, by Clarence A. Hulbert, Sr., and Irma R. Hulbert for the appropriation of 0.75 cubic foot per second from May 15 to October 15 of each year from an unnamed stream tributary to Navarro River in Mendocino County for irrigation, domestic, and stockwatering purposes.

2. Edward Cowen, claiming under riparian right, is now using, for domestic and irrigation purposes, substantially the entire surface flow of the unnamed stream during the major portion of the applicants' proposed diversion season.

3. Unappropriated water does not occur at the proper times and in sufficient quantities to justify approval of Application 17742.

It is concluded from the foregoing findings that Application 17742 should be denied.

NOW, THEREFORE, IT IS ORDERED that Application 17742 be, and the same is, denied, and all rights thereunder are terminated forthwith.

Adopted as the decision and order of the State Water Rights Board at a meeting duly called and held at Sacramento, California, this            day of            , 1961.

Kent Silverthorne, Chairman

Ralph J. McGill, Member

W. A. Alexander, Member