

489. 25302291
J St. W. Whaler Creek
El Dorado Co
August 26, 1955

R. M. PAUL, WATER PROJECTS COORDINATOR

REGIONAL MANAGER, REGION II

WATER APPLICATION 15929, WHALER CREEK, EL DORADO COUNTY

Mr. E. W. Little of Garden Valley, California, has applied for 6.25 c.f.s. from January 1 to December 31 of each year. The water would be used for power purposes and would be diverted within the SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 19, T 12 N, R 12 E, MDB&M. It would be used at the Slate Mountain Mine in the SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 35, T 12 N, R 11 E, MDB&M.

The stream was visited by L. R. Dunham on August 11, 1955. The flow was estimated to be 3.5 c.f.s. at a point approximately three miles below the proposed point of diversion. Sailor Ravine is tributary to Whaler Creek approximately two miles below the diversion point. The flow in Sailor Ravine was estimated to be 0.5 c.f.s. on August 25, 1955. As there are numerous small springs in the area, it is believed that the flow in Whaler Creek at the point of diversion is approximately 2.5 c.f.s. at present.

Whaler and Rock Creeks are the two principal streams in the area south of Georgetown. Whaler Creek is accessible by logging roads and trails in the section below the point of diversion and contains a good rainbow trout population. It is lightly fished at present but use is expected to increase as logging continues in the area.

An attempt was made to contact the applicant, Mr. Little, on August 25, 1955, but it was learned that he is in Nevada for an indefinite period. We believe that a minimum flow should be left in the stream and wish to discuss plans and operating schedules with the applicant before setting terms for dismissal of our protest.

It is recommended that the application be protested because the amount applied for is greater than the total flow of the stream at times. Rainbow trout are present in Whaler Creek and have been planted there by the State.

It should be stated that the protest may be disregarded and dismissed under no conditions until detailed plans and operating schedules are made available by the applicant.

ROBERT D. MONTGOMERY
Regional Manager
Region II

By

L. H. Cloyd
L. H. Cloyd
Acting, Regional Manager

NOTE

A concise and definite statement of the grounds of protest is desired. This statement should take the form indicated on the blanks on the reverse side of this sheet. Additional information may be added below if there is insufficient space in the blanks, or data not pertinent to those blanks, but insofar as practicable it is desired that protests follow the printed form.

Section 525 of the Fish and Game Code provides in part that:

"The owner of any dam shall allow sufficient water at all

times to pass through a fishway, or in the absence of a fishway,

allow sufficient water to pass over, around or through the dam,

to keep in good condition any fish that may be planted or exist below the

dam....."

DO NOT WRITE BELOW