

STATE OF CALIFORNIA

Inter-Departmental Communication

To: Jack C. Fraser
Water Projects Coordinator
Dept. of Fish and Game
Sacramento

Date: September 20, 1957

File No.

From: Office of The Attorney General
Department of Justice
Lucian B. Vandegrift
Deputy Attorney General
Library and Courts Building
Sacramento 14, California

Subject: In the Matter of
Application 15929--
E.W. LITTLE, Applicant,
California Department of
Fish and Game, Protestant.
Source: Whaler Creek
County: El Dorado

On September 18, 1957, but in advance of the hearing in this matter set for that date, Ray Dunham and I conferred with the applicant regarding provisions for the protection of fish life.

Successful negotiations appeared promising so we requested that the hearing be delayed to pursue a solution. We requested one of the Staff Engineers of the Board to sit in on the conference to see if he could suggest physical solutions.

As a result of the conference we executed a Stipulation with the applicant which obviated the necessity of the hearing. A copy of the Stipulation is enclosed herewith.

In another communication to you I am proposing that we attempt this procedure again.

LBV:dkh

LUCIAN B. VANDEGRIFT

cc: ✓ L. Ray Dunham
Dept. of Fish & Game, Region II
1001 Jedsmith Drive, Sacramento

SEP 24 1957
DEPT. FISH & GAME
REGION II

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WP - WA 15929

STATE OF CALIFORNIA

Inter-Departmental Communication

To: L. Ray Dunham
Dept. of Fish and Game
Region II
1001 Jedsmith Drive
Sacramento

From: **Office of the Attorney General**
Department of Justice

Lucian B. Vandegrift
Deputy Attorney General
Library and Courts Building
Sacramento 14, California

Date: September 24, 1957

File No.

Subject: In the Matter of
Application 15929--
E.W.LITTLE, Applicant,
California Department of
Fish and Game, Protestant.

Source: Whaler Creek
County: El Dorado

Pursuant to your telephone request today, enclosed herewith is another copy of the Stipulation filed in the above entitled proceeding.

LBV:dkh
Enc.


LUCIAN B. VANDEGRIFT

SEP 24 1957
DEPT. FISH & GAME
REGION II

STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD

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|--------------------------|---|----------------------------|
| In the matter of |) | STIPULATION FOR WITHDRAWAL |
| Application 15929, |) | OF PROTEST |
| E. W. LITTLE, |) | |
| Applicant |) | |
| CALIFORNIA DEPARTMENT OF |) | |
| FISH AND GAME, |) | |
| Protestant |) | Source: Whaler Creek |
| |) | County: El Dorado |

IT IS HEREBY STIPULATED by and between the applicant and the California Department of Fish and Game that if any permit issued pursuant to water right Application 15929 contains the following clause, the California Department of Fish and Game hereby withdraws its protest against said application:

"Permittee shall maintain in the natural stream channel of Whaler Creek at a point approximately 0.5 mile below point of diversion a minimum flow of 3 cubic feet per second, or shall by-pass the natural flow of the stream whichever is less, to maintain fish life."

EDMUND G. BROWNE,
ATTORNEY GENERAL

LUCIAN B. VANDEGRIFT
Deputy Attorney General

Attorneys for Protestant,
California Department of
Fish and Game.

SEP 18 1957

E. W. Little
Applicant