

from the Water Resources Commission, in writing, previously obtained, upon written application therefor to said Commission. Nothing in this section shall be construed to apply to any dam or obstruction which is ten feet or less in height above the elevation of the stream bed or water-way, nor shall it apply to any reservoir with a storage capacity of less than one million gallons.

1933, ch. 526, sec. 6.

6. Each application for a permit required by this Article shall be accompanied by maps, drawings, and specifications of such proposed use or water-way obstruction, or of the said changes, additions, or repairs, proposed to be made, and such other data and information as the Commission may require.

1933, ch. 526, sec. 7.

7. As soon as convenient after the filing with the Commission of any application for a permit to appropriate or use any waters of the State, or to construct or reconstruct or repair any reservoir, dam or water-way obstruction, in any waters of the State under the provisions of this Article, the Commission shall set a day for a public hearing upon said application. The applicant shall give notice to the public of such application and hearing, either in the manner prescribed by the Commission, or by publication once in each week for two successive weeks prior to said hearing in a daily newspaper published in the city or cities, county or counties, which the Commission shall determine may be directly affected by the proposed appropriation or use, or construction, reconstruction or repair. The County Commissioners of each such county, the Mayor or Chief Executive officials of each such city and the proper officials of any interested agency of the State, or political subdivision thereof, shall also be notified by the applicant by registered mail. In the public notice of such application, the date, place and time fixed by the Commission for the public hearing on said application shall be stated. At such public hearing, the applicant and any other interested person or corporation, municipal or private, shall be given an opportunity to present facts, evidence and arguments for or against the granting of said application. In case of emergency, or the making of minor repairs, the Commission may, upon written or oral application, grant applications to repair any reservoir, dam or water-way obstruction without notice or hearing; provided, however, that repairs necessary to save life or property may be made without such application, but notice thereof shall be given promptly to the Commission.

1933, ch. 526, sec. 8.

8. Before acting on any application the Commission shall weigh all of the respective advantages and disadvantages to the public and shall make all appropriate investigations. If the Commission shall be of the opinion from all of the evidence before it that, in pursuance of the policy