STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RIGHTS

License for Diversion and Use of Water

LICENSE No. 353 PERMIT No. 697 APPLICATION No. 1538
Notice of Assignment (Over)

This is to certify, *That* Philander Reynolds

of Glenburn, Shasta County, California, *has made proof to the satisfaction of the Division of Water Rights of California of a right to the use of the waters of* Fall River

in Shasta County *tributary of* Pit River

for the purpose of agricultural use

under Permit No. 697 *of the Division of Water Rights and that said right to the use of said waters has been perfected in accordance with the laws of California, the rules and regulations of the Division of Water Rights and the terms of the said permit; that the priority of the right herein confirmed dates from* November 26th, 1919; *that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to the amount actually beneficially used for said purposes and shall not exceed* one and twenty-five hundredths (1.25) cubic feet per second, or its equivalent in case of rotation, from about April 1st to about October 1st of each season. Provided, however, that in accordance with the provisions of Section 42 of the Water Commission Act, nothing herein shall be construed as confirming the right to use more than two and one-half (2½) acre feet of water per acre in any one year in the irrigation of uncultivated areas of land not devoted to cultivated crops.

A description of the lands or the place where such water is put to beneficial use is as follows:

24 acres within the SE¼ SE¼ Section 10,
40 " " " NE¼ NE¼ Section 15, and
36 " " " SE¼ NE¼ Section 15, T 37 N, R 4 E, M.D.M.
100 acres total.

The right to the diversion and use of the water aforesaid hereby confirmed is restricted to the point of diversion herein specified and to the lands or place of use herein described.

This license is granted and said appropriator takes all rights herein mentioned subject to the terms and conditions set forth in section 20 of Chapter 586, Statutes 1913, which is as follows:

SEC. 20. All permits and licenses for the appropriation of water shall be under the terms and conditions of this act, and shall be effective for such time as the water actually appropriated under such permits and licenses shall actually be used for the useful and beneficial purpose for which said water was appropriated, but no longer; and every such permit or license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this section and likewise the statement that any appropriator of water, to whom said permit or license may be issued, shall take the same subject to such conditions as therein expressed; *provided,* that if, at any time after the expiration of twenty years after the granting of a license, the state, or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the state shall have the right to purchase the works and property occupied and used under said license and the works built or constructed for the enjoyment of the rights granted under said license; and in the event that the said state, city, city and county, municipal water district, irrigation district, lighting district or political subdivision of the state so desiring to purchase and the said owner of said works and property can not agree upon said purchase price, said price shall be determined in such manner as is now or may hereafter be determined in eminent domain proceedings. If it shall appear to the state water commission at any time after a permit or license is issued as in this act provided that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee, has not put the water granted under said permit or license to the useful or beneficial purpose for which the permit or license was granted, or that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee, has ceased to put said water to such useful or beneficial purpose, or that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee has failed to observe any of the terms and conditions in the permit or license as issued, then and in that case the said commission, after due notice to the permittee, licensee, or the heirs, successors or assigns of such permittee or licensee, and a hearing thereon, may revoke said permit or license, and declare the water to be unappropriated and open to further appropriation in accordance with the terms of this act. And the findings and declaration of said commission shall be deemed to be prima facie correct until modified or set aside by a court of competent jurisdiction; *provided,* that any action brought so to modify or set aside such finding or declaration must be commenced within thirty days after the service of notice of said revocation on said permittee or licensee, his heirs, successors or assigns. And every licensee or permittee under the provisions of this act if he accept such permit or license shall accept the same under the conditions precedent that no value whatsoever in excess of the actual amount paid to the state therefor shall at any time be assigned to or claimed for any permit or license granted or issued under the provisions of this act, or for any rights granted or acquired under the provisions of this act, in respect to the regulations by any competent public authority of the services or the price of the services to be rendered by any permittee or licensee, his heirs, successors or assigns or by the holder of any rights granted or acquired under the provisions of this act, or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the state or any city, city and county, municipal water district, irrigation district, lighting district or any political subdivison of the state, of the rights and property of any permittee or licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this act. The application for a permit by municipalities for the use of water for said municipalities or the inhabitants thereof for domestic purposes shall be considered first in right, irrespective of whether they are first in time; *provided, however,* that such application for a permit or the granting thereafter of permission to any municipality to appropriate waters, shall not authorize the appropriation of any water for other than municipal purposes; *and providing, further,* that where permission to appropriate is granted by the state water commission to any municipality for any quantity of water in excess of the existing municipal needs therefor, that pending the application of the entire appropriation permitted, the state water commission shall have the power to issue permits for the temporary appropriation of the excess of such permitted appropriation over and above the quantity being applied from time to time by such municipality; *and providing, further,* that in lieu of the granting of such temporary permits for appropriation, the state water commission may authorize such municipality to become as to such surplus a public utility, subject to the jurisdiction and control of the railroad commission of the State of California for such period or periods from and after the date of the issuance of such permission to appropriate, as may be allowed for the application to municipal uses of the entire appropriation permitted; *and provided, further,* that when such municipality shall desire to use the additional water granted in its said application it may do so upon making just compensation for the facilities for taking, conveying and storing such additional water rendered valueless for said purposes, to the person, firm or corporation which constructed said facilities for the temporary use of said excess waters, and which compensation, if not agreed upon between the municipality and said person, firm or corporation, may be determined in the manner provided by law for determining the value of property taken by and through eminent domain proceedings.

Witness the signature of the Acting *Chief of the Division of Water Rights, Department of Public Works of the State of California, and the seal of said department this* 12th *day of* May, *19*24.

Edward Hyatt, Jr.
Acting *Chief of Division of Water Rights, Department of Public Works of the State of California*

16835 2-22 250

APPROVED:

M.E:B (SEAL)

Director, State Department of Public Works.

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350

STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RIGHTS

License for Diversion and Use of Water

LICENSE No. 354 PERMIT No. 931 APPLICATION No. 2283

This is to certify, *That* Edwin W. Ehmann [illegible] (Over)

of Oroville, California, *has made proof to the satisfaction of the Division of Water Rights of California of a right to the use of the waters of* Main Ditch of Drainage District No. [illegible] Co[illegible]

for agricultural use

under Permit No. 931 *of the Division of Water Rights and that said right to the use of said waters has been perfected in accordance with the laws of California, the rules and regulations of the Division of Water Rights and the terms of the said permit; that the priority of the right herein confirmed dates from* March 28th, 1921; *that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to the amount actually beneficially used for said purposes and shall not exceed* one and sixty five hundredths (1.65) cubic feet per second, or its equivalent in case of rotation, from about April 15th to about October 15th of each season.

Amended by order of 2-28-30

The point of diversion of such water is located one hundred (100) feet South from the Northeast corner of Section 15, T 18 N, R 1 E, M. D. M., being within the NE¼ NE¼ of said Section 15.

A description of the lands or the place where such water is put to beneficial use is as follows: 25 acres within the NW¼ NW¼; and 30 acres within the SW¼ NW¼ Section 14; 37 acres within the NE¼ NE¼; 5 acres within the SW¼ NE¼ and 35 acres within the SE¼ NE¼ Section 15, T 18 N. R 1 E, M. D. M., a total of 132 acres.

The amount of water diverted under this license, together with that received under existing rights of licensee herein, shall not exceed the rate of one cubic foot per second to eighty acres of irrigated land.

0000114

The right to the diversion and use of the water aforesaid hereby confirmed is restricted to the point of diversion herein specified and to the lands or place of use herein described.

This license is granted and said appropriator takes all rights herein mentioned subject to the terms and conditions set forth in section 20 of Chapter 586, Statutes 1913, which is as follows:

SEC. 20. All permits and licenses for the appropriation of water shall be under the terms and conditions of this act, and shall be effective for such time as the water actually appropriated under such permits and licenses shall actually be used for the useful and beneficial purpose for which said water was appropriated, but no longer; and every such permit or license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this section and likewise the statement that any appropriator of water, to whom said permit or license may be issued, shall take the same subject to such conditions as therein expressed; *provided,* that if, at any time after the expiration of twenty years after the granting of a license, the state, or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the state shall have the right to purchase the works and property occupied and used under said license and the works built or constructed for the enjoyment of the rights granted under said license; and in the event that the said state, city, city and county, municipal water district, irrigation district, lighting district or political subdivision of the state so desiring to purchase and the said owner of said works and property can not agree upon said purchase price, said price shall be determined in such manner as is now or may hereafter be determined in eminent domain proceedings. If it shall appear to the state water commission at any time after a permit or license is issued as in this act provided that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee, has not put the water granted under said permit or license to the useful or beneficial purpose for which the permit or license was granted, or that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee, has ceased to put said water to such useful or beneficial purpose, or that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee has failed to observe any of the terms and conditions in the permit or license as issued, then and in that case the said commission, after due notice to the permittee, licensee, or the heirs, successors or assigns of such permittee or licensee, and a hearing thereon, may revoke said permit or license, and declare the water to be unappropriated and open to further appropriation in accordance with the terms of this act. And the findings and declaration of said commission shall be deemed to be prima facie correct until modified or set aside by a court of competent jurisdiction; *provided,* that any action brought so to modify or set aside such finding or declaration must be commenced within thirty days after the service of notice of said revocation on said permittee or licensee, his heirs, successors or assigns. And every licensee or permittee under the provisions of this act if he accept such permit or license shall accept the same under the conditions precedent that no value whatsoever in excess of the actual amount paid to the state therefor shall at any time be assigned to or claimed for any permit or license granted or issued under the provisions of this act, or for any rights granted or acquired under the provisions of this act, in respect to the regulations by any competent public authority of the services or the price of the services to be rendered by any permittee or licensee, his heirs, successors or assigns or by the holder of any rights granted or acquired under the provisions of this act, or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the state or any city, city and county, municipal water district, irrigation district, lighting district or any political subdivison of the state, of the rights and property of any permittee or licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this act. The application for a permit by municipalities for the use of water for said municipalities or the inhabitants thereof for domestic purposes shall be considered first in right, irrespective of whether they are first in time; *provided, however,* that such application for a permit or the granting thereafter of permission to any municipality to appropriate waters, shall not authorize the appropriation of any water for other than municipal purposes; *and providing, further,* that where permission to appropriate is granted by the state water commission to any municipality for any quantity of water in excess of the existing municipal needs therefor, that pending the application of the entire appropriation permitted, the state water commission shall have the power to issue permits for the temporary appropriation of the excess of such permitted appropriation over and above the quantity being applied from time to time by such municipality; *and providing, further,* that in lieu of the granting of such temporary permits for appropriation, the state water commission may authorize such municipality to become as to such surplus a public utility, subject to the jurisdiction and control of the railroad commission of the State of California for such period or periods from and after the date of the issuance of such permission to appropriate, as may be allowed for the application to municipal uses of the entire appropriation permitted; *and provided, further,* that when such municipality shall desire to use the additional water granted in its said application it may do so upon making just compensation for the facilities for taking, conveying and storing such additional water rendered valueless for said purposes, to the person, firm or corporation which constructed said facilities for the temporary use of said excess waters, and which compensation, if not agreed upon between the municipality and said person, firm or corporation, may be determined in the manner provided by law for determining the value of property taken by and through eminent domain proceedings.

Witness the signature of the Acting *Chief of the Division of Water Rights, Department of Public Works of the State of California, and the seal of said department this* 15th *day of* May, 19[illegible].

(SEAL)

MSE/MY

EDWARD HYATT JR.
Acting *Chief of Division of Water Rights, Department of Public Works of the State of California*

16835 2-22 250

APPROVED:

Director, State Department of Public Works

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STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RIGHTS

License for Diversion and Use of Water

LICENSE No. 353 PERMIT No. 697 APPLICATION No. 1538
Notice of Assignment (Over)

This is to certify, *That* Philander Reynolds

of Glenburn, Shasta County, California, *has made proof to the satisfaction of the Division of Water Rights of California of a right to the use of the waters of* Fall River

in Shasta County *tributary of* Pit River

for the purpose of agricultural use

under Permit No. 697 *of the Division of Water Rights and that said right to the use of said waters has been perfected in accordance with the laws of California, the rules and regulations of the Division of Water Rights and the terms of the said permit; that the priority of the right herein confirmed dates from* November 26th, 1919; *that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to the amount actually beneficially used for said purposes and shall not exceed* one and twenty-five hundredths (1.25) cubic feet per second, or its equivalent in case of rotation, from about April 1st to about October 1st of each season.

The point of diversion of such water is located
South twenty (20) feet and west one thousand twenty four (1024) feet from the East one-quarter corner of Section 15, T 37 N, R 4 E, M.D.M., being within the NE¼ SE¼ of said Section 15.

A description of the lands or the place where such water is put to beneficial use is as follows:

24 acres within the SE¼ SE¼ Section 10,
40 " " " NE¼ NE¼ Section 15, and
36 " " " SE¼ NE¼ Section 15, T 37 N, R 4 E, M.D.M.
100 acres total.

The right to the diversion and use of the water aforesaid hereby confirmed is restricted to the point of diversion herein specified and to the lands or place of use herein described.

This license is granted and said appropriator takes all rights herein mentioned subject to the terms and conditions set forth in section 20 of Chapter 586, Statutes 1913, which is as follows:

SEC. 20. All permits and licenses for the appropriation of water shall be under the terms and conditions of this act, and shall be effective for such time as the water actually appropriated under such permits and licenses shall actually be used for the useful and beneficial purpose for which said water was appropriated, but no longer; and every such permit or license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this section and likewise the statement that any appropriator of water, to whom said permit or license may be issued, shall take the same subject to such conditions as therein expressed; *provided,* that if, at any time after the expiration of twenty years after the granting of a license, the state, or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the state shall have the right to purchase the works and property occupied and used under said license and the works built or constructed for the enjoyment of the rights granted under said license; and in the event that the said state, city, city and county, municipal water district, irrigation district, lighting district or political subdivision of the state so desiring to purchase and the said owner of said works and property can not agree upon said purchase price, said price shall be determined in such manner as is now or may hereafter be determined in eminent domain proceedings. If it shall appear to the state water commission at any time after a permit or license is issued as in this act provided that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee, has not put the water granted under said permit or license to the useful or beneficial purpose for which the permit or license was granted, or that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee, has ceased to put said water to such useful or beneficial purpose, or that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee has failed to observe any of the terms and conditions in the permit or license as issued, then and in that case the said commission, after due notice to the permittee, licensee, or the heirs, successors or assigns of such permittee or licensee, and a hearing thereon, may revoke said permit or license, and declare the water to be unappropriated and open to further appropriation in accordance with the terms of this act. And the findings and declaration of said commission shall be deemed to be prima facie correct until modified or set aside by a court of competent jurisdiction; *provided,* that any action brought so to modify or set aside such finding or declaration must be commenced within thirty days after the service of notice of said revocation on said permittee or licensee, his heirs, successors or assigns. And every licensee or permittee under the provisions of this act if he accept such permit or license shall accept the same under the conditions precedent that no value whatsoever in excess of the actual amount paid to the state therefor shall at any time be assigned to or claimed for any permit or license granted or issued under the provisions of this act, or for any rights granted or acquired under the provisions of this act, in respect to the regulations by any competent public authority of the services or the price of the services to be rendered by any permittee or licensee, his heirs, successors or assigns or by the holder of any rights granted or acquired under the provisions of this act, or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the state or any city, city and county, municipal water district, irrigation district, lighting district or any political subdivison of the state, of the rights and property of any permittee or licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this act. The application for a permit by municipalities for the use of water for said municipalities or the inhabitants thereof for domestic purposes shall be considered first in right, irrespective of whether they are first in time; *provided, however,* that such application for a permit or the granting thereafter of permission to any municipality to appropriate waters, shall not authorize the appropriation of any water for other than municipal purposes; *and providing, further,* that where permission to appropriate is granted by the state water commission to any municipality for any quantity of water in excess of the existing municipal needs therefor, that pending the application of the entire appropriation permitted, the state water commission shall have the power to issue permits for the temporary appropriation of the excess of such permitted appropriation over and above the quantity being applied from time to time by such municipality; *and providing, further,* that in lieu of the granting of such temporary permits for appropriation, the state water commission may authorize such municipality to become as to such surplus a public utility, subject to the jurisdiction and control of the railroad commission of the State of California for such period or periods from and after the date of the issuance of such permission to appropriate, as may be allowed for the application to municipal uses of the entire appropriation permitted; *and provided, further,* that when such municipality shall desire to use the additional water granted in its said application it may do so upon making just compensation for the facilities for taking, conveying and storing such additional water rendered valueless for said purposes, to the person, firm or corporation which constructed said facilities for the temporary use of said excess waters, and which compensation, if not agreed upon between the municipality and said person, firm or corporation, may be determined in the manner provided by law for determining the value of property taken by and through eminent domain proceedings.

Witness the signature of the Acting *Chief of the Division of Water Rights, Department of Public Works of the State of California, and the seal of said department this* 12th *day of* May *, 19*24 .

Edward Hyatt, Jr.
Acting *Chief of Division of Water Rights, Department of Public Works of the State of California*

16835 2-22 250

APPROVED:

MJE:B (SEAL)

Director, State Department of Public Works.

STATE OF CALIFORNIA—DEPARTMENT OF PUBLIC WORKS

DIVISION OF WATER RESOURCES

STATE ENGINEER

ORDER

APPLICATION 1538 PERMIT 697 LICENSE 353

ORDER ALLOWING CHANGE IN POINT OF DIVERSION

Licensee having established to the satisfaction of the State Engineer that the change in point of diversion under Application 1538, Permit 697, License 353, for which petition was submitted on June 4, 1945 will not operate to the injury of any other legal user of water, the State Engineer so finds, and

IT IS ORDERED that permission be and the same is hereby granted to change the point of diversion under said Application 1538, Permit 697, License 353 to a point of diversion described as follows to-wit:

> NORTH FIVE HUNDRED SIXTY EIGHT AND FOUR TENTHS (568.4) FEET AND WEST EIGHT HUNDRED TWENTY SIX AND FOUR TENTHS (826.4) FEET FROM THE SOUTH ONE-QUARTER CORNER OF SECTION 11, T 37 N, R 4 E, M.D.B. & M. BEING WITHIN THE SE¼ OF SW¼ OF SAID SECTION 11.

WITNESS my hand and the seal of the Department of Public Works of the State of California this 17th day of October, 1945.

Edward Hyatt, State Engineer.

2

FORM 100
36295 7-44 1M SPO

L 353

2/20/45 RECEIVED NOTICE OF ASSIGNMENT TO Hugh Carpenter

1/4/51 RECEIVED NOTICE OF ASSIGNMENT TO A.D. Albaugh

3-14-75 RECEIVED NOTICE OF ASSIGNMENT TO Jerrald E. Pickering

6-1-84 Asgd to Pickering Land + Cattle Corp.

3

FORM 10[illegible] 7621[illegible]
CALIFORNIA STATE PRINTI[illegible]

STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES

ORDER

APPLICATION 2283 PERMIT 931 LICENSE 354

ORDER GRANTING CHANGE IN POINT OF DIVERSION

EDWIN W. EHMANN having established to the satisfaction of the Division of Water Resources that change as petitioned December 3, 1929, in the point of diversion under Application 2283, Permit 931, License 354, will not operate to the injury of any other appropriator or legal user of the waters of Main Ditch of Drainage District No. 100, the Division of Water Resources so finds, and

PERMISSION IS GRANTED TO MAKE SUCH CHANGE IN POINT OF DIVERSION AS FOLLOWS:

FROM a point located South 100 feet from the Northeast corner of Section 15, T 18 N, R 1 E, M.D.B. & M. being within the NE¼ of the NE¼ of said Section 15.

TO the same point as described above and an additional point located South 100 feet and East 1310 feet from the Northeast corner of Section 15, T 18 N, R 1 E, M.D.B. & M., and being within the NW¼ of the NW¼ of Section 14, T 18 N, R 1 E, M.D.B. & M.

WITNESS my hand and the seal of the Department of Public Works of the State of California, this twenty-eighth day of February, 1930.

EDWARD HYATT, State Engineer

By Harold Conkling
Deputy

EHS:[illegible]

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L354

12/5/41 E. C. Johnson

2/20/42 RECEIVED NOTICE OF ASSIGNMENT TO Partial ~~Peter F. Kelly~~ 1

9/11/44 RECEIVED NOTICE OF ASSIGNMENT TO ~~John J. & Pearl~~ S. Angaro, Tony & Maddlina Savoine, Adrien B. & Mary R. Bauchow & Louis W. & Nell N. Becker.

10-9-67 Name of Maddlina (Lena) Savoine chgd to Estate of Maddlina (Lena) Savoine

4/1/68 RECEIVED NOTICE OF ASSIGNMENT TO Cecil E. Metcalf, Gene Apenshaw, and W. E. Burford;

8-25-71 RECEIVED NOTICE OF ASSIGNMENT TO ~~Entered Cecil E. Metcalf~~ assigned to Alfred H. Brophy

3-3-75 Records chgd to show W. E. Burford & Alfred H. Brophy as owners

2

L 354

5-24-84 Ownership Chgd to W.E. Burford + Estate of Alfred H. Brophy

6-25-84 Int of W.E. Burford asgd to Estate of Alfred H. Brophy

3-19-87 asgd to Lucky Ten Ranch