STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

ORDER

APPLICATION 7813 PERMIT 4317 LICENSE 2123

ORDER CORRECTING DESCRIPTIONS OF POINT OF DIVERSION AND PLACE OF USE

WHEREAS:

1. License 2123 was issued to U.S. Angeles National Forest and filed with the County Recorder of Los Angeles County on December 12, 1940.

2. A request to correct the descriptions of point of diversion and place of use under said license has been filed with the State Water Resources Control Board.

3. The USGS 7.5' quadrangle map Burnt Peak (1959) photorevised 1974 shows the point of diversion and place of use as being with SW¼ and NW¼ of SW¼ of projected Section 17, T7N, R16W, SBB&M. License 2123 describes the same point of diversion and place of use as being within NE¼ of SW¼ of projected Section 17, T7N, R16W, SBB&M. Corrections in the description of the point of diversion and place of use under said license needed to conform the description with the locations on the current quadrangle map.

4. The State Water Resources Control Board has determined that said corrections in the description of point of diversion and place of use will not initiate a new right nor operate to the injury of any other lawful user of the water and that good and sufficient cause has been shown for said correction.

NOW, THEREFORE, IT IS ORDERED THAT:

1. The point of diversion under License 2123 be described as follows:

   North 1,070 feet and East 240 feet from the SW corner of projected Section 17, T7N, R16W, SBB&M, being within the SW¼ of SW¼ of said projected Section 17.

2. The place of use under License 2123 be described as follows:

   Within the W½ of SW¼ of projected Section 17, T7N, R16W, SBB&M.

Dated: APRIL 30 1982

Raymond Walsh

Raymond Walsh, Chief
Division of Water Rights

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(12-67)

FORM 64

STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES

License for Diversion and Use of Water

LICENSE 2128 PERMIT 1845 APPLICATION 4006

THIS IS TO CERTIFY, *That* United States - San Bernardino National Forest
San Bernardino, California

(over)

has made proof to the satisfaction of the Division of Water Resources of California of a right to the use of ~~the waters of~~ an unnamed stream in San Bernardino County

tributary of Mojave River Watershed

for the purpose of domestic use
under Permit 1845 *of the Division of Water Resources 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 Resources and the terms of the said permit; that the priority of the right herein confirmed dates from* May 28, 1924;

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 two thousand (2000) gallons per day from January 1 to December 31 of each season.

The point of diversion of such water is *located* South fifty-eight degrees thirty minutes West (S. 58° 30' W.) seven hundred seventy-five (775) feet from the East one-quarter corner of Section 21, T 2 N, R 4 W, S.B.B.& M., being within the NE¼ of SE¼ of said Section 21.

A description of the lands or the place where such water is put to beneficial use is as follows: within the Clifton Heights Special Use Tract of lots and public camp ground, within the SE¼ of SE¼ of Section 21, T 2 N, R 4 W, S.B.B.& M.

All rights and privileges under this license including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the Division of Water Resources in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time to time by the Division of Water Resources.

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 of 1913, as amended, 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 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 unappropriatd and open to further appropriation in accordance with the terms of this act. 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 accepts 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 regulation 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 subdivision 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 my hand and the seal of the Department of Public Works of the State of California, this 2nd *day of* December, 19 40

EDWARD HYATT
State Engineer

By Harold Conkling
Deputy

11-19-86 asgd to Clifton Heights Water + Land Association

7/21/95 assigned to Crestline Village Water District

2128

LICENSE

STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS

DIVISION OF WATER RESOURCES

LICENSE
TO APPROPRIATE WATER

ISSUED TO U.S. San Bernardino National Forest

DATED December 2, 1940

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