



STATE OF CALIFORNIA  
THE RESOURCES AGENCY  
STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

## License for Diversion and Use of Water

Office of Change Order

APPLICATION 20936

PERMIT 14192

LICENSE 8896

**THIS IS TO CERTIFY, That**

P. G. SHEDD  
P. O. BOX 762, ALTURAS, CALIFORNIA 96101

HAS made proof as of JULY 12, 1968 (the date of inspection)  
to the satisfaction of the State Water Resources Control Board of a right to the use of the water of  
**2 UNNAMED STREAMS IN MODOC COUNTY**

tributary to (1) JOSEPH CREEK THENCE NORTH FORK PIT RIVER THENCE PIT RIVER AND  
(2) NORTH FORK PIT RIVER THENCE PIT RIVER

for the purpose of IRRIGATION, RECREATIONAL AND STOCKWATERING USES  
under Permit 14192 of the Board and that the right to the use of this water has been perfected in  
accordance with the laws of California, the Regulations of the Board and the permit terms; that the priority of  
this right dates from SEPTEMBER 11, 1962 and that the amount of water to which this right is  
entitled and hereby confirmed is limited to the amount actually beneficially used for the stated purposes and shall  
not exceed **TWENTY (20) ACRE-Feet PER ANNUM TO BE COLLECTED FROM ABOUT NOVEMBER 1 OF  
EACH YEAR TO ABOUT APRIL 30 OF THE SUCCEEDING YEAR AND A MAXIMUM WITHDRAWAL OF  
20 ACRE-Feet IN ANY ONE YEAR UNDER THIS RIGHT.**

THE MAXIMUM RATE OF DIVERSION TO OFF-STREAM STORAGE HAS BEEN 2.5 CUBIC FEET PER  
SECOND FROM DIVERSION (1) AND 3.0 CUBIC FEET PER SECOND FROM DIVERSION (2).

THE POINTS OF DIVERSION OF SUCH WATER ARE LOCATED:

- (1) SOUTH 56° 52' 40" EAST 7,822.20 FEET FROM NW CORNER OF SECTION 30, T44N, R14E,  
MDB&M, BEING WITHIN SW1/4 OF SW1/4 OF SECTION 29, T44N, R14E, MDB&M AND
- (2) SOUTH 1,850 FEET AND EAST 450 FEET FROM NW CORNER OF SECTION 29, T44N, R14E,  
MDB&M, BEING WITHIN SW1/4 OF NW1/4 OF SAID SECTION 29.

THE POINT OF REDIVERSION OF SUCH WATER IS LOCATED:

SOUTH 1,300 FEET AND EAST 1,500 FEET FROM NW CORNER OF SECTION 30, T44N, R14E,  
MDB&M, BEING WITHIN NE1/4 OF NW1/4 OF SAID SECTION 30.

A DESCRIPTION OF LANDS OR THE PLACE WHERE  
SUCH WATER IS PUT TO BENEFICIAL USE IS AS FOLLOWS:

STOCKWATERING AND RECREATIONAL USES AT RESERVOIR WITHIN NE1/4 OF NW1/4 OF SECTION 30,  
T44N, R14E, MDB&M, AND IRRIGATION AS FOLLOWS:

30	ACRES WITHIN SE1/4 OF NE1/4 OF SECTION 25, T44N, R13E, MDB&M
30	ACRES WITHIN SW1/4 OF NE1/4 OF SECTION 25, T44N, R13E, MDB&M
32	ACRES WITHIN NW1/4 OF SE1/4 OF SECTION 25, T44N, R13E, MDB&M
26.8	ACRES WITHIN NE1/4 OF SE1/4 OF SECTION 25, T44N, R13E, MDB&M
2.3	ACRES WITHIN SE1/4 OF NW1/4 OF SECTION 25, T44N, R13E, MDB&M
4.5	ACRES WITHIN NE1/4 OF SW1/4 OF SECTION 25, T44N, R13E, MDB&M

**125.6 ACRES TOTAL**

THE ISSUANCE OF THIS LICENSE SHALL IN NO WAY BE CONSTRUED AS CONFERRING UPON THE LICENSEE RIGHT OF ACCESS TO THE POINT OF DIVERSION.

LICENSEE SHALL MAINTAIN AN OUTLET PIPE OF ADEQUATE CAPACITY IN HIS DAM AS NEAR AS PRACTICABLE TO THE BOTTOM OF THE NATURAL STREAM CHANNEL, OR PROVIDE OTHER MEANS SATISFACTORY TO THE STATE WATER RESOURCES CONTROL BOARD, IN ORDER THAT WATER ENTERING THE RESERVOIR OR COLLECTED IN THE RESERVOIR DURING AND AFTER THE CURRENT STORAGE SEASON MAY BE RELEASED INTO THE DOWNSTREAM CHANNEL TO THE EXTENT NECESSARY TO SATISFY THE DOWNSTREAM PRIOR RIGHTS AND/OR TO THE EXTENT THAT APPROPRIATION OF SAID WATER IS NOT AUTHORIZED UNDER THIS RIGHT.

RIGHTS UNDER THIS LICENSE ARE AND SHALL BE SUBJECT TO EXISTING RIGHTS DETERMINED BY NORTH FORK PIT RIVER DECREE, COURT CASE NUMBER 4074, SUPERIOR COURT MODOC COUNTY, AND SUCH OTHER RIGHTS AS MAY PRESENTLY EXIST ON THE STREAM INSOFAR AS SAID EXISTING AND ADJUDICATED RIGHTS ARE MAINTAINED.

*Licensee shall allow representatives of the Board and other parties, as may be authorized from time to time by the Board, reasonable access to project works to determine compliance with the terms of this license.*

*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 Board 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 Board.*

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

*This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:*

- Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the Board.
- Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).
- Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.
- Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.
- Section 1629. Every licensee, if he accepts a license does so 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 license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered, by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) 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 licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).
- Section 1630. 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 the license and the works built or constructed for the enjoyment of the rights granted under the license.
- Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated: FEB 7 1969

STATE WATER RESOURCES CONTROL BOARD

*K. S. Woodward*  
Chief, Division of Water Rights

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RECEIVED NOTICE OF ASSIGNMENT TO

*Hand to [unclear]*

JAN 7 '69 G.A.P.

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