



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

License for Diversion and Use of Water

APPLICATION 20916

PERMIT 14574

LICENSE 10783

THIS IS TO CERTIFY, That

JOHN R. MCARTHUR; ERNEST J. BRITTEN; WILLIAM J. MITCHELL
C/O JOHN R. MCARTHUR, (over)
P. O. BOX 67, MCARTHUR, CALIFORNIA 96056

HAVE *made proof as of* JUNE 22, 1970 *(the date of inspection)*
to the satisfaction of the State Water Resources Control Board of a right to the use of the water of
(1) EAST FORK JUNIPER CREEK, (2) AN UNNAMED STREAM IN LASSEN COUNTY

tributary to (1) JUNIPER CREEK THENCE PIT RIVER AND (2) EAST FORK JUNIPER CREEK THENCE
JUNIPER CREEK THENCE PIT RIVER

for the purpose of IRRIGATION, STOCKWATERING & RECREATIONAL USES
under Permit 14574 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 AUGUST 29, 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 ONE THOUSAND EIGHT HUNDRED (1,800) ACRE-Feet PER ANNUM, TO BE
COLLECTED FROM DECEMBER 1 OF EACH YEAR TO MARCH 31 OF THE SUCCEEDING YEAR. THE
MAXIMUM WITHDRAWAL IN ANY ONE YEAR SHALL NOT EXCEED 1,800 ACRE-Feet. MAXIMUM RATE
OF DIVERSION TO OFFSTREAM STORAGE SHALL NOT EXCEED 45 CUBIC FEET PER SECOND.

THE POINTS OF DIVERSION OF SUCH WATER ARE LOCATED:

- (1) SOUTH 0°44' WEST 2,220 FEET FROM NE CORNER OF SECTION 4, T37N, R8E, MDB&M,
BEING WITHIN SE1/4 OF NE1/4 OF SAID SECTION 4,
- (2) SOUTH 55°03' WEST 1,913 FEET FROM NE CORNER OF SECTION 4, T37N, R8E, MDB&M,
BEING WITHIN NW1/4 OF NE1/4 OF SAID SECTION 4.

POINT OF REDIVERSION ON JUNIPER CREEK IS LOCATED:

SOUTH 920 FEET AND EAST 2,640 FEET FROM NW CORNER OF SECTION 5, T37N, R8E, MDB&M,
BEING WITHIN NW1/4 OF NE1/4 OF SAID SECTION 5.

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

STOCKWATERING AND RECREATIONAL USES AT IVERSON RESERVOIR LOCATED WITHIN NE1/4 OF
SECTION 4, T37N, R8E, AND SE1/4 OF SECTION 33, T38N, R8E, MDB&M, AND IRRIGATION
AS FOLLOWS:

WILLIAM J MITCHELL - 400 ACRES WITHIN SECTIONS 31 AND 32, T38N, R8E, MDB&M
JOHN R MCARTHUR - 400 ACRES WITHIN SECTION 36, T38N, R7E, MDB&M
ERNEST J BRITTEN - 400 ACRES WITHIN SECTION 1, T37N, R7E, MDB&M.

THIS LICENSE DOES NOT AUTHORIZE COLLECTION OF WATER TO STORAGE OUTSIDE OF
THE SPECIFIED SEASON TO OFFSET EVAPORATION AND SEEPAGE OR FOR ANY OTHER PURPOSE.

LICENSEE SHALL INSTALL AND 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 DOWNSTREAM PRIOR RIGHTS.

RIGHTS UNDER THIS LICENSE ARE AND SHALL BE SUBJECT TO EXISTING RIGHTS DETERMINED BY PIT RIVER IN BIG VALLEY DECREE NO. 6395, 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: AUGUST 10 1977

STATE WATER RESOURCES CONTROL BOARD

R. L. Rosenberger
Chief, Division of Water Rights

8-22-91 For M Ernest J Britten asg to John Britten