

For full information regarding the filling out and filing of this form send for Rules and Regulations of the Division of Water Rights governing appropriation of water

Application No. 4909

APPLICATION FOR A PERMIT

To Appropriate Unappropriated Waters of the State of California

FOR MUNICIPAL PURPOSES

I, MONTAGUE IRRIGATION DISTRICT (Name of Applicant)

of Montague (Post office) County of Consolidation Dist Siskiyou

State of CALIFORNIA, do hereby make application for a permit to appropriate

waters of the State of California, SUBJECT TO EXISTING RIGHTS:

a corporation, give date and place of incorporation

SOURCE, AMOUNT AND USE APPLIED FOR

1. The source of the proposed appropriation is Little Shasta River (Name of stream, lake or other source. If underground water is to be developed, so state)

located in Siskiyou County, tributary of Shasta River

2. The amount of water which applicant desires to appropriate under this application is as follows:

(a) For diversion to be directly applied to beneficial use without storage 110 (5) 2.3 (1 cubic foot per second = 40 miner's inches)

cubic feet per second, to be so diverted from January 1 to December 31 of each season. (Date) (Date)

(b) For diversion to be stored temporarily and later applied to beneficial use The supply to be regulated by a small reservoir. (1 acre-foot = 325,851 gallons)

acre-feet per annum, to be collected between and of each season. (Date) (Date)

NOTE.—Answer (a) or (b) or both (a) and (b) as may be necessary. It is important that the answers be complete and accurate. A permit can not be issued for a larger quantity than as described therein.

3. The use to which the water is to be applied is Industrial and domestic including irrigation of gardens, lawns, etc.

4. The point of diversion is to be located N. 85°, 25' E., 1735 feet from the on the south boundary of Sec. 26, T. 45 N. R. 5W, M.D.B. (Give distance and bearing to section corner)

being within the S. E. 1/4 of S. E. 1/4 (Give smallest legal subdivision not to exceed 40 acres) of Sec. 26 Tp. 45 N. R. 5W. M.D.M. in the county of Siskiyou

5. The Carrier (Main Canal and laterals) to be 10 miles in length, terminating in the small reservoir in the S.W. 1/4 of S.W. 1/4 and the S.E. 1/4 of S.W. 1/4 Sec. 23 (Smallest legal subdivision) Tp. 45 N. R. 6 W. M.D.M., the proposed location being shown throughout on the accompanying map.

6. The name of the ditch, canal or other works, if named, is to be Main Canal of the Montague Irrigation District, thence into Lateral C, thence into Montague Lateral.

DESCRIPTION OF PROPOSED WORKS

Diversion Works—

7. (a) Diversion by gravity: (1) Height of dam _____ feet; length on top _____ feet; length at bottom _____ feet; material to be used and character of construction _____ (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

Little Shasta River will be carried over the main canal in a flume, in the side of which a gate will be constructed to divert the water into the canal.

(2) Description of headgate _____ (Timber, concrete, etc., number and size of openings)

(b) Diversion by pumping plant: Type of pumps _____; number of pumps _____; size of each _____; capacity of each _____

_____ cubic feet per second; total capacity of plant _____ cubic feet per second; total pumping lift _____ feet; source of power _____; capacity of power _____ (Electric motor, gasoline engine, etc.)

installation _____ horsepower.

NOTE.—In case of insufficient space for answers in form attach extra sheets.

JUL 27 1926

Conduit System—(Main conduits only)

8. Give dimensions, length, grade (feet fall per 1000 feet length) and character of construction of diversion conduit.

Main Canal

(a) Canal, ditch, flume: Width on top (at water line) 23 feet; width on bottom

10 feet; depth of water 4.3 feet; length 18,700 feet;

grade 0.45 feet per 1000 feet; materials of construction Earth (Earth, rock, timber, etc.)

Remainder of the ten miles by irrigation laterals.

(b) Pipe line: Diameter _____ inches; length _____ feet;

grade _____ feet per 1000 feet; total fall from intake to outlet _____ feet; kind _____

(Riveted steel, cement, wood-stave, etc.)

NOTE: If a combination of different sizes or kinds of conduits is to be used, attach extra sheets with complete description and location clearly on map.

Storage Reservoir— For regulation only.

9. The capacity of the reservoir will be 30 acre-feet.

10. The location of the reservoir will be in _____ (Give 40-acre subdivisions)

Located at terminus of feeder lateral

as described in paragraph 5.

11. The dam will be located in _____ (40-acre subdivisions)

Sec. _____ Tp. _____ R. _____, M. It will be _____ feet

in height; length on top _____ feet; length on bottom _____ feet; width on top _____

feet; slope of front or water face _____; slope on back _____ (Feet horizontal to 1 vertical)

Height of dam above water line when full _____ feet.

12. Character of construction of dam and the materials of which it is to be built _____

Cost— (Not including main canal and laterals) (which are part of the system of the) Montague Irrigation District
 13. Estimated cost of proposed works, \$ 8000

APPLICATION OF WATER TO USE

14. Construction work will begin on or before July, 1926

15. Construction work will be completed on or before July, 1928

16. The water will be completely applied to the proposed use on or before January, 1929 1950

17. To supply the city of Montague Siskiyou County

having a present population of 400

18. State below the estimated average daily consumption during the maximum month of use at the end of each five-year period until use is completed _____

10 acre-foot	1930	300000 gpd
	1935	600000 "
	1940	900000 "
	1945	1200000 "
	1950	1500000 "

JWS 5/11/26
JWS 5/11/26

GENERAL

19. Are the maps as required by the Rules and Regulations filed with application? Yes If not, state specifically the time required for filing same

20. Does the applicant own the land at the proposed point of diversion? No If not, state what steps have been taken to secure access thereto. Rights-of-way for main canal and laterals of the Montague Irrigation District will provide for this. Agreements for acquiring such rights-of-way are being made by the district.

21. What is the name of the post office most used by those living near the proposed point of diversion? Montague, California

22. What are the names and addresses of claimants of water from the source of supply below the proposed point of diversion?

- Mrs. Mary Prather Montague, California
Mrs. Minnie A. Tamisiea
George Haight
J. F. Long
Leslie Calahan
Mrs. Edward O'Connor

3. It is understood and agreed that this application and the permit and license which may be granted hereunder shall be subject to all the conditions set forth in Section 20 of the Water Commission Act (Statutes 1913, Chapter 586), 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, 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 so do 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 shall be determined between the municipality and said person, firm or corporation, may be determined in the manner provided by law for determining the value of such facilities in eminent domain proceedings.

MONTAGUE IRRIGATION DISTRICT
Roy E. Luigart SECTY.
(Name of applicant)

Signed in the presence of us as witnesses:
1. (Name) (Address)
2. (Name) (Address)

13127 Montague Water Conservation Dist.
Applicant Montague Irrigation Dist.

Montague, California

Application No. 4909

Permit No. 2581

APPLICATION

MUNICIPAL

TO APPROPRIATE THE PUBLIC
WATERS OF THE
STATE OF CALIFORNIA

This application was first received in the office
of the Division of Water Rights the 4th day
of February 1926
at 3:30 o'clock P.M.

Returned to Applicant for Correction

Corrected Application Received

Approved:

July 29, 1926

Recorded in Book No. _____ of

Permits, on Page _____

PERMIT No. 2581

STATE OF CALIFORNIA

County of Sacramento } ss.

This is to certify that we have examined the application of which the foregoing is a true and correct copy and do hereby grant the same, subject to VESTED RIGHTS and the following limitations and conditions, in addition to those enumerated in Section 20 (Statutes 1913, Chapter 586) set forth above

1. The amount of water appropriated shall be limited to the amount which can be beneficially used, and shall not exceed two and three tenths (2.3) cubic feet per second from January 1st to December 31st of each season.

2
chr

2. The maximum amount herein stated may be reduced in the license if investigation so warrants.

3. Actual construction work shall begin on or before January 1st 1927, and shall thereafter be prosecuted with reasonable diligence, and if not so commenced and prosecuted this permit may be revoked.

4. Said construction work shall be completed on or before July 1st 1929

5. Complete application of the water to the proposed use shall be made on or before July 1st 1950

WITNESS my hand and the seal of the Department of Public Works this 29th day of July 1926

STATE DEPARTMENT OF PUBLIC WORKS
Division of Water Rights

By *[Signature]*
Chief of Division





STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES
ORDER

APPLICATION 3544

PERMIT 2452

LICENSE _____

ORDER REDUCING AMOUNT ALLOWED UNDER PERMIT

Permittee having served notice upon the Superior Court of the State of California in and for the County of Shasta of a voluntary reduction in the amount allowed under Application 3544, Permit 2452, and said court having so ordered,

NOW THEREFORE it is hereby ordered that the amount allowed under Permit 2452 be reduced to 35,000 acre feet per annum to be collected from about October 1 to about June 15 of each season.

WITNESS my hand and the seal of the Department of Public Works of the State of California this 28th day of January, 1938.

EDWARD HYATT, State Engineer

By Harold Conkling
Deputy





STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES

Permit

ORDER

APPLICATION 3544

PERMIT 2452

LICENSE _____

ORDER GRANTING EXTENSION OF TIME WITHIN WHICH
TO COMPLETE USE

WHEREAS good cause has been shown wherefore an extension of time should be allowed for the application of water to complete beneficial use under Application 3544 Permit 2452.

NOW THEREFORE it is hereby ordered that an extension of time be and the same is hereby granted until December 31st, 1940 within which to apply the water to complete beneficial use under said application and permit.

WITNESS my hand and the seal of the Department of Public Works of the State of California this 7th day of November, 1932.

Edward Hyatt, State Engineer

By Harold Conkling
Deputy

WES:AT



NOV 7 1932 ENB.
CM

For full information regarding the filling out and filing of this form send for Rules and Regulations of the Division of Water Rights governing appropriation of water

APPLICATION No. 3544

APPLICATION FOR A PERMIT

To Appropriate Unappropriated Waters of the State of California

RECOMMENDED APPLICATION RECEIVED FOR AGRICULTURAL PURPOSES

(USE THIS FORM ALSO FOR PURELY DOMESTIC OR INDUSTRIAL PURPOSES)

I, MONTAGUE IRRIGATION DISTRICT, 3/7/26 Name changed to Montague

of Montague (Post Office) County of Siskiyou Natl. Conservation

State of California, do hereby make application for a permit to appropriate the following described unappropriated waters of the State of California, SUBJECT TO EXISTING RIGHTS:

If the applicant is a corporation, give date and place of incorporation

SOURCE, AMOUNT AND USE APPLIED FOR

1. The source of the proposed appropriation is, Shasta River (Name of stream, lake, or other source. If underground water is to be developed, so state)

located in Siskiyou County, tributary of Klamath River

2. The amount of water which applicant desires to appropriate under this application is as follows:

(a) For diversion to be directly applied to beneficial use without storage none (1 cubic foot per second=40 miner's inches) cubic feet per second, to be so diverted from to of each season.

(b) For diversion to be stored temporarily and later applied to beneficial use 55,000 (1 acre-foot=325,851 gallons) acre-feet per annum, to be collected between October 1 and July 1 of each season.

NOTE.—Answer (a) or (b) or both (a) and (b) as may be necessary. It is important that the answers be complete and accurate. A permit can not be issued for a larger quantity than as described therein.

3. The use to which the water is to be applied is irrigation (Irrigation, domestic, industrial)

4. The point of diversion is to be located St. O. of storage dam (East side of river)

bears N. 52 degrees, 43 minutes E., 2601.0 feet from S. W. cor. Sec. 25 (Give distance and bearing or coordinate distance to section or quarter section corner)

The Dam Site being within the N. E. 1/4 S. W. 1/4 and N. W. 1/4 S. W. 1/4 (Give 40-acre subdivision of U. S. government survey or projection thereof)

of Sec. 25 Tp. 43 N. R. 5 W. M. D. B & M., in the County of Siskiyou

5. The Main Canal to be 20 miles in length, terminating in the

N. W. 1/4 N. W. 1/4 of Sec. 28 (Smallest legal subdivision)

Tp. 45 N. R. 5 W. M. D. B. & M., the proposed location being shown throughout on the accompanying map.

6. The name of the ditch, canal or other works, if named, is to be Montague Irrigation District

Main Canal and Laterals.

DESCRIPTION OF PROPOSED WORKS

(NOTE: AN APPLICATION CAN NOT BE APPROVED FOR AN AMOUNT GROSSLY IN EXCESS OF THE ESTIMATED CAPACITY OF THE DIVERSION WORKS)

Diversion Works—

7. (a) Diversion by gravity:

(1) Height of dam 100 feet; length on top 1250 feet; length at bottom 100 feet; material to be used and character of construction Hydraulic Fill

with siphon spillway, also emergency spillway on reservoir rim. (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(2) Description of headgate Concrete outlet conduit with 2 sets of cast

iron gates, 4 gates in each set. Size of each gate opening 2 ft. 10 in. by 4 ft. 3 in. (Timber, concrete, etc., number and size of openings)

(b) Diversion by pumping plant: Type of pumps

(Centrifugal, plunger, screw, etc.) number of pumps; size of each; capacity of each cubic feet per second; total capacity of plant cubic feet per second;

total pumping lift feet; source of power (Electric motor, gasoline engine, etc.);

capacity of power installation horsepower.

NOTE.—In case of insufficient space for answers in form attach extra sheets at top of page 3 and cross reference.

APR 26 1926

Conduit System (Main Conduits only)—

8. Give dimensions, length, grade (feet fall per 1000 feet length), and character of construction of diversion conduit.

(a) Canal, ditch, flume: Width on top (at water line) 23.5 feet; width on bottom 10 feet; depth of water 4.5 feet; length 10,800 feet; grade 0.45 to 0.5 feet per 1000 feet; materials of construction earth (Earth, rock, timber, etc.)

(b) Pipe line: Diameter inches; length feet; grade feet per 1000 feet; total fall from intake to outlet feet; kind (Riveted steel, cement, wood-stave, etc.)

NOTE.—If a combination of different sizes or kinds of conduit is to be used, attach extra sheets with complete description, also show location of each clearly on map.

Storage Reservoir—

(PARAGRAPHS 9, 10, 11 AND 12 SHOULD NOT BE FILLED IN UNLESS STORAGE IS APPLIED FOR IN PARAGRAPH 2B)

9. The capacity of the storage reservoir will be 70,000 acre-feet; surface area 2120 acres

10. The location of the storage reservoir will be in Secs. 1, 2, 3, 4, 9, 10, 11 T. 42 N. R. 5W and 25, 35, 36 T. 43 N. R. 5W M.D.B. and M. See accompanying map

11. The storage dam will be located in N.E. 1/4 of S. W. 1/4 and N. W. 1/4 of S. W. 1/4 Sec. 25 Tp. 43 N R. 5 W M.D.B. and M. It will be 100 feet in height; length on top 1250 feet; length on bottom 100 feet; width on top 25 feet; slope of front or water face 3 to 1; slope on back 2 1/2 to 1; height of dam above water line when full 9 feet.

12. Character of construction of storage dam and the materials of which it is to be built Hydraulic fill earth and small boulders

Cost—

13. Estimated cost of proposed works, \$1,200,000

APPLICATION OF WATER TO USE

14. Construction work will begin on or before July 1, 1926

15. Construction work will be completed on or before April 1, 1928

16. The water will be completely applied to the proposed use on or before May 1, 1928

17. The land to be irrigated has a total area of 19,500 acres, located in Montague Irrigation District. (State net acreage to be irrigated; not gross area of property)

See accompanying map

18. The crops to be irrigated are: Rice 15,000 acres; alfalfa 1,000 acres; general crops 3,500 acres; orchard 1,000 acres.

19. Irrigation will begin about April 1 and end about Sept. 30 of each year.

GENERAL

20. Are the maps as required by the Rules and Regulations filed with application? Yes If not, state specifically the time required for filing same. (Yes or no)

21. Does the applicant own the land at the proposed point of diversion? No If not, state what steps have been taken to secure right of access thereto. Options have been secured (See Rules and Regulations for requirements as to right of access)

22. Does the applicant own all the land to be irrigated? Yes If not, submit a copy of agreement with owners or state what arrangements have been made with them. (Yes or no)

23. Has the land to be irrigated any water right or source of water supply for irrigation other than herein applied for? No If so, state the nature and amount of this supply (Yes or no)

24. What is the name of the post office most used by those living near the proposed point of diversion? Montague, California

25. What are the names and addresses of claimants of water from the source of supply below the proposed point of diversion? See Report on Water Supply and Use of Water from Shasta River and Tributaries by Division of Water Rights, California Department of Public Works.

26. It is understood and agreed that this application and the permit and license which may be granted hereunder shall be subject to all the conditions set forth in Section 20 of the Water Commission Act (Statutes 1913, Chapter 586), 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 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 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 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 so do 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.

MONTAGUE IRRIGATION DISTRICT

Roy E. Sargent (Name of Applicant) SECTY.

Signed in the presence of us as witnesses:

1. Bernard H. Gilbert (Name)

Montague Cal. (Address)

2. C. E. Strickland (Name)

Montague Cal. (Address)

1/31/27 Montague Water Conservancy Dist.
Applicant Montague Irrigation Dist.,

Montague, California

Application No. ~~3555~~ 3544

Permit No. 2452

APPLICATION

AGRICULTURAL

TO APPROPRIATE

THE PUBLIC WATERS OF THE
STATE OF CALIFORNIA

This application was first received in the office

of the DIVISION OF WATER RIGHTS the 24th day of April 1926

at 8:15 o'clock P.M.

RETURNED TO APPLICANT FOR CORRECTION

CORRECTED APPLICATION RECEIVED

APPROVED:

APR 11 3, 1926

Recorded in Book No. _____ of _____

Permits, on Page _____

PERMIT No. 2452

STATE OF CALIFORNIA

COUNTY OF Sacramento

ss.

This is to certify that we have examined the application of which the foregoing is a true and correct copy and do hereby grant the same, subject to VESTED RIGHTS and the following limitations and conditions, in addition to those enumerated in Section 20 (Statutes 1913, Chapter 586) set forth above.

1. The amount of water appropriated shall be limited to the amount which can be beneficially used, and shall not exceed fifty-five thousand ^{35,000} ~~55,000~~ acre feet per annum for storage to be collected from about October 1st to about June 15th of each season.

2. The maximum amount herein stated may be reduced in the license if investigation so warrants.

3. Actual construction work shall begin on or before October 1st 1926 and shall thereafter be prosecuted with reasonable diligence, and if not so commenced and prosecuted this permit may be revoked.

4. Said construction work shall be completed on or before July 1st 1930

5. Complete application of the water to the proposed use shall be made on or before July 1st 1932
extended by order of 11/7/32

Amended order requested



Witness the signature of the Chief of the Division of Water Rights, Department of Public Works of the State of California, and the seal of said department

this 3rd day of April, 1926

Chief of Division of Water Rights, Department of Public Works of the State of California

[Signature]



STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES
ORDER

APPLICATION 3555

PERMIT 2453

LICENSE _____

ORDER GRANTING EXTENSION OF TIME WITHIN WHICH
TO COMPLETE USE

WHEREAS good cause has been shown wherefore an extension of time should be allowed for the application of water to complete beneficial use under Application 3555 Permit 2453.

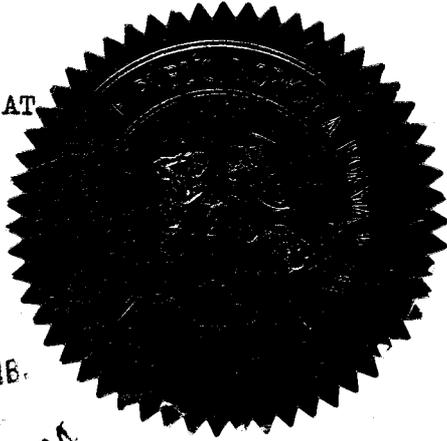
NOW THEREFORE it is hereby ordered that an extension of time be and the same is hereby granted until December 31st, 1940 within which to apply the water to complete beneficial use under said application and permit.

WITNESS my hand and the seal of the Department of Public Works of the State of California this 7th day of November, 1932.

Edward Hyatt, State Engineer

By Harold Conkling
Deputy

WES:AT



NOV 8 1932 ENB.

DM



STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES

ORDER

APPLICATION 3555

PERMIT 2453

LICENSE _____

ORDER REDUCING AMOUNT ALLOWED UNDER PERMIT

Permittee having served notice upon the Superior Court of the State of California in and for the County of Shasta of a voluntary reduction in the amount allowed under Application 3555, Permit 2453, and said court having so ordered,

NOW THEREFORE it is hereby ordered that the amount allowed under Permit 2453 be reduced to 14,000 acre feet per annum to be collected from about October 1 to about June 15 of each season.

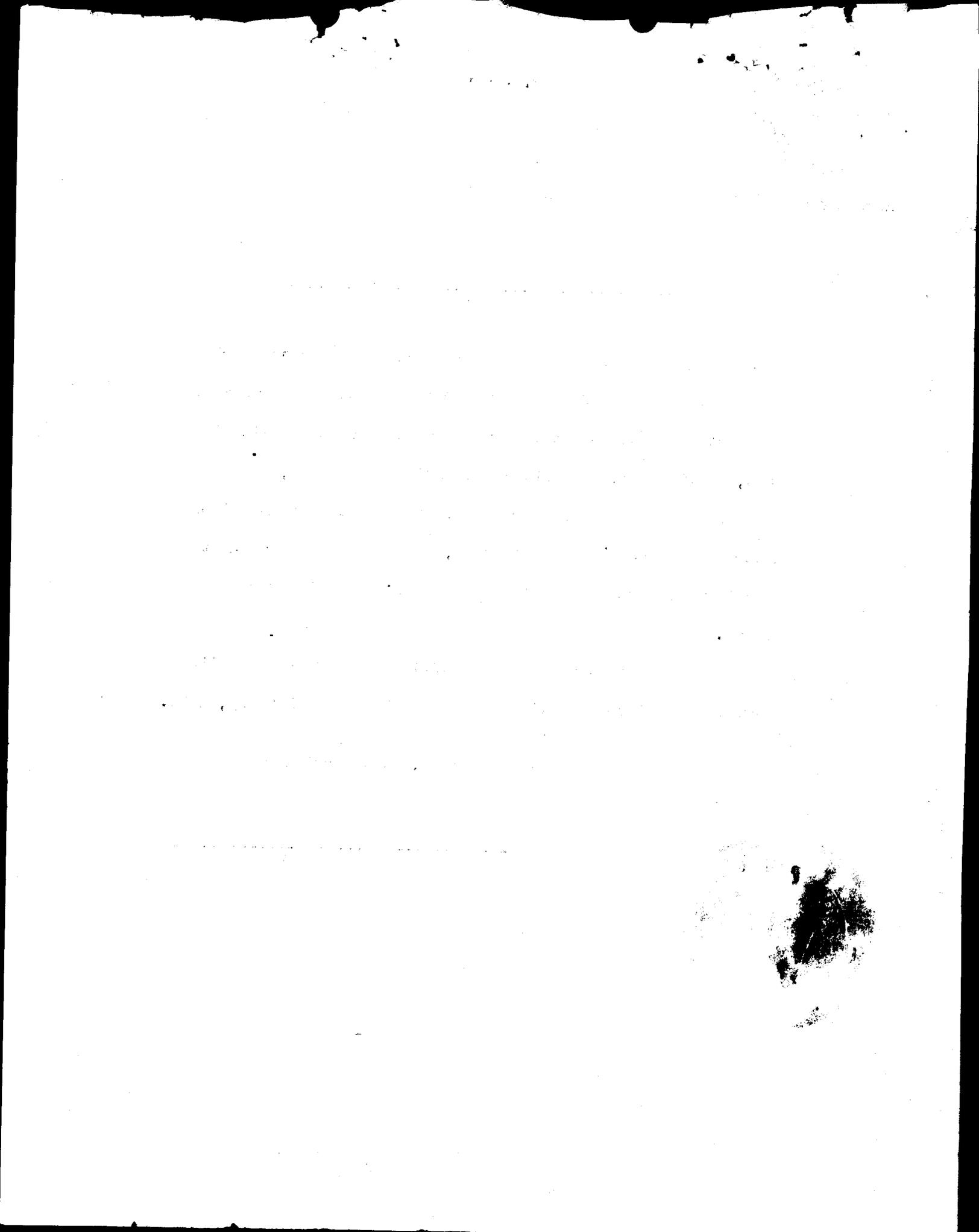
WITNESS my hand and the seal of the Department of Public Works of the State of California this 28th day of January, 1938.

EDWARD HYATT, State Engineer

By Harold Conkling
Deputy



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APPLICATION No. 3555
APPLICATION FOR A PERMIT

To Appropriate Unappropriated Waters of the State of California
FOR AGRICULTURAL PURPOSES
(USE THIS FORM ALSO FOR PURELY DOMESTIC OR INDUSTRIAL PURPOSES)

I, MONTAGUE IRRIGATION DISTRICT (Name of Applicant)
of Montague (Post Office) County of Siskiyou
State of California, do hereby make application for a permit to appropriate the following described unappropriated waters of the State of California, SUBJECT TO EXISTING RIGHTS:
If the applicant is a corporation, give date and place of incorporation

SOURCE, AMOUNT AND USE APPLIED FOR

- The source of the proposed appropriation is Parks Creek (Name of stream, lake, or other source. If underground water is to be developed, so state) located in Siskiyou County, tributary of Shasta River
- The amount of water which applicant desires to appropriate under this application is as follows:
(a) For diversion to be directly applied to beneficial use without storage. none (1 cubic foot per second=40 miner's inches) cubic feet per second, to be so diverted from _____ to _____ of each season.
(b) For diversion to be stored temporarily and later applied to beneficial use. 15,000 (1 acre-foot=325,851 gallons) acre-feet per annum, to be collected between October 1 and July 1 (Date) of each season. Max. rate of diversion to storage 150 cfs. (Date)
NOTE.—Answer (a) or (b) or both (a) and (b) as may be necessary. It is important that the answers be complete and accurate. A permit can not be issued for a larger quantity than as described therein.

3. The use to which the water is to be applied is Irrigation (Irrigation, domestic, industrial)

4. The point of diversion is to be located N. 70° 30' W. 2511.8' from common cor. of Secs. 28, 29, 32, 33, T. 42 N., R. 5W, M. D. B. and M.

The point of re-diversion from storage on Shasta River bears N 52° 43' E 2601' from SW Cor. Sec. 25 T43N R5W MDB. being within the S. W. 1/4 of S. E. 1/4 of Sec. 29 T. 42 N. R. 5 W M. D. B. and M., in the County of Siskiyou

5. The Diversion Canal (Main ditch, canal or pipe line) to be 0.7 miles in length, terminating in the Shasta River in the N. W. 1/4 of S. W. 1/4 of Sec. 28 T. 42 N. R. 5 W M. D. B. & M., the proposed location being shown throughout on the accompanying map.

6. The name of the ditch, canal or other works, if named, is to be Parks Creek Diversion Canal
This canal will carry the diverted Parks Creek water into Shasta River above Lake Dwinnell Reservoir where it will be stored with Shasta River Water.

DESCRIPTION OF PROPOSED WORKS
Diversion Works—

7. (a) Diversion by gravity:
(1) Height of dam 8 feet; length on top 50 feet; length at bottom 25 feet; material to be used and character of construction Earth and rock

Spillway around the dam (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(2) Description of headgate Concrete four 4' x 4' openings for maximum diversion of 250 sec. ft.

(b) Diversion by pumping plant: Type of pumps _____; number of pumps _____; size of each _____; capacity of each _____ cubic feet per second; total capacity of plant _____ cubic feet per second; total pumping lift _____ feet; source of power _____; capacity of power installation _____ horsepower.

NOTE.—In case of insufficient space for answers in form attach extra sheets at top of page 3 and cross reference.

APR 20 1920

Conduit System (Main Conduits only)

8. Give dimensions, length, grade (feet fall per 1000 feet length), and character of construction of diversion conduit.
 Irrigation Canal
 Diversion Canal
 Canal, ditch, flume: Width on top (at water line) 32 feet; width on bottom 16 feet; depth of water 4 feet; length 3600 feet; grade 0.5 feet per 1000 feet; materials of construction earth and rock
(Cross out two not used)
(Earth, rock, timber, etc.)

(b) Pipe line: Diameter _____ inches; length _____ feet; grade _____ feet per 1000 feet; total fall from intake to outlet _____ feet; kind _____
(Riveted steel, cement, wood-stave, etc.)

NOTE.—If a combination of different sizes or kinds of conduit is to be used, attach extra sheets with complete description, also show location of each clearly on map.

Storage Reservoir—
(PARAGRAPHS 9, 10, 11 AND 12 SHOULD NOT BE FILLED IN UNLESS STORAGE IS APPLIED FOR IN PARAGRAPH 2B)
 9. The capacity of the storage reservoir will be 70,000 acre-feet; surface area 2120 acres

10. The location of the storage reservoir will be in Secs. 1, 2, 3, 4, 9, 10, 11 T. 42 N R. 5 W and 25, 35, 36 T. 43 N, R. 5 W M.D.B. and M.
(Give 40-acre subdivisions)
 See accompanying map

11. The storage dam will be located in N. E. $\frac{1}{4}$ of S. W. $\frac{1}{4}$ and N. W. $\frac{1}{4}$ of S. W. $\frac{1}{4}$ Sec. 25 T. 43 N R. 5 W M.D.B. and M. It will be 100 feet in height; length on top 1250 feet; length on bottom 100 feet; width on top 25 feet; slope of front or water face 3 to 1; slope on back 2 $\frac{1}{2}$ to 1
(Feet horizontal to 1 vertical)
 height of dam above water line when full 9 feet.

12. Character of construction of storage dam and the materials of which it is to be built Hydraulic
fill of earth and small boulders.

Cost—
 13. Estimated cost of proposed works, \$ 1,200,000

APPLICATION OF WATER TO USE

14. Construction work will begin on or before July 1, 1926
 15. Construction work will be completed on or before April 1, 1928
 16. The water will be completely applied to the proposed use on or before May 1, 1928
 17. The land to be irrigated has a total area of 19,500 acres, located in each forty-acre tract as follows:
(State net acreage to be irrigated; not gross area of property)
Montague Irrigation District

See accompanying map.

18. The crops to be irrigated are: Rice _____ acres; alfalfa 15,000 acres; orchard 1,000 acres; general crops 3,500 acres.
(Note that acreage given here must check map)

19. Irrigation will begin about April 1 and end about Sept. 30 of each year.
(Date)

Note - After the water is diverted from Parks Creek it will be impounded in the district reservoir on Shasta River from which it will be diverted into the distributing system through the reservoir outlet works and canal which are described in the accompanying application, No. 3544.

11/1/28
 2/10/28
 2/10/28

15177 Montague Water Conservancy Dist.
Applicant Montague Irrigation District

Montague, California.

Application No. 3555

Permit No. 2453

APPLICATION

AGRICULTURAL

TO APPROPRIATE

THE PUBLIC WATERS OF THE
STATE OF CALIFORNIA

This application was first received in the office

of the DIVISION OF WATER RIGHTS the 30th

day of July 1923

at 8:30 o'clock A.M.

RETURNED TO APPLICANT FOR CORRECTION

CORRECTED APPLICATION RECEIVED

Approved:

April 3rd, 1926.

Recorded in Book No. _____ of _____

Permits, on Page _____

PERMIT No. 2453

STATE OF CALIFORNIA

COUNTY OF Sacramento } ss.

This is to certify that we have examined the application of which the foregoing is a true and correct copy and do hereby grant the same, subject to VESTED RIGHTS and the following limitations and conditions, in addition to those enumerated in Section 20 (Statutes 1913, Chapter 586) set forth above.

1. The amount of water appropriated shall be limited to the amount which can be beneficially used, and shall not exceed ^{14,000} fifteen thousand (15000) acre feet per annum for storage to be collected from about October 1st to about June 15th of each season.

2. The maximum amount herein stated may be reduced in the license if investigation so warrants.

3. Actual construction work shall begin on or before October 1st, 1926. and shall thereafter be prosecuted with reasonable diligence, and if not so commenced and prosecuted this permit may be revoked.

4. Said construction work shall be completed on or before July 1st, 1930

5. Complete application of the water to the proposed use shall be made on or before July 1st, 1932

Extended by order of 11/7/32

Amended by order of 11-24-32



Witness the signature of the Chief of the Division of Water Rights, Department of Public Works of the State of California, and the seal of said department

this 3rd day of April 1926.

[Signature]
Chief of Division of Water Rights, Department of Public Works of the State of California

GENERAL

20. Are the maps as required by the Rules and Regulations filed with application? Yes If not, state specifically (Yes or no) the time required for filing same.

21. Does the applicant own the land at the proposed point of diversion? No If not, state what steps have been taken to secure right of access thereto. The district has plans in progress to purchase the site. (See Rules and Regulations for requirements as to right of access)

22. Does the applicant own all the land to be irrigated? Yes If not, submit a copy of agreement with owners or state what arrangements have been made with them. (Yes or no)

23. Has the land to be irrigated any water right or source of water supply for irrigation other than herein applied for? No If so, state the nature and amount of this supply. (Yes or no)

24. What is the name of the post office most used by those living near the proposed point of diversion? Montague, California

25. What are the names and addresses of claimants of water from the source of supply below the proposed point of diversion? See Report of Water Supply and Use of Water from Shasta River and Tributaries by Division of Water Rights, California Department of Public Works.

26. It is understood and agreed that this application and the permit and license which may be granted hereunder shall be subject to all the conditions set forth in Section 20 of the Water Commission Act (Statutes 1913, Chapter 586), 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 failed to observe any of the terms and conditions in the permit or license as 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 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 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 and 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 providing, further, that when such municipality shall desire to use the additional water granted in its said application it may so do 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.

MONTAGUE IRRIGATION DISTRICT (Name of Applicant)

Roy E. Suigart SECTY.

Signed in the presence of us as witnesses:

1. Bernard H. Gilbert (Name)

Montague Cal. (Address)

2. C. G. Shickland (Name)

Montague Calif. (Address)