

*Please Return  
to L.C. Johnson*  
Recorded in Modoc County on  
Book 17, Page 151

AGREEMENT DETERMINING RIGHTS TO WATER  
AND TO THE USE THEREOF FROM PIT RIVER AND RATTLESNAKE  
CREEK IN HOT SPRINGS VALLEY IN MODOC COUNTY, CALIFORNIA

**IMPORTANT**  
RECORD OF WATER RIGHTS  
Carefully Preserve for Future Reference

oOo

The waters of Pit River and Rattlesnake Creek in Hot Springs Valley, in Modoc County, State of California, having been administered during the irrigation seasons of 1931 and 1934 under the supervision of the Division of Water Resources of the Department of Public Works of the State of California, pursuant to an agreement entered into by the users of water from said river and creek, dated March 28, 1931, and an order of the Board of Directors of Hot Spring Valley Irrigation District, dated April 21, 1934, data having been collected relative to the water rights of said water users and compiled in reports on supervision of diversions during said irrigation seasons by said Division of Water Resources, said agreement and reports being filed in the office of said Division, and it being the purpose of this agreement to utilize said data and to hereby effect an ascertainment and determination of all the rights and interests of whatsoever kind and character of all of the parties signatory hereto in and to the waters of said Pit River and Rattlesnake Creek in said Hot Springs Valley, and in and to the use thereof, save and except as otherwise hereinafter provided in paragraph 8, in order that a water master district, embracing the area served with water from said Pit River and Rattlesnake Creek in said Hot Springs Valley, may be created in accordance with the provisions of Section 37 of the Water Commission Act of the State of California, Statutes 1913, Chapter 586, as amended,

NOW THEREFORE IT IS HEREBY AGREED by and between each, every and all of the parties hereunto subscribed, that all of their rights and interests of whatsoever kind and character in and to the waters of said Pit River and Rattlesnake Creek in said Hot Springs Valley, and in and to the use thereof, save and except as otherwise hereinafter provided in paragraph 8, are hereby, and by these presents finally ascertained and determined as hereinafter set forth.

1. This agreement shall be binding upon all the parties signatory hereto regardless of whether one or more of the claimants of rights in and to the waters of said Pit River and Rattlesnake Creek in said Hot Springs Valley, and in and to the use thereof, shall or shall not sign this agreement, and shall have the effect of ascertaining and determining all rights among, and by and between, all parties signatory hereto in and to the waters of said river and creek, and in and to the use thereof, save and except as otherwise hereinafter provided in paragraph 8; provided however, that nothing contained in this agreement shall, or shall be construed to, in any manner, prejudice or affect any right, claim or defense of any party signatory hereto with respect to or against any person, firm, corporation or interest which may fail to subscribe to these presents.

2. There is in said Modoc County a natural stream of water known as and called "Pit River", which said river arises on the west slope of the Warner Range of mountains in Modoc and Lassen Counties, State of California, and flows thence in a general westerly direction through said Hot Springs Valley between well-defined banks in a well-defined channel to, upon, and across some of the lands of some of the parties hereto, which lands are hereinafter described, and said river has an important tributary from the North, known as and called "Rattlesnake Creek", which said creek flows in a southerly direction to its confluence with said Pit River at the head of Hot Springs Valley below the Town of Alturas.

3. The various parties hereto are the owners of all of the lands embraced in the legal subdivisions set forth under their respective names in Schedule 1 hereunto annexed and made a part hereof; that the allotments of water from said Pit River and Rattlesnake Creek in said Hot Springs Valley as hereinafter set forth are for use upon the acreage described in said Schedule 1; that said lands are depicted on the map herein referred to as the "Division of Water Resources Map", which map was prepared by the Division of Water Resources of the Department of Public Works of the State of California from its surveys made

in 1931, which map is entitled, "Pit River Investigation Showing Lands Irrigated from Pit River and Rattlesnake Creek in Hot Springs Valley", which map is a public record on file in the office of said Division of Water Resources, and which map by this reference thereto is made part and parcel of this agreement with like effect as if incorporated herein.

4. The parties hereto are the owners of, or interested in, the dams, ditches, conduits, and other means of diversion set opposite their respective names in Schedules 2 and 3 hereunto annexed and made a part hereof, and as depicted on said Division of Water Resources Map, and are entitled to impound and divert water, through said means of diversion, at the points of diversion depicted on said map and described in Schedule 4 hereunto annexed and made a part hereof.

5. The owners of all of the diversions, as set forth in Schedule 2 hereof, shall at all times be entitled as a first and superior right to impound waters flowing in Pit River and its tributaries in the respective amounts that are necessary and adequate to fill the channel storage above their respective river diversion dams as set forth in said Schedule 2; and said owners shall be entitled at all times as an additional first and superior right to the waters flowing in said Pit River and its tributaries in the respective amounts that are necessary and adequate to maintain such channel storage at maximum capacity above their respective river diversion dams as set forth in said Schedule 2; and said allotments shall be equal in priority and correlative in right, and at all times when the available water supply of said Pit River and its tributaries is inadequate to fully supply said allotments, then during the continuance of such shortage, the owners of said allotments shall prorate the available supply in accordance with their respective allotments provided in Schedule 2; provided, however, such channel storage is not to be diverted from the stream for irrigation purposes, but is to be utilized as a vehicle for diverting waters from the stream under the rights as hereinafter provided and is to be utilized without diversion for stock watering purposes by the owners of

adjacent lands; provided further, that the Spicer Corporation shall at all times under said first and superior right be entitled to divert from Rattlesnake Creek by means of its Rattlesnake diversions, two cubic feet per second of the water hereinbefore allotted to said first and superior right, or its equivalent if rotated, or as much thereof as is necessary to provide stock water upon the lands of said Spicer Corporation; provided further, that the various water right owners shall be obligated to keep the headworks at their respective river diversion dams and supporting dams in such condition that said channel storage may be impounded without excessive losses, the cost of such maintenance of any dam to be apportioned among the water right owners in accordance with their respective acreages irrigated therefrom; and, provided further, that in the event of temporary release of such channel storage above any river diversion dam under the instruction or direction of said Division of Water Resources for utilization at a lower diversion, then the storage so released shall be re-impounded from said waters flowing in said river in an amount equal to such release as soon thereafter as is practicable.

6. Subject to the foregoing rights and provisions, the several parties named in Schedule 3 hereof shall be entitled to a second right in and to the waters flowing in said Pit River and Rattlesnake Creek and in and to the use thereof, during the irrigation season of each and every year hereinafter defined in paragraph 7, for domestic, stock watering and irrigation purposes upon their respective lands as described in Schedule 1 hereof, in the quantities of water allotted and through the diversions set opposite their respective names in said Schedule 3; said allotments shall be equal in priority and correlative in right and shall be limited to the amounts directly applied to beneficial use; provided, however, that when the combined flow of said Pit River and Rattlesnake Creek available for the rights set forth in said Schedule 3 recedes to 102 cubic feet per second during said irrigation season of each and every year, then the distribution of water under said Schedule 3 for the remainder of said irrigation season shall be successive to each diversion in order downstream, rather than simultaneous among the

various diversions, such succession of use to be in accordance with the respective quantities and heads of water necessary for proper inundation and penetration of the irrigated areas served with water under the respective diversions, but shall not exceed a gross diversion of 0.8 acre foot per acre of irrigated land per irrigation, i.e., under the rotation provided in said plan of distribution, the number of diversions operating at the same time shall be dependent upon the number of irrigating heads that the available water supply will furnish, and under the proration provided in said plan of distribution, any water user named in said Schedule 3, who has received a full irrigation not to exceed 0.8 acre foot per acre of irrigated land, shall not receive any further water under said second right until such time as all other water users named in said Schedule 3 have received a gross diversion of an equal amount of water per acre of irrigated land; and provided further, that the owners of the various irrigated areas shall maintain facilities on their respective lands for passing all carry-over water and surface drainage flow in a direct manner for the utilization of the next successive water user.

7. All allotments of second priority class hereinbefore provided in paragraph 6 shall be limited to diversion during the season of irrigation, which is defined as the period commencing on April first and ending on September thirtieth of each and every year, both dates inclusive.

8. The rights hereinbefore provided shall be applicable to all waters flowing in Pit River and Rattlesnake Creek in Hot Springs Valley with the exception of waters released from storage from Big Sage Reservoir of the Hot Spring Valley Irrigation District; the release and the administration of waters released from storage in said Big Sage Reservoir shall be subject to the control and direction of the board of directors of said Hot Spring Valley Irrigation District in accordance with the laws of the State of California appertaining to irrigation districts; and nothing herein contained shall, or shall be construed to, limit or restrict the rights of the various parties hereto, who require water from said Pit River and Rattlesnake Creek for uses other than

channel storage and stock watering purposes, to divert and use such of the waters of said river as they may be legally entitled to, during the period between October first of each and every year and March thirty-first of the succeeding year, both dates inclusive, subject to the rights hereinbefore provided in paragraph 5.

9. All allotments of first and second priority classes hereinbefore provided in paragraphs 5 and 6 shall be measured as the difference between the flow of Pit River above and the flow of said river below the respective diversions whenever the diversion is not susceptible of direct measurement; and all other allotments herein provided shall be measured at the respective points of diversion from the stream.

10. IT IS FURTHER AGREED that all allotments of water herein made shall, and shall be construed to, include all the right, title and interest in and to the waters of said Pit River and Rattlesnake Creek, and in and to the use thereof, of the respective husband or wife, if any, of each of the parties hereto, and all other persons who may be jointly or otherwise interested with any of the parties hereto in the lands described under their respective names in Schedule 1 hereof.

11. IT IS FINALLY AGREED that this agreement shall be recorded in the office of the County Recorder of Modoc County in order that the Division of Water Resources of the Department of Public Works of the State of California may create a water master district under the provisions of Section 37 of the Water Commission Act, which district may embrace the area served with water under the rights herein provided, as said area is described in Schedule 1 hereof; and the continuous flow allotments of water set forth in Schedule 5, hereunto annexed and made a part hereof, shall be used as the basis under Section 37f of said Water Commission Act for apportionment of the cost of administration and of the distribution of water in such water master district so created.

IN WITNESS WHEREOF the parties hereto have affixed their hands and seals this 7th day of November, 1934.

C. S. BALDWIN  
KATHERINE E. HAZELTON  
by C. S. Baldwin, her  
Attorney in fact.

MRS. ANNIE AKINS  
Administratrix, estate of  
John M. Clark, deceased

S. B. Kelley

Dora H. Kelley

B. L. Kelley

James M. Fitzhugh

Grace O. Fitzhugh

Klaus Mohr

John Cummings (Owner of Estate of J. W. Cummings, designated herein  
as Estate of J. W. Cummins)

Lizzie D. Pope

George M. Fellencer

Spicer Corporation, by A. F. Spicer, President and Manager for  
Spicer Company, Inc., sole owners

Hot Spring Valley Irrigation District by S. B. Kelley, its President,  
and A. K. Wylie, its Secretary, and for McConnell and McBrien  
Ranch, G. C. Lindauer Ranch, Margaret Essex Ranch, Jennie T.  
(SEAL) Shelton Ranch, Ray Anklin Ranch, also known as J. C. Hess and  
C. W. Ash Ranches; also Klaus Mohr Ranch, pursuant to resolution  
passed by Board of Directors of Hot Spring Valley Irrigation  
District passed at a special meeting of said Board on  
November 10, 1934.

Estate of James McBrien

By A. K. Wylie, Executor

W. A. Howe

Lena Layton (owner of Estate of A. H. Layton)

Frank McArthur

Jack Connelly

Elizabeth Lindauer, by Roy Lindauer, Attorney in Fact (Sole owner of  
rights of G. C. Lindauer, deceased, described in this paper).

J. R. Lybarger

Laura A. Lybarger

Modoc County Bank in Liquidation by: Carl Mober, Spec. Deputy Sup'r  
of Banks in charge for the rights herein specified and as concerns  
three separate parcels of land, namely: Connelly Ranch; Claussen  
Ranch and Hoy and Christen Ranch.





State of California )  
                          ) SS  
County of Modoc      )

On this 12th day of December, in the year 1934, before me, A. K. Wylie, a notary public in and for the County of Modoc, State of California, personally appeared C. S. Baldwin, Mrs. Annie Akins, S. B. Kelley, Dora H. Kelley, B. L. Kelley, James M. Fitzhugh, Grace O. Fitzhugh, Klaus Mohr, John Cummings, Lizzie D. Pope, George Fellencer, A. F. Spicer, W. A. Howe, Lena Layton, Frank McArthur, Jack Connelly, Roy Lindauer, J. R. Lybarger, Laura A. Lybarger, Carl Kober, Emma Godfrey, Anna Hughes, J. C. Strawn, Thomas W. Lush, James H. Edwards and F. W. Caldwell, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged that they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

A. K. Wylie

Notary Public in and for the County  
of Modoc, State of California.

(SEAL)

---

State of California )  
                          ) SS  
County of Lassen      )

On this 11th day of December, in the year 1934, before me, Aubrey C. Bieber, a notary public in and for the County of Lassen, State of California, personally appeared L. W. Kramer and Carrie E. Kramer, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged that they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Aubrey C. Bieber

Notary Public in and for the County  
of Lassen, State of California

(SEAL)

State of California  
City and County of San Francisco

On this 23rd day of November in the year One Thousand Nine Hundred Thirty-four, before me, EUGENE P. JONES, a Notary Public, in and for the City and County of San Francisco, personally appeared Mary Elizabeth McConnell, known to me to be the person whose name is subscribed to the within instrument, and acknowledged that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal, at my office in the City and County of San Francisco, the day and year in this certificate first above written.

(SEAL)

Eugene P. Jones  
Notary Public in and for the City and County  
of San Francisco, State of California  
809 Crocker Building

My Commission Expires  
October 18, 1935.

---

State of California  
County of Alameda

On this 24th day of November in the year One Thousand Nine Hundred and Thirty-four, before me, N. Hopkins, a Notary Public in and for the County of Alameda, State of California, residing therein, duly commissioned and sworn, personally appeared Frank P. Hodgson, known to me to be the Vice President, and F. S. Baldwin, known to me to be the Asst. Secretary of the Corporation that executed the within instrument and the officers who executed the within instrument on behalf of the Corporation therein named, and acknowledged to me that such Corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal, the day and year in this certificate first above written.

(SEAL)

N. Hopkins, Notary Public  
In and for said County of Alameda,  
State of California

CORPORATION ACKNOWLEDGMENT

State of California  
City and County of San Francisco

On this 21st day of December, in the year One Thousand Nine Hundred and Thirty Four, before me, JOHN F. BURNS, a Notary Public in and for the City and County of San Francisco, State of California, residing therein, duly commissioned and sworn, personally appeared Harry McClelland and A. P. Carter, known to me to be the Vice-President and Assistant Secretary of the corporation described in and that executed the within instrument, and also known to me to be the persons who executed the within instrument on behalf of the corporation therein named, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, in the City and County of San Francisco, the day and year in this certificate first above written.

John F. Burns

Notary Public in and for the City and  
County of San Francisco, State of  
California.

(SEAL)

My Commission Expires April 12, 1937.

SCHEDULE 1

DESCRIPTION OF LANDS IRRIGATED FROM PIT RIVER

AND RATTLESNAKE CREEK IN HOT SPRINGS VALLEY

C. S. Baldwin

47 acres lying within the following described tract:  
S $\frac{1}{2}$  SW $\frac{1}{4}$  Sec. 31, T 42 N, R 11 E, M.D.B.&M.

Bank of Modoc County

A. Connelly Ranch

205 acres lying within the following described tract:  
SW $\frac{1}{4}$  NW $\frac{1}{4}$  Sec. 2, T 41 N, R 10 E, M.D.B.&M.  
NW $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 2, T 41 N, R 10 E, M.D.B.&M.  
SE $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 3, T 41 N, R 10 E, M.D.B.&M.  
NE $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 3, T 41 N, R 10 E, M.D.B.&M.  
NE $\frac{1}{4}$  NW $\frac{1}{4}$  Sec. 3, T 41 N, R 10 E, M.D.B.&M.  
S $\frac{1}{2}$  SW $\frac{1}{4}$  Sec. 34, T 42 N, R 10 E, M.D.B.&M.  
NE $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 34, T 42 N, R 10 E, M.D.B.&M.

Claussen Ranch

65 acres lying within the following described tract:  
E $\frac{1}{2}$  SW $\frac{1}{4}$  Sec. 1, T 41 N, R 10 E, M.D.B.&M.

Hoy and Christen Ranch

132 acres lying within the following described tract:  
E $\frac{1}{2}$  SE $\frac{1}{4}$  Sec. 16, T 42 N, R 12 E, M.D.B.&M.  
NW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 16, T 42 N, R 12 E, M.D.B.&M.  
NE $\frac{1}{4}$  Section 16, T 42 N, R 12 E, M.D.B.&M.  
W $\frac{1}{2}$  SE $\frac{1}{4}$  Sec. 9, T 42 N, R 12 E, M.D.B.&M.  
E $\frac{1}{2}$  SW $\frac{1}{4}$  Sec. 9, T 42 N, R 12 E, M.D.B.&M.  
SE $\frac{1}{4}$  NW $\frac{1}{4}$  Sec. 9, T 42 N, R 12 E, M.D.B.&M.

California Joint Stock Land Bank

J. M. Fitzhugh Ranch

282 acres lying within the following described tract:  
NW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 3, T 41 N, R 10 E, M.D.B.&M.  
SW $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 3, T 41 N, R 10 E, M.D.B.&M.  
N $\frac{1}{2}$  SW $\frac{1}{4}$  Sec. 3, T 41 N, R 10 E, M.D.B.&M.  
W $\frac{1}{2}$  NW $\frac{1}{4}$  Sec. 3, T 41 N, R 10 E, M.D.B.&M.  
SE $\frac{1}{4}$  NW $\frac{1}{4}$  Sec. 3, T 41 N, R 10 E, M.D.B.&M.  
NE $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 4, T 41 N, R 10 E, M.D.B.&M.  
E $\frac{1}{2}$  NE $\frac{1}{4}$  Sec. 4, T 41 N, R 10 E, M.D.B.&M.  
SE $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 33, T 42 N, R 10 E, M.D.B.&M.

Estate of J. M. Clark

22 acres lying within the following described tract:  
SW $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 8, T 42 N, R 12 E, M.D.B.&M.  
SE $\frac{1}{4}$  NW $\frac{1}{4}$  Sec. 8, T 42 N, R 12 E, M.D.B.&M.

SCHEDULE 1 (Continued)

Estate of J. W. Cummings.

72 acres lying within the following described tract:  
SE $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 7, T 42 N, R 12 E, M.D.B.&M.  
N $\frac{1}{2}$  NE $\frac{1}{4}$  Sec.18, T 42 N, R 12 E, M.D.B.&M.  
NE $\frac{1}{4}$  NW $\frac{1}{4}$  Sec.18, T 42 N, R 12 E, M.D.B.&M.

P. S. Dorris

39 acres lying within the following described tract:  
S $\frac{1}{2}$  SW $\frac{1}{4}$  Sec. 15, T 42 N, R 12 E, M.D.B.&M.  
NW $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 15, T 42 N, R 12 E, M.D.B.&M.

James M. Edwards

44 acres lying within the following described tract:  
S $\frac{1}{2}$  SW $\frac{1}{4}$  Sec. 21, T 42 N, R 11 E, M.D.B.&M.  
SE $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 20, T 42 N, R 11 E, M.D.B.&M.

Mary L. Ellodge

Stockwater from Pit River within the following described tract:  
SW $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 10, T 41 N, R 9 E, M.D.B.&M.

Federal Land Bank of Berkeley

Ned Chambers Ranch

37 acres lying within the following described tract:  
SE $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 36, T 42 N, R 10 E, M.D.B.&M.  
SW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 36, T 42 N, R 10 E, M.D.B.&M.

Howe Ranch

53 acres lying within the following described tract:  
NW $\frac{1}{4}$  NW $\frac{1}{4}$  Sec. 1, T 41 N, R 9 E, M.D.B.&M.  
E $\frac{1}{2}$  NE $\frac{1}{4}$  Sec. 2, T 41 N, R 9 E, M.D.B.&M.  
SW $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 2, T 41 N, R 9 E, M.D.B.&M.

George Fellencer

313 acres lying within the following described tract:  
E $\frac{1}{2}$  E $\frac{1}{2}$  Sec. 2, T 41 N, R 10 E, M.D.B.&M.  
W $\frac{1}{2}$  NE $\frac{1}{4}$  Sec. 2, T 41 N, R 10 E, M.D.B.&M.  
NW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 2, T 41 N, R 10 E, M.D.B.&M.  
E $\frac{1}{2}$  NW $\frac{1}{4}$  Sec. 2, T 41 N, R 10 E, M.D.B.&M.  
NE $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 2, T 41 N, R 10 E, M.D.B.&M.  
SE $\frac{1}{4}$  NW $\frac{1}{4}$  Sec.34, T 42 N, R 10 E, M.D.B.&M.  
SW $\frac{1}{4}$  NE $\frac{1}{4}$  Sec.34, T 42 N, R 10 E, M.D.B.&M.  
NW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec.34, T 42 N, R 10 E, M.D.B.&M.

SCHEDULE 1 (Continued)

Emma Godfrey

132 acres lying within the following described tract:  
W $\frac{1}{2}$  SE $\frac{1}{2}$  Sec. 8, T 42 N, R 12 E, M.D.B.&M.  
SW $\frac{1}{4}$  Sec. 8, T 42 N, R 12 E, M.D.B.&M.  
N $\frac{1}{2}$  NW $\frac{1}{4}$  Sec. 17, T 42 N, R 12 E, M.D.B.&M.

Katherine E. Hazelton

94 acres lying within the following described tract:  
W $\frac{1}{2}$  SW $\frac{1}{4}$  Sec. 1, T 41 N, R 10 E, M.D.B.&M.  
SW $\frac{1}{2}$  NW $\frac{1}{4}$  Sec. 1, T 41 N, R 10 E, M.D.B.&M.

Hot Spring Valley Irrigation District

McBrien and McConnell Ranch

179 acres lying within the following described tract:  
E $\frac{1}{2}$  E $\frac{1}{2}$  Sec. 21, T 42 N, R 11 E, M.D.B.&M.  
W $\frac{1}{2}$  SW $\frac{1}{4}$  Sec. 22, T 42 N, R 11 E, M.D.B.&M.  
SE $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 22, T 42 N, R 11 E, M.D.B.&M.  
NE $\frac{1}{4}$  NW $\frac{1}{4}$  Sec. 27, T 42 N, R 11 E, M.D.B.&M.  
W $\frac{1}{2}$  NW $\frac{1}{4}$  Sec. 27, T 42 N, R 11 E, M.D.B.&M.  
E $\frac{1}{2}$  NE $\frac{1}{4}$  Sec. 28, T 42 N, R 11 E, M.D.B.&M.  
NW $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 28, T 42 N, R 11 E, M.D.B.&M.  
NW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 28, T 42 N, R 11 E, M.D.B.&M.

G. C. Lindauer Ranch

524 acres lying within the following described tract:  
S $\frac{1}{2}$  SW $\frac{1}{4}$  Sec. 21, T 42 N, R 11 E, M.D.B.&M.  
W $\frac{1}{2}$  W $\frac{1}{2}$  Sec. 28, T 42 N, R 11 E, M.D.B.&M.  
NE $\frac{1}{4}$  NW $\frac{1}{4}$  Sec. 28, T 42 N, R 11 E, M.D.B.&M.  
E $\frac{1}{2}$  E $\frac{1}{2}$  Sec. 29, T 42 N, R 11 E, M.D.B.&M.  
W $\frac{1}{2}$  SE $\frac{1}{4}$  Sec. 29, T 42 N, R 11 E, M.D.B.&M.  
E $\frac{1}{2}$  Sec. 32, T 42 N, R 11 E, M.D.B.&M.  
SW $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 32, T 42 N, R 11 E, M.D.B.&M.  
N $\frac{1}{2}$  NE $\frac{1}{4}$  Sec. 5, T 41 N, R 11 E, M.D.B.&M.

Margaret Essex Ranch

65 acres lying within the following described tract:  
E $\frac{1}{2}$  SE $\frac{1}{4}$  Sec. 1, T 41 N, R 10 E, M.D.B.&M.

Jennie T. Shelton Ranch

Stock Water from Pit River within the following described tract:  
SE $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 31, T 42 N, R 9 E, M.D.B.&M.  
N $\frac{1}{2}$  SE $\frac{1}{4}$  Sec. 31, T 42 N, R 9 E, M.D.B.&M.  
SW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 31, T 42 N, R 9 E, M.D.B.&M.  
SE $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 31, T 42 N, R 9 E, M.D.B.&M.

Ray Anklin Ranch

Stock water from Pit River within the following described tract:  
SW $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 2, T 41 N, R 9 E, M.D.B.&M.  
NW $\frac{1}{4}$  NW $\frac{1}{4}$  Sec. 11, T 41 N, R 9 E, M.D.B.&M.  
E $\frac{1}{2}$  NE $\frac{1}{4}$  Sec. 10, T 41 N, R 9 E, M.D.B.&M.

SCHEDULE 1 (Continued)

Hot Spring Valley Irrigation District (Continued)

Klaus Mohr Ranch

Stock water from Pit River within the following described tract:  
SE $\frac{1}{2}$  NW $\frac{1}{2}$  Sec. 10, T 41 N, R 9 E, M.D.B.&M.

Annie Hughes

89 acres lying within the following described tract:  
SE $\frac{1}{2}$  SW $\frac{1}{2}$  Sec. 30, T 42 N, R 10 E, M.D.B.&M.  
N $\frac{1}{2}$  NW $\frac{1}{2}$  Sec. 31, T 42 N, R 10 E, M.D.B.&M.  
SW $\frac{1}{2}$  NW $\frac{1}{2}$  Sec. 31, T 42 N, R 10 E, M.D.B.&M.

Ira Hulbert

23 acres lying within the following described tract:  
N $\frac{1}{2}$  NW $\frac{1}{2}$  Sec. 12, T 41 N, R 10 E, M.D.B.&M.

Dora H. Kelley

82 acres lying within the following described tract:  
S $\frac{1}{2}$  N $\frac{1}{2}$  Sec. 13, T 42 N, R 11 E, M.D.B.&M.  
NE $\frac{1}{2}$  SE $\frac{1}{2}$  Sec. 13, T 42 N, R 11 E, M.D.B.&M.  
S $\frac{1}{2}$  N $\frac{1}{2}$  Sec. 14, T 42 N, R 11 E, M.D.B.&M.  
SE $\frac{1}{2}$  NE $\frac{1}{2}$  Sec. 13, T 42 N, R 11 E, M.D.B.&M.  
NE $\frac{1}{2}$  SE $\frac{1}{2}$  Sec. 13, T 42 N, R 11 E, M.D.B.&M.

John Kelley

12 acres lying within the following described tract:  
SE $\frac{1}{2}$  SW $\frac{1}{2}$  Sec. 6, T 41 N, R 11 E, M.D.B.&M.

S. B. Kelley and B. L. Kelley

43 acres lying within the following described tract:  
SW $\frac{1}{2}$  SE $\frac{1}{2}$  Sec. 7, T 42 N, R 12 E, M.D.B.&M.  
E $\frac{1}{2}$  SW $\frac{1}{2}$  Sec. 7, T 42 N, R 12 E, M.D.B.&M.

S. B. Kelley

4 acres lying within the following described tract:  
N $\frac{1}{2}$  NE $\frac{1}{2}$  Sec. 13, T 42 N, R 11 E, M.D.B.&M.  
NE $\frac{1}{2}$  NW $\frac{1}{2}$  Sec. 13, T 42 N, R 11 E, M.D.B.&M.

Estate of G. L. Kramer

189 acres lying within the following described tract:  
W $\frac{1}{2}$  NW $\frac{1}{2}$  Sec. 34, T 42 N, R 10 E, M.D.B.&M.  
NW $\frac{1}{2}$  SW $\frac{1}{2}$  Sec. 34, T 42 N, R 10 E, M.D.B.&M.  
S $\frac{1}{2}$  NE $\frac{1}{2}$  Sec. 33, T 42 N, R 10 E, M.D.B.&M.  
N $\frac{1}{2}$  SE $\frac{1}{2}$  Sec. 33, T 42 N, R 10 E, M.D.B.&M.  
SW $\frac{1}{2}$  SE $\frac{1}{2}$  Sec. 33, T 42 N, R 10 E, M.D.B.&M.  
SE $\frac{1}{2}$  SW $\frac{1}{2}$  Sec. 33, T 42 N, R 10 E, M.D.B.&M.

SCHEDULE 1 (Continued)

A. H. Layton

33 acres lying within the following described tract:

SW $\frac{1}{2}$  NE $\frac{1}{2}$  Sec. 18, T 42 N, R 12 E, M.D.B.&M.  
S $\frac{1}{2}$  NW $\frac{1}{2}$  Sec. 18, T 42 N, R 12 E, M.D.B.&M.  
NW $\frac{1}{2}$  NW $\frac{1}{2}$  Sec. 18, T 42 N, R 12 E, M.D.B.&M.

Estate of G. C. Lindauer

215 acres lying within the following described tract:

E $\frac{1}{2}$  SW $\frac{1}{2}$  Sec. 28, T 42 N, R 11 E, M.D.B.&M.  
SE $\frac{1}{2}$  NW $\frac{1}{2}$  Sec. 28, T 42 N, R 11 E, M.D.B.&M.  
W $\frac{1}{2}$  NW $\frac{1}{2}$  Sec. 33, T 42 N, R 11 E, M.D.B.&M.  
SW $\frac{1}{2}$  NE $\frac{1}{2}$  Sec. 29, T 42 N, R 11 E, M.D.B.&M.  
S $\frac{1}{2}$  N $\frac{1}{2}$  Sec. 5, T 41 N, R 11 E, M.D.B.&M.  
N $\frac{1}{2}$  NW $\frac{1}{2}$  Sec. 5, T 41 N, R 11 E, M.D.B.&M.  
NW $\frac{1}{2}$  NW $\frac{1}{2}$  Sec. 4, T 41 N, R 11 E, M.D.B.&M.

T. W. Lush

15 acres lying within the following described tract:

NW $\frac{1}{2}$  SE $\frac{1}{2}$  Sec. 13, T 42 N, R 11 E, M.D.B.&M.  
NE $\frac{1}{2}$  SW $\frac{1}{2}$  Sec. 13, T 42 N, R 11 E, M.D.B.&M.

John Lybarger

16 acres lying within the following described tract:

SW $\frac{1}{2}$  SW $\frac{1}{2}$  Sec. 15, T 42 N, R 11 E, M.D.B.&M.  
SE $\frac{1}{2}$  SE $\frac{1}{2}$  Sec. 16, T 42 N, R 11 E, M.D.B.&M.

Frank McArthur

664 acres within the following described tract:

S $\frac{1}{2}$  SE $\frac{1}{2}$  Sec. 31, T 42 N, R 11 E, M.D.B.&M.  
N $\frac{1}{2}$  Sec. 6, T 41 N, R 11 E, M.D.B.&M.  
NW $\frac{1}{2}$  SE $\frac{1}{2}$  Sec. 6, T 41 N, R 11 E, M.D.B.&M.  
N $\frac{1}{2}$  SW $\frac{1}{2}$  Sec. 6, T 41 N, R 11 E, M.D.B.&M.  
SW $\frac{1}{2}$  SW $\frac{1}{2}$  Sec. 6, T 41 N, R 11 E, M.D.B.&M.  
NE $\frac{1}{2}$  Sec. 1, T 41 N, R 10 E, M.D.B.&M.  
W $\frac{1}{2}$  SE $\frac{1}{2}$  Sec. 1, T 41 N, R 10 E, M.D.B.&M.  
S $\frac{1}{2}$  SE $\frac{1}{2}$  Sec. 36, T 42 N, R 10 E, M.D.B.&M.

Estates of McBrien and McConnell

30 acres lying within the following described tract:

SW $\frac{1}{2}$  NE $\frac{1}{2}$  Sec. 28, T 42 N, R 11 E, M.D.B.&M.  
SE $\frac{1}{2}$  NW $\frac{1}{2}$  Sec. 27, T 42 N, R 11 E, M.D.B.&M.  
NW $\frac{1}{2}$  SE $\frac{1}{2}$  Sec. 21, T 42 N, R 11 E, M.D.B.&M.



SCHEDULE 1 (Continued)

Pickering Lumber Company

39 acres lying within the following described tract:

SE $\frac{1}{4}$  NW $\frac{1}{4}$  Sec. 9, T 42 N, R 12 E, M.D.B.&M.  
SW $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 9, T 42 N, R 12 E, M.D.B.&M.  
NE $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 9, T 42 N, R 12 E, M.D.B.&M.  
NW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 9, T 42 N, R 12 E, M.D.B.&M.

Lizzie D. Pope

64 acres lying within the following described tract:

W $\frac{1}{2}$  SE $\frac{1}{4}$  Sec. 2, T 41 N, R 9 E, M.D.B.&M.  
E $\frac{1}{2}$  SW $\frac{1}{4}$  Sec. 2, T 41 N, R 9 E, M.D.B.&M.

Spicer Corporation

399 acres lying within the following described tract:

W $\frac{1}{2}$  SW $\frac{1}{4}$  Sec. 35, T 43 N, R 12 E, M.D.B.&M.  
SE $\frac{1}{4}$  Sec. 34, T 43 N, R 12 E, M.D.B.&M.  
NE $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 34, T 43 N, R 12 E, M.D.B.&M.  
S $\frac{1}{2}$  SW $\frac{1}{4}$  Sec. 34, T 43 N, R 12 E, M.D.B.&M.  
NW $\frac{1}{4}$  Sec. 3, T 42 N, R 12 E, M.D.B.&M.  
NE $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 3, T 42 N, R 12 E, M.D.B.&M.  
E $\frac{1}{2}$  E $\frac{1}{2}$  Sec. 4, T 42 N, R 12 E, M.D.B.&M.  
W $\frac{1}{2}$  SE $\frac{1}{4}$  Sec. 4, T 42 N, R 12 E, M.D.B.&M.  
SE $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 4, T 42 N, R 12 E, M.D.B.&M.  
NW $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 9, T 42 N, R 12 E, M.D.B.&M.  
NW $\frac{1}{4}$  Sec. 9, T 42 N, R 12 E, M.D.B.&M.  
NE $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 9, T 42 N, R 12 E, M.D.B.&M.  
W $\frac{1}{2}$  SW $\frac{1}{4}$  Sec. 9, T 42 N, R 12 E, M.D.B.&M.  
E $\frac{1}{2}$  SE $\frac{1}{4}$  Sec. 8, T 42 N, R 12 E, M.D.B.&M.

John Strawn

3 acres lying within the following described tract:

NW $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 18, T 42 N, R 12 E, M.D.B.&M.

G. B. Wilcox

176 acres lying within the following described tract:

NW $\frac{1}{4}$  Sec. 32, T 42 N, R 10 E, M.D.B.&M.  
SW $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 29, T 42 N, R 10 E, M.D.B.&M.  
S $\frac{1}{2}$  SE $\frac{1}{4}$  Sec. 30, T 42 N, R 10 E, M.D.B.&M.  
NE $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 31, T 42 N, R 10 E, M.D.B.&M.

SCHEDULE 2

ALLOTMENTS OF FIRST PRIORITY CLASS TO VARIOUS WATER USERS  
FROM RATTLESNAKE CREEK AND PIT RIVER  
IN HOT SPRINGS VALLEY

Name of Water User	Irrigated Acres	Name of River Dam	First Right cu. ft. per second
Spicer Corporation	399	Rattlesnake	2.00
P. S. Dorris	39	Butcher	1.15
Bank of Modoc County (Hoy & Christen)	128		
Total	167		
Emma Godfrey	71	Barnes	0.90
Emma Godfrey	57	Cummins	0.20
Estate of J. W. Cummins	35		
A. H. Layton	29		
John Strawn	3		
Total	124		
Hot Spring Valley Irrigation District (McBrien)	179	McBrien	2.45
Estates of McBrien and McConnell	30		
John Lybarger	16		
Total	225		
James M. Edwards	44	Lindauer Upper	0.80
Estate of G. C. Lindauer	136		
Hot Spring Valley Irrigation District (Lindauer)	341		
Total	521		
Estate of G. C. Lindauer	59	Lindauer Lower	0.55
Hot Spring Valley Irrigation District (Lindauer)	183		
Total	242		
Estate of G. C. Lindauer	20	McArthur Upper	0.60
Frank McArthur	348		
John Kelley	12		
C. S. Baldwin	47		
Hot Spring Valley Irrigation District (Essex)	65		
Total	492		
Frank McArthur	140	McArthur Lower	0.45
Frank McArthur	176	Claussen	0.40
Bank of Modoc County (Claussen)	40		
Federal Land Bank of Berkeley (Chambers)	37		
Total	253		
Bank of Modoc County (Claussen)	25	Fellencer	0.20
Ira Hulbert	23		
Bank of Modoc County (Connelly)	107		
George Fellencer	259		
Katherine E. Hazelton	94		
California Joint Stock Land Bank (Fitzhugh)	30		
Total	538		

SCHEDULE 2, Continued

Name of Water User	Irrigated Acres	Name of River Dam	First Right: cu. ft. per second
California Joint Stock Land Bank (Fitzhugh)	248	Fitzhugh	0.65
Bank of Modoc County (Connelly)	25		
Total	273		
California Joint Stock Land Bank (Fitzhugh)	4	Marie Caldwell Upper	0.40
Bank of Modoc County (Connelly)	73		
George Fellencor	54		
Estate of G. L. Kramer	89		
Total	220		
Estate of G. L. Kramer	100	Marie Caldwell Lower	0.55
G. B. Wilcox	166	Warren Caldwell	1.10
G. B. Wilcox	10	Hughes	0.40
Annie Hughes	89		
Total	99		
Federal Land Bank of Berkeley (Howe)	28	Howe	0.80
Federal Land Bank of Berkeley (Howe)	25	Lizzie Pope	0.40
Lizzie D. Pope	64		
Total	89		
Hot Spring Valley Irrigation District (Shelton)	0	No Dam	Stock Water
Hot Spring Valley Irrigation District (Anklin)	0		
Hot Spring Valley Irrigation District (Mohr)	0		
Mary L. Ellledge	0		
Dora H. Kelley	0		
TOTALS	3748		14.00

SCHEDULE 3

ALLOTMENTS OF SECOND PRIORITY CLASS TO VARIOUS WATER USERS  
FROM PIT RIVER AND RATTLESNAKE CREEK  
IN HOT SPRINGS VALLEY

Name of Diversion	Name of Owner	Acreage Irrigated	Allotment cu.ft.per second
Kelley Ditch	Estate of J. M. Clark	22	0.44
	Emma Godfrey	3	0.06
	Estate of J. W. Cummins	37	0.74
	S. B. and B. L. Kelley	43	0.86
	S. B. Kelley	4	0.08
	Dora B. Kelley	82	1.64
	A. H. Layton	1	0.02
Rattlesnake Canal	T. W. Lush	15	0.30
	Spicer Corporation	35	0.70
Rattlesnake Creek and/or Rattlesnake Canal	Pickering Lumber Company	39	0.78
	Spicer Corporation	364	7.28
Butcher Dam	Bank of Modoc County	4	0.08
	P. S. Dorris	39	0.78
Barnes Dam	Bank of Modoc County	128	2.56
	Emma Godfrey	71	1.42
Barnes Dam, Cummins Dam, and/or Kelley Ditch	Estate of J. W. Cummins	35	0.70
	A. H. Layton	32	0.64
	Emma Godfrey	57	1.14
McBrien Dam	John Strawn	3	0.06
	Hot Spring Valley Irrigation District	179	3.58
	Estates of McBrien & McConnell	30	0.60
Lindauer Upper Dam	John Lybarger	16	0.32
	James M. Edwards	44	0.88
	Estate of G. C. Lindauer	136	2.72
Lindauer Upper and/or Lower Dam	Hot Spring Valley Irrigation District	83	1.66
	Estate of G. C. Lindauer	59	1.18
Lindauer Upper Dam, Lindauer Lower Dam and/or McArthur Upper Dam	Hot Spring Valley Irrigation District	441	8.82
	Estate of G. C. Lindauer	20	0.40
McArthur Upper and/or Lower Dam	Frank McArthur	542	10.84
	John Kelley	12	0.24
	C. S. Baldwin	47	0.94
	Hot Spring Valley Irrigation District	65	1.30

SCHEDULE 3, Continued

Name of Diversion	Name of Owner	Acreage Irrigated	Allotment cu.ft.per second
McArthur Upper Dam, McArthur Lower Dam, and/or Claussen Dam	Frank McArthur	122	2.44
Claussen Dam	Federal Land Bank of Berkeley	37	0.74
Claussen Dam and/or Fellencer Dam	Bank of Modoc County	65	1.30
Fellencer Dam	Katherine E. Hazelton George Fellencer Bank of Modoc County Ira Hulbert	94 259 107 23	1.88 5.18 2.14 0.46
Fellencer Dam and/or Fitzhugh Dam	California Joint Stock Land Bank	50	1.00
Fitzhugh Dam	California Joint Stock Land Bank Bank of Modoc County	228 25	4.56 0.50
Marie Caldwell Upper Dam	California Joint Stock Land Bank Bank of Modoc County George Fellencer Estate of G. L. Kramer	4 73 54 89	0.08 1.46 1.08 1.78
Marie Caldwell Lower Dam	Estate of G. L. Kramer	100	2.00
Warren Caldwell Dam	G. B. Wilcox	166	3.32
Hughes Dam	G. B. Wilcox Annie Hughes	10 89	0.20 1.78
Hove Dam	Federal Land Bank of Berkeley	28	0.56
Lizzie Pope Dam	Federal Land Bank of Berkeley Lizzie D. Pope	25 64	0.50 1.28
TOTAL		4400	88.00

SCHEDULE 4

DESCRIPTION OF LOCATION OF DAMS AND POINTS OF DIVERSION  
ON PIT RIVER AND RATTLESNAKE CREEK IN HOT SPRING VALLEY

Kelley Ditch

At a point on Rattlesnake Creek (shown on Division of Water Resources Map) within the northwest quarter of Section 26, T 43 N, R 12 E, M.D.B.&M.

Rattlesnake Canal

At a point on Rattlesnake Creek (shown on Division of Water Resources Map) which bears approximately N 25°00' E, approximately 3200 feet distant from the southwest corner of Section 35, T 43 N, R 12 E, M.D.B.&M., and being within the SE $\frac{1}{4}$  NW $\frac{1}{4}$  of said Section 35.

Spicer Ditch

At a point on Rattlesnake Creek (shown on Division of Water Resources Map) which bears approximately N 25°00' E, approximately 2400 feet distant from the southwest corner of Section 35, T 43 N, R 12 E, M.D.B.&M., and being within the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of said Section 35.

Butcher Dam (Upper Hoy and Christen) or (Spicer)

At a point on Pit River (shown on Division of Water Resources Map) which bears approximately N 45°30' W, approximately 1650 feet distant from the southeast corner of Section 9, T 42 N, R 12 E, M.D.B.&M., and being within the SE $\frac{1}{4}$  SE $\frac{1}{4}$  of said Section 9.

Barnes Dam (Lower Hoy and Christen)

At a point on Pit River (shown on Division of Water Resources Map) which bears approximately N 68° E, approximately 1300 feet distant from the southwest corner of Section 8, T 42 N, R 12 E, M.D.B.&M., and being within the SW $\frac{1}{4}$  SW $\frac{1}{4}$  of said Section 8.

SCHEDULE 4 (Continued)

Cummins Dam

At a point on Pit River (shown on Division of Water Resources Map) which bears approximately S 58° W., approximately 2050 feet distant from the northeast corner of Section 18, T 42 N, R 12 E, M.D.B.&M., and being within the NW $\frac{1}{2}$  NE $\frac{1}{2}$  of said Section 18.

McBrien Dam

At a point on Pit River (shown on Division of Water Resources Map) which bears approximately due south approximately 250 feet distant from the northwest corner of Section 27, T 42 N, R 11 E, M.D.B.&M., and being within the NW $\frac{1}{2}$  NW $\frac{1}{2}$  of said Section 27.

Lindauer Upper Dam

At a point on Pit River (shown on Division of Water Resources Map) which bears approximately S 50° E., approximately 600 feet distant from the northwest corner of Section 28, T 42 N, R 11 E, M.D.B.&M., and being within the NW $\frac{1}{4}$  NW $\frac{1}{2}$  of said Section 28.

Lindauer Lower Dam (Butte)

At a point on Pit River (shown on Division of Water Resources Map) which bears approximately N 40° W, approximately 3300 feet distant from the southeast corner of Section 32, T 42 N, R 11 E, M.D.B.&M., and being within the NW $\frac{1}{2}$  SE $\frac{1}{2}$  of said Section 32.

McArthur Upper Dam (Meckfessel)

At a point on Pit River (shown on Division of Water Resources Map) which bears approximately S 50° W, approximately 950 feet distant from the northeast corner of Section 6, T 41 N, R 11 E, M.D.B.&M., and being within the NE $\frac{1}{2}$  NE $\frac{1}{2}$  of said Section 6.

McArthur Lower Dam (Meckfessel)

At a point on Pit River (shown on Division of Water Resources Map) which bears approximately S 12° E, approximately 1150 feet distant from the northwest corner of Section 6, T 41 N, R 11 E, M.D.B.&M., and being within the NW $\frac{1}{4}$  NW $\frac{1}{2}$  of said Section 6.

SCHEDULE 4 (continued)

Claussen Dam

At a point on Pit River (shown on Division of Water Resources Map) which bears approximately N 40° E, approximately 2850 feet distant from the southwest corner of Section 1, T 41 N, R 10 E, M.D.B.&M., and being within the NE $\frac{1}{4}$  SW $\frac{1}{4}$  of said Section 1.

Fellencer Dam (Green)

At a point on Pit River (shown on Division of Water Resources Map) which bears approximately N 7° W, approximately 1450 feet distant from the southeast corner of Section 2, T 41 N, R 10 E, M.D.B.&M., and being within the NE $\frac{1}{4}$  SE $\frac{1}{4}$  of said Section 2.

Fitzhugh Dam

At a point on Pit River (shown on Division of Water Resources Map) which bears approximately N 46° W, approximately 2600 feet distant from southeast corner of Section 3, T 41 N, R 10 E, M.D.B.&M., and being within the NW $\frac{1}{4}$  SE $\frac{1}{4}$  of said Section 3.

Marie Caldwell Upper Dam (Kramer)

At a point on Pit River (shown on Division of Water Resources Map) which bears approximately N 8° E, approximately 1650 feet distant from the southwest corner of Section 34, T 42 N, R 10 E, M.D.B.&M., and being within the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of said Section 34.

Marie Caldwell Lower Dam (Kramer)

At a point on Pit River (shown on Division of Water Resources Map) which bears approximately N 71°30' W, approximately 2770 feet distant from the southeast corner of Section 33, T 42 N, R 10 E, M.D.B.&M., and being within the SW $\frac{1}{4}$  SE $\frac{1}{4}$  of said Section 33.



SCHEDULE 4 (continued)

Warron Caldwell Dam (G. B. Wilcox)

At a point on Pit River (shown on Division of Water Resources Map) which bears approximately N 66° W, approximately 2500 feet distant from the southeast corner of Section 30, T 42 N, R 10 E, M.D.B.&M., and being within the SW $\frac{1}{4}$  SE $\frac{1}{4}$  of said Section 30.

Hughes Dams - North and South

At a point on the north channel of Pit River (shown on Division of Water Resources Map) which bears approximately S 7°30' E, approximately 1850 feet distant from the northwest corner of Section 31, T 42 N, R 10 E, M.D.B.&M., and at a point on the south channel of Pit River (shown on Division of Water Resources Map) which bears approximately S 15° E, approximately 2250 feet distant from the said northeast corner of Section 31, and both dams being within the SW $\frac{1}{4}$  NW $\frac{1}{4}$  of said Section 31.

Howe Dam

At a point on Pit River (shown on Division of Water Resources Map) which bears approximately S 51° W, approximately 1700 feet distant from the northeast corner of Section 2, T 41 N, R 9 E, M.D.B.&M., and being within the NW $\frac{1}{4}$  NE $\frac{1}{4}$  of said Section 2.

Lizzie Pope Dam

At a point on Pit River (shown on Division of Water Resources Map) which bears approximately N 66°30' E, approximately 2080 feet distant from the southwest corner of Section 2, T 41 N, R 9 E, M.D.B.&M., and being within the SE $\frac{1}{4}$  SW $\frac{1}{4}$  of said Section 2.

SCHEDULE 5

CONTINUOUS FLOW ALLOTMENTS TO BE USED AS A BASIS  
FOR APPORTIONMENT OF EXPENSES INCURRED FOR  
WATER MASTER SERVICE

Name of Owner	Continuous Flow Allotments Cubic Feet per Second		
	1st Right	2nd Right	Total
C. S. Baldwin	---	0.94	0.94
Bank of Modoc County (A. Connelly Ranch)	0.24	4.10	4.34
Bank of Modoc County (Claussen Ranch)	0.08	1.30	1.38
Bank of Modoc County (Hoy & Christen Ranch)	0.88	2.64	3.52
California Joint Stock Land Bank (J. M. Fitzhugh Ranch)	0.61	5.64	6.25
Estate of J. M. Clark	---	0.44	0.44
Estate of J. W. Cummins	0.06	1.44	1.50
P. S. Dorris	0.27	0.78	1.05
J. H. Edwards	0.07	0.88	0.95
Mary L. Elledge	:Stock water:	---	:Stock water:
Federal Land Bank of Berkeley (Ned Chambers Ranch)	---	0.74	0.74
Federal Land Bank of Berkeley (Howe Ranch)	0.91	1.06	1.97
George Fellencer	0.20	6.26	6.46
Emma Godfrey	0.99	2.62	3.61
Katherine E. Hazelton	0.03	1.88	1.91
Hot Spring Valley Irrigation District (McBrien and McConnell Ranch)	1.97	3.58	5.55
Hot Spring Valley Irrigation District (G. C. Lindauer Ranch)	0.94	10.48	11.42
Hot Spring Valley Irrigation District (Margaret Essex Ranch)	---	1.30	1.30
Hot Spring Valley Irrigation District (Jennie T. Shelton Ranch)	:Stock water:	---	:Stock water:
Hot Spring Valley Irrigation District (Ray Anklin Ranch)	:Stock water:	---	:Stock water:
Hot Spring Valley Irrigation District (Klaus Mohr Ranch)	:Stock water:	---	:Stock water:
Annie Hughes	0.36	1.78	2.14
Ira Hulbert	---	0.46	0.46
Dora B. Kelley	:Stock water:	1.64	1.64
John Kelley	---	0.24	0.24
S. B. and B. L. Kelley	---	0.86	0.86
S. B. Kelley	---	0.08	0.08
Estate of G. L. Kramer	0.71	3.78	4.49
A. H. Layton	0.05	0.66	0.71
Estate of G. C. Lindauer	0.38	4.30	4.68
T. W. Lush	---	0.30	0.30
John Lybarger	0.16	0.32	0.48
Frank McArthur	1.34	13.28	14.62
Estates of McBrien and McConnell	0.32	0.60	0.92
Pickering Lumber Company	---	0.78	0.78
Lizzie D. Pope	0.29	1.28	1.57
Spicer Corporation	2.00	7.98	9.98
John Strawn	---	0.06	0.06
G. B. Wilcox	1.14	3.52	4.66
<b>TOTALS</b>	<b>14.00</b>	<b>88.00</b>	<b>102.00</b>