

261-46

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF MODOC

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IN THE MATTER OF THE DETERMINATION OF)
THE RIGHTS OF THE VARIOUS CLAIMANTS TO)
THE WATER OF NORTH FORK OF PIT RIVER AND)
ALL ITS TRIBUTARIES EXCEPT FRANKLIN CREEK,)
IN MODOC COUNTY, CALIFORNIA.)

No. 4074
JUDGMENT AND DECREE

The above entitled proceeding came on regularly for hearing, trial and determination on the 16th day of May, 1939, before the above entitled court and was duly and regularly continued for further hearing, trial and determination to August 24, 1939; Hardin Barry, Esq., appearing as attorney for exceptors, Georgia M. Jones, John B. Faulkner and John Noble Jones; J. S. Henderson, Esq., appearing as attorney for claimants, Harry Russell and Ella Russell, and J. M. Royce; R. A. Laird, Esq., appearing as attorney for claimants, Sarah Laird, Eda V. Laird, James R. Laird, Mildred (Laird) Kenfield and Fannie F. Laird; Spencer Burroughs, Esq. and J. L. Young, Esq., appearing as attorneys for the Division of Water Resources of the Department of Public Works, State of California; all other claimants in said proceeding having been duly and regularly notified of said hearing, trial and determination and having failed to appear at said hearing, trial and determination, and having thereby waived findings of fact and conclusions of law; evidence both oral and documentary having been introduced and the evidence having been closed and the matter having been submitted for decision; the Court having heretofore made and entered orders herein, as hereinafter set forth in paragraph 14, substituting certain parties and amending the order of determination filed herein by the Division of Water Resources of the Department of Public Works, State of California; the Court having made and filed herein its findings of fact and conclusions of law; and the court being fully advised in the premises, now therefore,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED as follows:

1. The exceptions to said order of determination are overruled, denied and dismissed and said order of determination as heretofore amended by the Court is affirmed and adopted as the basis for the decree of this Court