ORDER ALLOWING CHANGE IN POINTS OF DIVERSION

Licensees having established to the satisfaction of the State Engineer that the change in points of diversion under Application 1061, Permit 513, License 1062, for which petition was submitted on October 13, 1953, will not operate to the injury of any other legal user of water, the State Engineer so finds, and

IT IS ORDERED that permission be and the same is hereby granted to change the description of points of diversion under said Application 1061, Permit 513, License 1062, to points of diversion described as follows, to wit:

MILE 9.8L: SOUTH TWO HUNDRED (200) FEET AND WEST TWO THOUSAND ONE HUNDRED FIFTY (2150) FEET FROM NE CORNER OF SECTION 12, T 9 N, R 3 E, MDB&M, BEING WITHIN NW ¼ OF NW ¼ OF SAID SECTION 12. (3.33 CUBIC FEET PER SECOND.)

MILE 9.3L: SOUTH TWO THOUSAND TWO HUNDRED NINETY-TWO (2292) FEET AND WEST EIGHT HUNDRED FORTY (840) FEET FROM NE CORNER OF SECTION 12, T 9 N, R 3 E, MDB&M, BEING WITHIN SE ¼ OF NE ¼ OF SAID SECTION 12. (1.34 CUBIC FEET PER SECOND.)

MILE 7.9L: SOUTH THREE THOUSAND FOUR HUNDRED FIFTY (3450) FEET AND WEST ONE THOUSAND SIX HUNDRED (1600) FEET FROM NE CORNER OF SECTION 7, T 9 N, R 4 E, MDB&M, BEING WITHIN SW ¼ OF SE ¼ OF SAID SECTION 7. (1.60 CUBIC FEET PER SECOND.)

MILE 7.8L: SOUTH TWO THOUSAND NINE HUNDRED THIRTY (2930) FEET AND WEST SEVEN HUNDRED FIFTY (750) FEET FROM NE CORNER OF SECTION 7, T 9 N, R 4 E, MDB&M, BEING WITHIN NE ¼ OF SE ¼ OF SAID SECTION 7. (1.17 CUBIC FEET PER SECOND.)

WITNESS my hand and the seal of the Department of Public Works of the State of California this 24 day of May, 1954.

A. D. EDMONSTON, STATE ENGINEER

By \[Signature\] Harvey C. Banks
Assistant State Engineer
ORDER ALLOWING CORRECTION OF DESCRIPTION OF PLACE OF USE

WHEREAS on June 12, 1931 a petition was received from Natomas Company et al requesting permission to correct the description of the place of use under Application 1061, Permit 513, License 1062, and

WHEREAS petitioner has established to the satisfaction of the Division of Water Resources that said correction of description will not operate to the injury of any other legal user of water, and the Division of Water Resources so finds,

NOW THEREFORE IT IS HEREBY ORDERED that permission be and the same is hereby granted to change the description of the place of use under said Application 1061, Permit 513, License 1062

FROM: 715.56 acres within Sections 5 and 7 (actual or projected), T. 9 N., R. 4 E.; and Section 12 (actual or projected) T. 9 N., R. 3 E., M.D.B.& M. as shown on "Map of Natomas Riverside Subdivision No. 3," filed August 28, 1913 in the Office of the Division of Water Resources

TO: a tract containing 306.75 acres in the SE, and the SW1/4 OF NW1/4 OF Section 5, T. 9 N., R.4 E., M.D.B.& M., and 54.05 acres in Lot 34, as the said tract and the said lot are delineated and so designated on that certain map entitled "Natomas Riverside Subdivision No. 3," filed in the office of the County Recorder of the County of Sacramento, State of California, in Book 15 of Maps, map No. 45; 20.89 acres in Lot 30, 38.89 acres in Lot 35, 36.17 acres in Lot 36 and 46.98 acres in Lot 37 of the said Subdivision; 54.96 acres in Lot 27 and 62.87 acres in Lot 28 of the said Subdivision; 46.43 acres in Lot 29 of the said Subdivision; and a tract containing 93.59 acres in the SE1/4 OF SE1/4 OF Section 6, the NE1/4 OF NE1/4, and the NE1/4 OF SE1/4 OF Section 7, T. 9 N., R. 4 E., M.D.B.& M., being 715.56 acres total, all as shown on a map received August 28, 1913 and filed in the Office of the Division of Water Resources.

WITNESS my hand and the seal of the Department of Public Works of the State of California this 12th day of June, 1931.

EDWARD HYATT, State Engineer

By [Signature]
Deputy
STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES

License for Diversion and Use of Water

LICENSE 1062

PERMIT 515

APPLICATION 1061

THIS IS TO CERTIFY, That R. C. Driver, E. P. Driver, Elizabeth L. Driver, Natomas Company of California, Fred L. Martin and A. R. Carter, all of Sacramento, California, by virtue made proof to the satisfaction of the Division of Water Resources of California of a right to the use of the waters of Sacramento River in Sacramento County

tributary of Suisun Bay

for the purpose of irrigation use

under Permit 515 of the Division of Water Resources and that said right to the use of said waters has been perfected in accordance with the laws of California, the rules and regulations of the Division of Water Resources and the terms of the said permit; that the priority of the right herein confirmed dates from August 26, 1918;

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to the amount actually beneficially used for said purposes and shall not exceed four and sixty-seven hundredths (4.67) cubic feet per second to be diverted at the Driver and Pearson Pumping Plant; one and six tenths (1.6) cubic feet per second to be diverted at the Bennett-Natomas Pumping Plant; and one and seventeen hundredths (1.17) cubic feet per second to be diverted at Martin and Carter Pumping Plant, or a total of seven and forty-four hundredths (7.44) cubic feet per second from about April 1st to about October 1st of each season. In case of rotation the equivalent of such continuous flow allowance for any thirty day period may be diverted in a shorter time if there be no interference with other vested rights.

The point of diversion of such water is located at Driver and Pearson Pumping Plant, South two hundred (200) feet and West two thousand one hundred fifty (2150) feet from the northeast corner of Section 12, T 9 N, R 3 E, M.D.B.& M., being within the NW 1/4 of NW 1/4 of said Section 12; Bennett-Natomas Pumping Plant, South three thousand four hundred fifty (3450) feet and West sixteen hundred (1600) feet from the northeast corner of Section 7, T 9 N, R 4 E, M.D.B.& M., being within the NW 1/4 of SW 1/4 of said Section 7; Martin and Carter Pumping Plant, South two thousand nine hundred thirty (2930) feet and West seven hundred fifty (750) feet from the northeast corner of Section 7, T 9 N, R 4 E, M.D.B.& M., being within the NE 1/4 of SE 1/4 of said Section 7.

A description of the lands or the place where such water is put to beneficial use is as follows: R. C. Driver, E. P. Driver and Elizabeth W. Driver .... 340.73 acres

R. C. Pearson .................. 136.95

R. F. Bennett and Mae E. Bennett ........... 97.95

Natomas Company of California ............... 46.45

Fred L. Martin and A. R. Carter ............. 92.90

710.68 acres

within Sections 6 and 7, T 9 N, R 4 E, M.D.B.& M., and Section 12, T 9 N, R 3 E, M.D.B.& M., as shown on "Map of Natomas Riverside Subdivision No. 5," filed August 26, 1918 in the office of the Division of Water Resources.

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

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This license is granted and said appropriator takes all rights herein mentioned subject to the terms and conditions set forth in Section 20 of Chapter 536, Statutes 1913, 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 permit and license shall actually be used for the useful and beneficial purpose for which such water was appropriated, but no longer, and every such permit or license shall include the covenants of conditions therein which in substance shall include all of the provisions of this section and likewise the statement that any appropriation of water, to whose said permit or license may be issued, shall make 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, district, irrigation 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 support of the rights granted under said license; and in the event that the said works, city, city and county, district, irrigation district, or any political subdivision of the state shall have the right to purchase such property, it shall be determined in judicial proceedings. If it shall appear to the court or judge or board that the permittee or licensee, or the heirs, successors or assigns of such 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 application, 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 to modify or set aside such finding or declaration must be commenced within thirty days after the service of notice of said revocation or said permittee or licensee, his heirs, successors or assigns.

Witness my hand and the seal of the Department of Public Works of the State of California, this 6 day of June, 1921.

EDWARD HYATT
State Engineer

By: H. Harold Cootkling
Deputy