

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

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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 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

STATE OF CALIFORNIA, COUNTY OF MODOC, SS.

I, DARCY M. LOCKEN, County Recorder, do hereby certify

that this is a true and correct copy of the record recorded in

this office in Document Number 2417851

Witnessed my hand and official seal this 13 day of May, 1935

Darcy M. Locken, Recorder

Deputy

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 to 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.

State of California)
County of Modoc) ss.

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 Connally, 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 in this certificate first above written.

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

(S E A L)

State of California)
County of Lassen) ss.

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

(S E A L)

State of California)
City and County of) ss.
San Francisco)

On this 23rd day of November in the year One Thousand Nine Hundred and 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.

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

(S E A L)
My Commission Expires October 18, 1935.

State of California)
County of Alameda) ss.

On this 24th day of November in the year One Thousand Nine Hundred and 34 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.

N. Hopkins
Notary Public in and for the County of
Alameda, State of California

(S E A L)
Corporation Acknowledgment
Hardy's Blank No. 414
Hardy's Bookstore, Oakland, California.

State of California)
City and County of) ss.
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.

(S E A L)
My Commission Expires April 12, 1937.

SCHEDULE 1 (Continued)

Estate of J. W. Cummins

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. Elledge

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)

Klaus Mohr Ranch

Stock water from Pit River within the following described tract:

SE $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 10, T 41 N, R 9 E, M.D.B. & M.

Annie Hughes

89 acres lying within the following described tract:

SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 30, T 42 N, R 10 E, M.D.B. & M.

N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 31, T 42 N, R 10 E, M.D.B. & M.

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 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 $\frac{1}{4}$ 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 $\frac{1}{4}$ SE $\frac{1}{4}$ 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 $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 13, T 42 N, R 11 E, M.D.B. & M.

NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 13, T 42 N, R 11 E, M.D.B. & M.

John Kelley

12 acres lying within the following described tract:

SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 6, T 41 N, R 11 E, M.D.B. & M.

S. B. Kelley and E. L. Kelley

43 acres lying within the following described tract:

SW $\frac{1}{2}$ SE $\frac{1}{4}$ 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 $\frac{1}{4}$ Sec. 13, T 42 N, R 11 E, M.D.B. & M.

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 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 $\frac{1}{4}$ Sec. 34, T 42 N, R 10 E, M.D.B. & M.

NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 34, T 42 N, R 10 E, M.D.B. & M.

S $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 33, T 42 N, R 10 E, M.D.B. & M.

N $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 33, T 42 N, R 10 E, M.D.B. & M.

SW $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 33, T 42 N, R 10 E, M.D.B. & M.

SE $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 33, T 42 N, R 10 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.

N $\frac{1}{2}$ 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.

N $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 31, T 42 N, R 10 E, M.D.B. & M.

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	Allotment:	
		Acres	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 H. Kelley	68	1.64
	A. M. Layton	1	0.02
	T. W. Lush	15	0.30
Rattlesnake Canal	Spicer Corporation	35	0.70
	Pickering Lumber Company	39	0.78
Rattlesnake Creek and/or Rattlesnake Canal	Spicer Corporation	364	7.28
	Bank of Modoc County	4	0.08
Butcher Dam	P. S. Dorris	39	0.78
	Bank of Modoc County	128	2.56
Barnes Dam	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
	John Strawn	3	0.06
McBrien Dam	Hot Spring Valley Irrigation District	179	3.58
	Estates of McBrien and McConnell	30	0.60
	John Lybarger	16	0.32
Lindauer Upper Dam	James M. Edwards	44	0.88
	Estate of G. C. Lindauer	136	2.72
	Hot Spring Valley Irrigation District	83	1.66
Lindauer Upper and/or Lower Dam	Estate of G. C. Lindauer	59	1.18
	Hot Spring Valley Irrigation District	441	8.82
Lindauer Upper Dam, Lindauer Lower Dam and/or McArthur Upper Dam	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	85	1.70
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	94	1.88
	George Fellencer	259	5.18
	Bank of Modoc County	107	2.14
	Ira Hulbert	23	0.46
Fellencer Dam and/or Fitzhugh Dam	California Joint Stock Land Bank	50	1.00
Fitzhugh Dam	California Joint Stock Land Bank	228	4.56
	Bank of Modoc County	25	0.50
Marie Caldwell Upper Dam	California Joint Stock Land Bank	4	0.08
	Bank of Modoc County	73	1.46
	George Fellencer	54	1.08
	Estate of G. L. Kramer	89	1.78
Marie Caldwell Lower Dam	Estate of G. L. Kramer	100	2.00
Warren Caldwell Dam	G. S. Wilcox	166	3.32
Hughes Dam	G. B. Wilcox	10	0.20
	Annie Hughes	89	1.78
Howe Dam	Federal Land Bank of Berkeley	28	0.56
Lizzie Pope Dam	Federal Land Bank of Berkeley	25	0.50
	Lizzie D. Pope	64	1.28
TOTAL		4400	88.00

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 $\frac{1}{4}$ NE $\frac{1}{4}$ 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 $\frac{1}{4}$ of said Section 6.

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 1850 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.

Warren 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.