

ORDER CREATING HOT SPRINGS VALLEY WATER MASTER DISTRICT
MODOC COUNTY, CALIFORNIA.

Case No. 3 File #92

Filed January 28, 1935.

The rights of the various claimants to the waters of Pit River and Rattlesnake Creek in Hot Springs Valley in Modoc County, California, having been ascertained and determined by an agreement in writing entered into on November 7, 1934, by the respective claimants, the original of said agreement being on file and of record in the office of the County Recorder of Modoc County, and it appearing to the Division of Water Resources, Department of Public Works of the State of California that the most practical and economical supervisions of the distribution of water on the part of the State may be accomplished by the creation of a water master district covering such territory as will include all of said water rights.

IT IS HEREBY ORDERED that a water master district be and the same is hereby created, as provided in Section 37 of the Water Commission Act, said district to be limited to and to include all of the lands to which the above mentioned water rights are appurtenant, and said district to be known as the Hot Springs Valley Water Master District.

Description of the lands within the Hot Springs Valley Water Master District as affects the Estate of J. W. Cummings, are as follows:
The SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section (7); N $\frac{1}{2}$ of NE $\frac{1}{4}$, NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section (18)
Township (42) North, Range (12) East, M.D.M.

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NOW, THEREFORE IT IS HEREBY AGREED by and between each, every and all of the parties hereunto subscribed that all of their rights and interest 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, are hereby and by these presents finally ascertained and determined as hereinafter set forth. - - -

It is Finally agreed that this agreement shall be recorded in the office of the County Recorder of Modoc County, California 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; - - -

Signed by:

John O. Cummings (owner)
Estate of J. W. Cummings
designated herein as Estate of
J. W. Cummins.

On December 12, 1934, John Cummins^{as} acknowledged before A. K. Wylie, Notary Public, Modoc County, California. (Seal)

SCHEDULE 1

Estate of J. W. Cummins:

72 Acres lying within the following described tract, to-wit:

The SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section (7), N $\frac{1}{2}$ of NE $\frac{1}{4}$, NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section (18) Township (42) North, Range (12) East, M.D.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 per cu. ft. per second.
Emma Godfrey	57	Cummins	0.20
Estate of J. W. Cummins	35		
A. H. Layton	9		
John Strawn	3		
Total	104		

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.W.Cummins	37	0.74
Barnes Dam, Cummins Dam and/or Kelley Ditch,	Estate of J.W.Cummins	35	0.70

SCHEDULE 4

Description of location of Dams and points of diversion on Pit River and Rattlesnake Creek in Hot Spring Valley.

At a point on Pit River (shown on Division of "ater Resources Map) which bears approximately S. 58° West approximately 2050 feet distant from the Northeast corner of Section (18) Township (42) North, Range (12) East, and being within the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section (18).

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
Estate of J. W. Cummins	0.06	1.44	1.50

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