

plotted DCC
3/4/13

State of California
State Water Resources Control Board
DIVISION OF WATER RIGHTS
1001 I Street, 14th Floor, Sacramento, CA 95814
P.O. Box 2000, Sacramento, CA 95812-2000
Info: (916) 341-5300, Fax: (916) 341-5431, www.waterboards.ca.gov/waterrights

INITIAL STATEMENT OF WATER DIVERSION AND USE

NOTE: A Statement is not a Water Right

This Statement should be typewritten or legibly written in ink and submitted to the address above.

A separate statement must be filed for each point of diversion.

An (*) indicates a required section. Required sections must be completed for the Statement to be accepted.

***A. Claimant/Agent Information**

Claimant: <u>Lookout Ranch</u>	Agent: <u>Thomas Peile</u>
Mailing Address <u>P.O. Box 166</u> <u>Lookout, Ca. 96054</u>	Mailing Address <u>P.O. Box 166</u> <u>Lookout, Ca. 96054</u>
Phone No. <u>530-294-5272</u>	Phone No. <u>530-640-1638</u>
Fax No.	Fax No.
E-mail Address:	E-mail Address:

***B.** Water is diverted and used under the claim of: Riparian claim ____ Pre 1914 claim ____ Court Decree No 6395
Other (explain):

***C.** Name of the body of water at the point of diversion

Widow Valley Creek
Tributary to Pit River

***D.** Point of diversion is located within Modoc County on Assessor's Parcel No. 11-360-02
being within the SE 1/4 of NE 1/4 of Section 26, of Township 39 N, Range 6 E, MD B&M.

Provide the location of the point of diversion using the California Coordinate System (NAD 1983) or Latitude / Longitude measurements.

41.1928405, -121.2428265 41° 11' 34.2276" / -121° 14' 34.173"

Identify the point of diversion and outline the place of use on a United States Geological Survey (USGS) topographic map and submit the map with the Statement.

Name of the diversion works #3-Hemsted Dam #3 Related Water Right(s) _____

E. Do you own the land at the point of diversion? Yes ____ No ____ If No, please provide the name and address of the land owner at the point of diversion: _____

***F.** Capacity of diversion works _____ (cfs, gpm, or gpd) Capacity of storage tanks or reservoir 255 (gallons or acre-feet) TOTAL

Type of diversion facility: Gravity ☒ Creek Pump _____ Well Pump _____

Method of measurement: Weir _____ Flume _____ In line flow meter _____ Electric Meter _____ Estimate _____

NOTE: * Monthly report below is optional until January 1, 2012, at which time the information becomes mandatory.

*Provide the maximum rate of diversion achieved in each month in the table below as measured in: cfs ____, gpm ____, or gpd ____

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec

*G. Provide the quantity of water diverted each month in the table below as measured in: Gallons ____ Million gallons ____ Acre-feet Y

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
						255							255

H. Annual water use in recent years: Maximum ____ (gallons or acre-feet) Minimum ____ (gallons or acre-feet)

State the year of first use at diversion site or storage facility ____

*I. Beneficial water use is for: (example, number of acres and type of crop irrigated, average number of persons served, number of stock watered, etc.) Irrigated pasture

*J. General description and location of the place of use shall be identified using a USGS topographic map, or if assigned, may be provided using the public land description to the nearest 40 acre parcel accompanied by the County Assessor's parcel map.

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K. Please answer only those questions below that are applicable to your project.

1. Conservation of water
 - a. Describe any water conservation efforts you have in place _____
2. Water quality and wastewater reclamation
 - a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree that unreasonably affects such water for other beneficial uses? YES ____ NO ____
3. Conjunctive use of surface water and groundwater
 - a. Are you using groundwater in lieu of surface water? YES ____ NO ____

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

*DATE: 6-28-10 at Lookout, California

*SIGNATURE: Thomas J. Beila

*PRINTED NAME: Thomas J. Beila
(first name) (middle initial) (last name)

COMPANY NAME: Lookout Ranch

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the source of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to 1) store water for later use 2) divert water which originates in a different watershed 3) divert water released from storage, or 4) divert return flows from groundwater use.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission in December 1914, new appropriators have been required to obtain a permit or license from the State.

Statements of Water Diversion and Use must be filed by a riparian and/or pre-1914 appropriative water user. The filing of a statement 1) provides a record of water use, 2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and 3) assists the State in determining if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please visit the website http://www.waterboards.ca.gov/waterrights/water_issues/programs/diversion_use/, or write to this office.

Decree 6395

SCHEDULE 2 (Cont'd.)

POINTS OF DIVERSION FROM PIT RIVER STREAM SYSTEM IN BIG VALLEY

Name of diversion system	Number of diversion	on State Water Rights Board Map	Approximate location of point of diversion			
			Legal sub-division in which diversion occurs	Reference corner for distance and bearing	Bearing from reference corner	Distance from reference corner, in feet
Taylor Creek Reservoir	29		SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8, T39N, R7E	SW Cor. Sec. 8, N 88° E		2925
Potter, proposed	29a		SW $\frac{1}{4}$ Sec. 27 and N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 34, T39N, R7E	(Proposed diversion)		
Potter No. 2, proposed	29b		SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 29 and N $\frac{1}{2}$ Sec. 32, T40N, R6E	(Proposed diversion)		
Joiner, proposed	29c		NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 24, T40N, R6E	(Proposed diversion)		
Kramer, proposed	29d		SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 34, T39N, R7E	(Proposed diversion)		
Hemsted Ditch	30		SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 21, T39N, R6E	E $\frac{1}{4}$ Cor. Sec. 21, N 76° E		1300
Hemsted Dam No. 1	31		SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 22, T39N, R6E	SE Cor. Sec. 22, N 75° W		1150
Lee Ditch	31a		NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 26, T39N, R6E	Intercepting diversion within described legal subdivision.		
Hemsted Dam No. 2	32		SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 26, T39N, R6E	NE Cor. Sec. 26, S 28° W		2100
Hemsted Dam No. 3	33		SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 26, T39N, R6E	NE Cor. Sec. 26, S 15° W		1500
Hemsted Dam No. 4	34		NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 25, T39N, R6E	NW Cor. Sec. 25, S 30° E		700
Hemsted Dam No. 5	35		SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 24, T39N, R6E	SW Cor. Sec. 24, N 33° E		1550
Vickers Ditch	35a		SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 19, T39N, R7E	Intercepting diversion within described legal subdivision.		

Diversion 33 is Hemstead Dam No. 3 on Widow Valley Creek in the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 26, T39N, R6E, MDB&M.

The diversion is made by a small earth dam approximately 500 feet long and two feet high. The water is used for irrigation purposes on the Hemstead Ranch for land listed under Diversion 35.

Diversion 34 is Hemstead Dam No. 4 from Widow Valley Creek in the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 25, T39N, R6E, MDB&M.

A small earth dam approximately 1,200 feet long and two feet high is used to divert water for irrigation purposes on the Hemstead Ranch for land listed under Diversion 35.

Diversion 35 is Hemstead Dam No. 5 from Widow Valley Creek in the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 24, T39N, R6E, MDB&M.

A small earth dam approximately 700 feet long is used to spread water for irrigation of 145.5 acres of meadow hay on the Hemstead Ranch.

Diversion 36 is that of Kramer Reservoir on Widow Valley Creek in the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 30, T39N, R7E, MDB&M.

An earth dam 21.8 feet high and 340 feet long is used to form Kramer Reservoir which has a capacity of 345 acre-feet and a surface area of 30.4 acres. Water from the reservoir is released into Widow Valley Creek and rediverted through Diversions 37 and 38 for stock water and irrigation use on 540 acres of meadow hay and pasture on the L. W. Kramer Ranch. Use of water from this diversion is based on Application 5812 and 16968, described in Appendix C.

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Decree 6395

SCHEDULE 1 (Cont'd.)

1

2

3 W. O. Gravier

4 Domestic - within NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 35, T41N, R8E, MDB&M

5 W. L. Gray

6 Stockwater in NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13, T38N, R7E, MDB&M
7 Stockwater in NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 13, T38N, R7E, MDB&M
(Bassett Hot Springs)

8 Stockwater in Lot 1, Section 19, T38N, R7E, MDB&M
(Knox Spring Channel)

9 1.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13, T38N, R6E, MDB&M
10 1.0 acre - Total (Knox Spring)

11 H. L. Hayes, Jessie Hayes and Emma Hayes

12 1 / 6.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 26, T39N, R7E, MDB&M
13 2 / 22.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 26, T39N, R7E, MDB&M
3 / 23.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 26, T39N, R7E, MDB&M
4 / 30.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 26, T39N, R7E, MDB&M
14 5 / 40.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 26, T39N, R7E, MDB&M
6 / 1.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 26, T39N, R7E, MDB&M
15 7 / 5.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 27, T39N, R7E, MDB&M
8 / 40.0 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 27, T39N, R7E, MDB&M
16 9 / 40.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 27, T39N, R7E, MDB&M
10 / 10.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 27, T39N, R7E, MDB&M
17 11 / 40.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 34, T39N, R7E, MDB&M
12 / 40.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 34, T39N, R7E, MDB&M
18 13 / 40.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 34, T39N, R7E, MDB&M
14 / 40.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 34, T39N, R7E, MDB&M
19 15 / 40.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35, T39N, R7E, MDB&M
16 / 40.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 35, T39N, R7E, MDB&M
20 17 / 40.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 35, T39N, R7E, MDB&M
21 18 / 40.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 35, T39N, R7E, MDB&M
537.0 acres - Total

22 Richard Hemsted and Karl Hemsted Lookout Ranch

23 10.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 21, T39N, R6E, MDB&M
24 *13.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 21, T39N, R6E, MDB&M
3.0 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 22, T39N, R6E, MDB&M
25 34.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 22, T39N, R6E, MDB&M
4.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 22, T39N, R6E, MDB&M

26 *Denotes land irrigated outside of property line.

34-1 37-1
5.44 + 108 = 113.2
34-2 37-2
0.17 + 0.21 + 0.94 = 1.32
7.84

380 AC 5.44 cfs
15 AC 21
565 cfs
Emil 380 AC
H.J. 15 AC
Emil 76 AC
H.J. 66 AC
108 cfs
1.94 cfs
2.02

15 AC 22
23
15 37-2 H.J.
20 20
1 1
5 5
20 20
20 20
10
142
395
142
537

0.17 cfs 2nd
15 AC

Appendix - D
Decree 6375

SCHEDULE 1 (Cont'd.)

Richard Hemsted and Karl Hemsted (cont'd)

Lookout Ranch

21.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 22, T39N, R6E, MDB&M
 40.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 22, T39N, R6E, MDB&M
 22.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 22, T39N, R6E, MDB&M
 38.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 22, T39N, R6E, MDB&M
 5.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 22, T39N, R6E, MDB&M
 27.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 24, T39N, R6E, MDB&M
 7.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 25, T39N, R6E, MDB&M
 29.5 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 25, T39N, R6E, MDB&M
 9.5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26, T39N, R6E, MDB&M
 20.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26, T39N, R6E, MDB&M
 13.5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26, T39N, R6E, MDB&M
 20.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 26, T39N, R6E, MDB&M
 4.5 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 26, T39N, R6E, MDB&M
 22.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 27, T39N, R6E, MDB&M
 27.5 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 27, T39N, R6E, MDB&M
 25.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 27, T39N, R6E, MDB&M
 * 5.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 27, T39N, R6E, MDB&M
 400.5 acres - Total (Widow Valley Creek)

George W. Hines, Marvin A. Hines and Mason Hines

40.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 24, T40N, R7E, MDB&M
 40.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 24, T40N, R7E, MDB&M
 80.0 acres (Holl Creek)
 40.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25, T40N, R7E, MDB&M
 40.0 acres (Lower Turner Creek)
 25.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 26, T40N, R7E, MDB&M
 35.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 26, T40N, R7E, MDB&M
 11.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 27, T40N, R7E, MDB&M
 * 9.0 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 27, T40N, R7E, MDB&M
 80.0 acres (Unnamed Stream)
 40.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 2, T39N, R7E, MDB&M
 40.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 2, T39N, R7E, MDB&M
 40.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25, T40N, R7E, MDB&M
 40.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26, T40N, R7E, MDB&M
 40.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26, T40N, R7E, MDB&M
 35.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26, T40N, R7E, MDB&M
 33.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 26, T40N, R7E, MDB&M
 40.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 26, T40N, R7E, MDB&M
 40.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 26, T40N, R7E, MDB&M

*Denotes land irrigated outside of property line

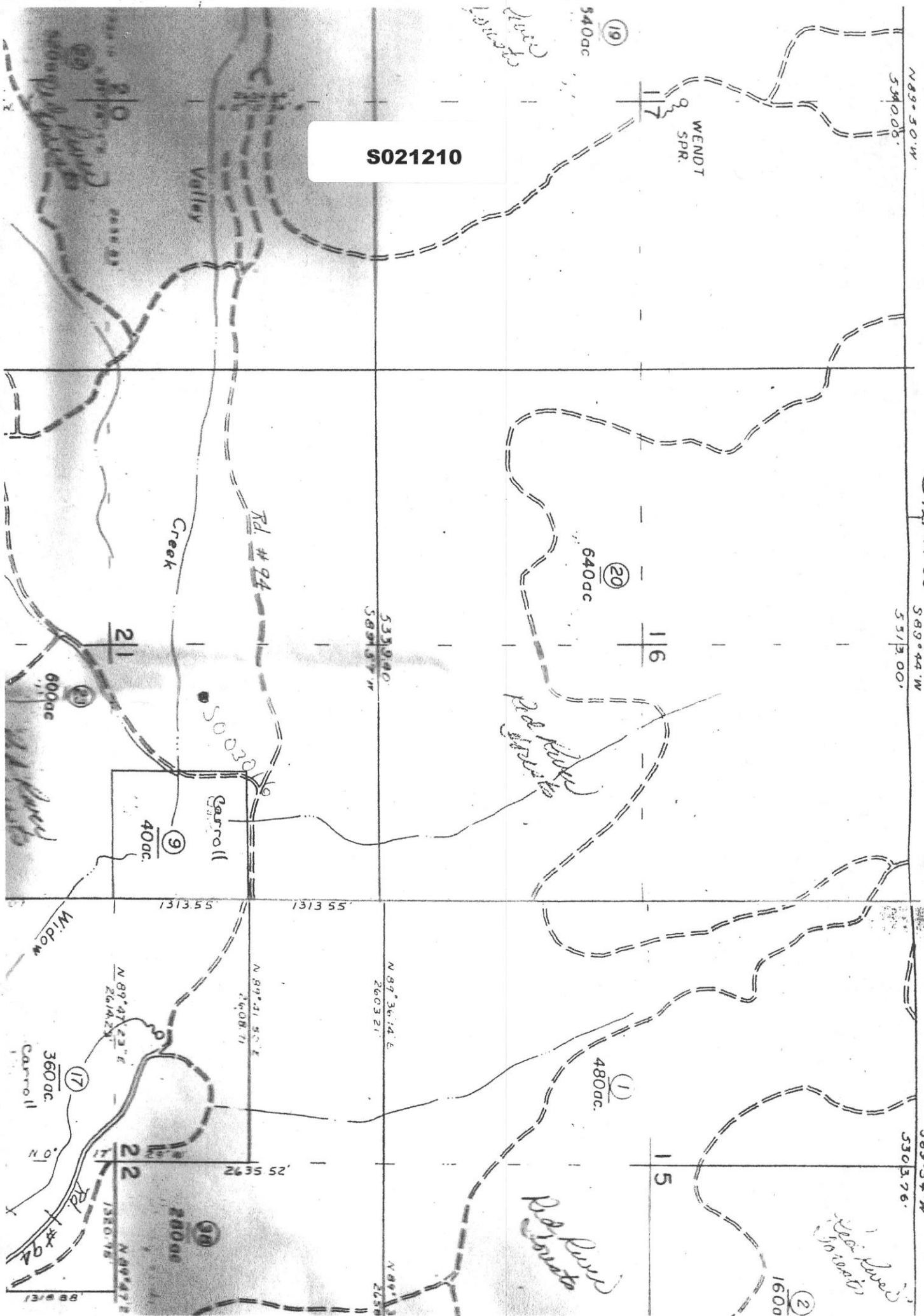
R. 6 E. M.D.B. & M.

Appendix

31

Tax Area Code 56-16

S021210



11-34

56-14
56-16

SBF PARCEL
829-25-15
2.87-AC.

1st = 1200

S021210

Miles

4	(S)	Smith	(S)
MURRER	(S)		(S)
Green	(S)		(S)
(S)	(S)	Parson	

Bk. 12
03

② 29 F.11
80 ac

64000

DAY
5280'

4101236

40

170

35

NOTE--ASSESSOR'S BLOCK
& LOT NUMBERS
SHOWN IN CIRCLES

Coun

121°17'30"

529716'

589°42'W

2E.01.0N
2.0892

1346.79'

Red forest

262101

Volley

Creek

2634 21

524640'

Widow

400 AC.

①

27

35

LASSEN

5298158'

N89°42'W

Red forest

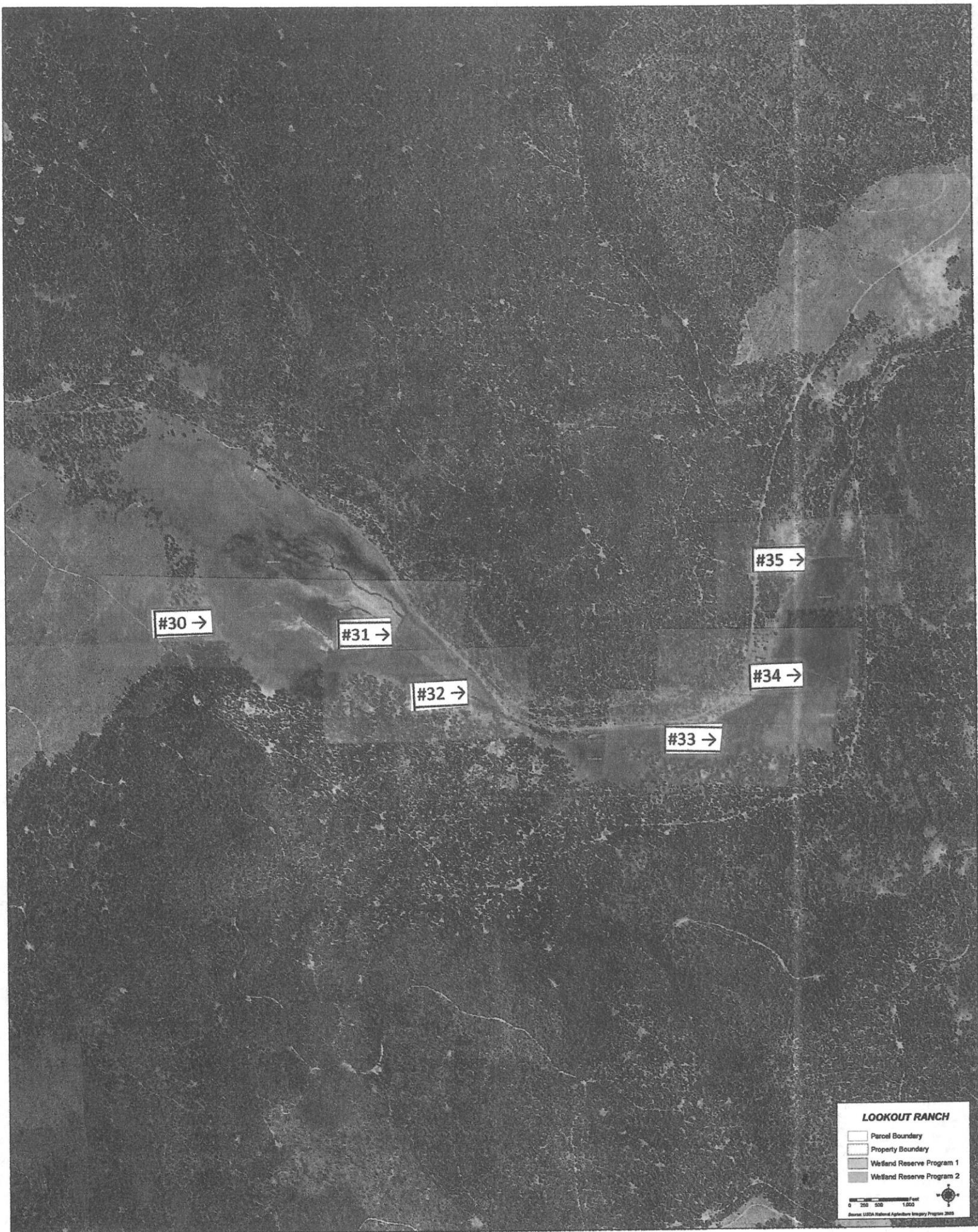


LOOKOUT RANCH

- Parcel Boundary
- Property Boundary
- Wetland Reserve Program 1
- Wetland Reserve Program 2

0 250 500 1,000 Feet

Source: USDA National Agriculture Imagery Program 2005



#30 →

#31 →

#32 →

#33 →

#34 →

#35 →

LOOKOUT RANCH

- Parcel Boundary
- Property Boundary
- Wetland Reserve Program 1
- Wetland Reserve Program 2

0 250 500 1,000 Feet



Source: USDA National Agriculture Inventory Program 2005