

15522

RECORDED AT REQUEST OF
Dept. of Water Resources
AT 40 MIN. PAST 9 A.M.
OFFICIAL RECORDS SHASTA COUNTY, CALIF.

STATE OF CALIFORNIA,
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES
STATE ENGINEER

SEP 24 1964
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Mildred Montgomery
RECORDER FEE \$ No Fee

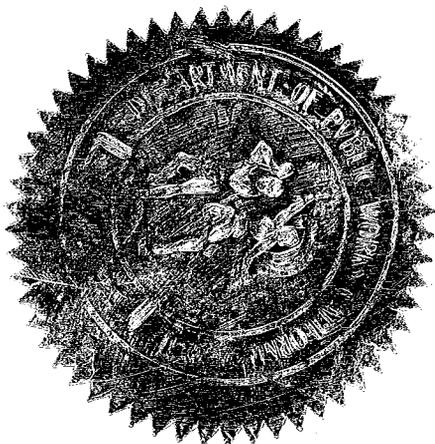
ORDER REDUCING COW CREEK WATERMASTER SERVICE AREA,
SHASTA COUNTY, CALIFORNIA, AS HERETOFORE FORMED BY
ORDERS DATED OCTOBER 17, 1932, JANUARY 21, 1938, AND
MARCH 28, 1942, BY EXCLUDING THEREFROM TRACT NO. 4-41
AND TRACT NO. 4-65 AND WATER RIGHTS APPURTENANT THERETO.

WHEREAS, the rights of the various claimants to the water of
North Cow Creek and its tributaries; of Oak Run Creek and its tributaries;
and of Clover Creek and its tributaries; all in Shasta County, California,
having been established by decrees entered by the Superior Court of the
State of California in and for the County of Shasta on the 29th day of
April, 1932, in Case No. 5804 of Charles L. Lemm, et al. v. John Rutherford,
et al.; on the 22nd day of July, 1932, in Case No. 5701 of F. A. Colby,
et al. v. L. O. Strayer, et al.; and on the 4th day of October, 1937, in
Case No. 6904 of Millville Ditch Company v. Jesse Hufford, et al., respective-
ly, all of said decrees being on file and of record in the office of the
County Recorder of Shasta County, and a watermaster service area, known as
the Cow Creek Watermaster Service Area, having been created by order of the
Department of Public Works, dated October 17, 1932, and subsequently revised
by orders dated January 21, 1938, and March 28, 1942, pursuant to Sections
4025 to 4032, inclusive, of the Water Code, and certified copies of said
orders having been duly filed for record in the office of the County Recorder
of Shasta County, and it now appearing to the Department of Public Works that
convenience of administration and the most practical and economical supervision
of the distribution of water within the said Cow Creek Watermaster Service
Area on the part of the State requires that the service area be reduced by
excluding therefrom the right of 0.70 cubic foot per second from Rose Briar
Creek and 0.15 cubic foot per second from South Clover Creek allocated to
Joe Rice, as those rights are set forth in Schedule 2 of said Clover Creek
decree (Millville Ditch Co. v. Hufford), together with Tract No. 4-65, as
described in said order dated March 28, 1942, to which the said water rights
are appurtenant; and

1 WHEREAS, the right of 0.40 cubic foot per second from Clover Creek
2 allocated to Jay Yordy Estate, as that right is set forth in Schedule 2 of
3 said Clover Creek decree (Millville Ditch Co. v. Hufford), together with
4 Tract No. 4-41 to which the water right is appurtenant, as described in said
5 order dated March 28, 1942, having been held by decision of the Superior
6 Court of the State of California in and for the County of Shasta on the 4th
7 day of December, 1953, in Case No. 18378 of People v. Yordy, to be outside
8 of the boundaries of the Cow Creek Watermaster Service Area and not subject
9 to the supervision of the Department of Public Works; wherefore said right
10 and tract should be excluded from such service area to conform to the
11 decision of the said court and for convenience of administration and the most
12 practical and economical supervision of the distribution of water within said
13 Cow Creek Watermaster Service Area on the part of the State;

14 NOW THEREFORE, it is hereby ordered that the rights of 0.70 cubic
15 foot per second from Rose Briar Creek and 0.15 cubic foot per second from
16 South Clover Creek allocated to Joe Rice, as set forth in Schedule 2 of said
17 Clover Creek decree (Millville Ditch Co. v. Hufford), and the right of 0.40
18 cubic foot per second from Clover Creek allocated to Jay Yordy Estate, as
19 set forth in Schedule 2 of said Clover Creek decree (Millville Ditch Co. v.
20 Hufford), are excluded from said Cow Creek Watermaster Service Area; and it
21 is hereby further ordered that the lands described in the Supplemental and
22 Revised Description of Lands within Cow Creek Watermaster Service Area as of
23 December 31, 1941 (Order dated March 28, 1942), as Tract No. 4-65 and Tract
24 No. 4-41 are excluded from said Cow Creek Watermaster Service Area.

25 IN WITNESS WHEREOF I have hereunto set my hand and affixed the
26 seal of the Department of Public Works of the State of California, this 19th
27 day of January, 1954.



DEPARTMENT OF PUBLIC WORKS
A. D. EDMONSTON, STATE ENGINEER

By Harvey O. Banks
Harvey O. Banks
Assistant State Engineer