

Amended

FEDERAL RESERVED WATER RIGHT

United States of America - Forest Service
 324 25th Street
 Ogden, Utah 84401
 (801) 625-5360

1. National Forest: Humboldt National Forest
2. Stream: Johnson Creek
3. Authority: Organic Administration Act of 1897
4. Reservation Date: May 3, 1906
5. Purpose: Secure favorable conditions of water flow
6. Location of Quantification Point:
 - a. General: East side of East Humboldt Mountain Range.
 - b. Legal: SE 1/4 NE 1/4, Sec.28, T.35N., R.61E., M.D.B.& M. (unsurveyed), or at a point from which the SE section corner Sec.34 bears S32 degrees 45'54"E at a distance of 9890.25.
7. Instream Flow Claim: a continuous instream flow equivalent to an average of 4559.0 acre-feet per year defined and distributed as follows:
 - a. Minimum flow rates: the rate for Day 1 and for each and every succeeding day or period throughout the entire year as follows:

Duration	Streamflow (cfs)
Days : 1.000 thru 12.000	6.30
Days : 13.000 thru 23.000	12.56
Days : 24.000 thru 31.000	18.84
Days : 32.000 thru 36.000	25.12
Days : 37.000 thru 38.000	31.40
Days : 39.000 thru 39.000	37.68
Days : 40.000 thru 40.000	50.24
Days : 41.000 thru 41.000	62.80
Day : 42.000	43.96
Day : 43.000	31.40
Day : 44.000	25.12
Day : 45.000	18.84
Day : 46.000	12.56
Days : 47.000 thru Dec. 31	0.10
Days : Jan. 1 thru Day 1	0.10

b. Day 1: the day that flow attains a rate of 6.30 cfs and equals or exceeds that rate for 24 hours, but in no event earlier than May 15 .

8. In the event that natural flows do not attain the rates decreed above, the United States shall be entitled to the natural flows actually occurring during the time periods described above.

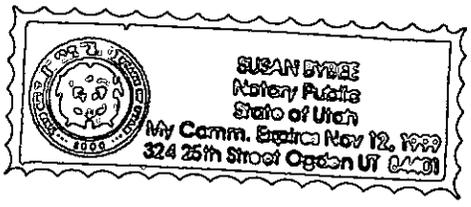
9. Instream flows are necessary at all points along the streams within the boundaries of the national forests and the quantification herein may be extrapolated to other stream reaches in this or nearby similar watersheds based on watershed area, precipitation, watershed characteristics, or combinations thereof.

The undersigned, being duly sworn, deposes and says that he is the agent of the United States of America, that he makes this certification on behalf of the United States of America, that he has read the foregoing statement of claim and knows the contents thereof, and that he has signed on behalf of the United States of America said statement, that the answers set forth therein are true to his best knowledge and belief.

[Handwritten Signature]
JACK BLACKWELL
Regional Forester
324 25th Street
Ogden Utah, 84401

Subscribed and sworn to before me this 3rd day of February 1998

[Handwritten Signature]
Notary Public



ORIGINAL
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2. Stream: Johnson Creek
3. Authority: Organic Administration Act of 1897
4. Reservation Date: May 3, 1906
5. Purpose: Secure favorable conditions of water flow
6. Location of Quantification Point:
 - a. General: East side of East Humboldt Mountain Range.
 - b. Legal: NE1/4NE1/4 sec. 27, T. 35 N., R. 61 E., Mount Diablo Base and Meridian (unsurveyed), or at a point from which the SE section corner of section 34 bears due south at a distance of 8350 feet.
7. Instream Flow Claim: a continuous instream flow equivalent to an average of 4559 acre-feet per year defined and distributed as follows:
 - a. Minimum flow rates: the rate for Day 1 and for each and every succeeding day or period throughout the entire year as follows:

<u>Duration</u>		<u>Streamflow (cfs)</u>	
Days	: 1 thru 12		6.30
Days	: 13 thru 23		12.56
Days	: 24 thru 31		18.84
Days	: 32 thru 36		25.12
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Day	: 39		37.68
Day	: 40		50.24
Day	: 41		62.80
Day	: 42		43.96
Day	: 43		31.40
Day	: 44		25.12
Day	: 45		18.84
Day	: 46		12.56
Days	: 47 thru Dec. 31		0.10
Days	: Jan. 1 to Day 1		0.10

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ORIGINAL

b. Day 1: the day that flow attains a rate of 6.30 cfs and equals or exceeds that rate for 24 hours, but in no event earlier than May 15.

8. In the event that natural flows do not attain the rates decreed above, the United States shall be entitled to the natural flows actually occurring during the time periods described above.

9. Instream flows are necessary at all points along the streams within the boundaries of the national forests and the quantification herein may be extrapolated to other stream reaches in this or nearby similar watersheds based on watershed area, precipitation, watershed characteristics, or combinations thereof.

The undersigned, being duly sworn, deposes and says that he is the agent of the United States of America, that he makes this certification on behalf of the United States of America, that he has read the foregoing statement of claim and knows the contents thereof, and that he has signed on behalf of the United States of America said statement, that the answers set forth therein are true to his best knowledge and belief.

Jandall L. Hall
(for) J.S. TIXIER, Regional Forester

Subscribed and sworn to before me this 28th day of Oct, 1987.

Sandra S. Carlson
Notary Public

