

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA, IN AND FOR THE COUNTY OF YOLO

MARY E. BEMMERLY and AGNES H. BEMMERLY, *Plaintiffs.*
vs.

THE COUNTY OF LAKE, a Political Subdivision of the State of California, E. L. HERRICK, W. E. REICHERT, L. D. KIRKPATRICK, L. L. BURGER and J. S. KELSAY, as and comprising the Board of Supervisors of the County of Lake, State of California, THE BOARD OF SUPERVISORS OF THE COUNTY OF LAKE, STATE OF CALIFORNIA, E. L. HERRICK, individually and as a member of the Board of Supervisors of the County of Lake, State of California, FRANK W. NOEL, individually, W. E. REICHERT, as a member of the Board of Supervisors of the County of Lake, State of California, W. T. SMITH, individually, L. D. KIRKPATRICK, as a member of the Board of Supervisors of the County of Lake, State of California, L. L. BURGER, individually and as a member of the Board of Supervisors of the County of Lake, State of California, J. S. KELSAY, individually and as a member of the Board of Supervisors of the County of Lake, State of California, FRANK B. JOHNSON, individually and as a County Surveyor of the County of Lake, State of California, FRANK W. CLARK as Director of the Department of Public Works of the State of California, CLEAR LAKE WATER COMPANY, A CORPORATION, J. R. REEVES, JOHN DOE DREDGING COMPANY, RICHARD ROE DREDGING CO., FIRST DOE, SECOND ROE AND THIRD ROE, *Defendants.*

No. 8812

Herrick, W. E. Reichert, L. D. Kirkpatrick, L. L. Burger and J. S. Kelsay, as and comprising the Board of Supervisors of the County of Lake, State of California, the Board of Supervisors of the County of Lake, State of California, E. L. Herrick, individually and as a member of the Board of Supervisors of the County of Lake, State of California, Frank W. Noel, individually, W. E. Reichert as a member of the Board of Supervisors of the County of Lake, State of California, W. T. Smith, individually, L. D. Kirkpatrick as a member of the Board of Supervisors of the County of Lake, State of California, L. L. Burger, individually and as a member of the Board of Supervisors of the County of Lake, State of California, J. S. Kelsay, individually and as a member of the Board of Supervisors of the County of Lake, State of California, Frank B. Johnson, individually and as County Surveyor of the County of Lake, State of California, Frank W. Clark, as Director of the Department of Public Works of the State of California, and Clear Lake Water Company, a corporation, and each and all of them, and their, and each of their attorneys, agents, servants and employees and any and all persons acting under said defendants, or any of them, be, and they and each and all of them are hereby forever enjoined and restrained from in any manner widening, deepening, or enlarging the arm or slough which constitutes the outlet of the waters of and from Clear Lake into Cache Creek and from in any manner changing the said outlet so as to increase the flow of waters of and from Clear Lake into Cache Creek. The Clear Lake herein referred to is the Clear Lake described in the plaintiffs' complaint and which is located in the County of Lake, State of California.

J U D G M E N T

This cause having been regularly called and tried by the Court, and the findings of fact and conclusions of law, and the decision thereon in writing, having been rendered, wherein judgment was ordered in favor of the plaintiffs and against the defendants hereinafter named as prayed for in the complaint and for costs,

IT IS, BY THE COURT, ORDERED, ADJUDGED AND DECREED that the defendants, The County of Lake, a Political Subdivision of the State of California, E. L.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that plaintiffs have judgment for their costs taxed at Dollars (\$).

Judgment rendered December 18, 1940.

DAL M. LEMMON
Judge of the Superior Court.

TABLE 11

CAPACITIES OF PRESENT CLEAR LAKE OUTLET CHANNEL

Runsey Gage Reading		Discharging capacity, in second-feet					
10ths:		.0	.2	.4	.6	.8	
Ft.							
0		250	280	310	330	350	
1		370	390	410	430	460	
2		480	510	540	580	610	
3		650	690	730	780	820	
4		870	920	970	1020	1080	
5		1140	1190	1260	1360	1460	
6		1570	1690	1800	1920	2040	
7		2160	2290	2410	2550	2670	
8		2810	2940	3080	3210	3350	
9		3480	3610	3730	3860	3990	
10		4110	4230	4340	4460	4580	
11		4700					