



WATER-RIGHT DOCKET

Death Valley National Park

Docket No: 51

SPANISH SPRING SURFACE WATER

State Water Rights Documentation

02-04-1999: letter from ca water control board to nps regarding change of ownership of water rights



Winston H. Hickox
Secretary for
Environmental
Protection

State Water Resources Control Board

Division of Water Rights

901 P Street • Sacramento, California 95814 • (916) 657-1359
Mailing Address: P.O. Box 2000 • Sacramento, California • 95812-2000
FAX (916) 657-1485 • Internet Address: <http://www.swrcb.ca.gov>



Gray Davis
Governor

In Reply Refer
to:333:KSN:Pettee

FEB 04 1999

Mr. Charles Pettee
US Department of the Interior
National Park Service
Water Resources Division
1201 Oak Ridge Drive Ste 250
For Collins, CO 80525-5596

Dear Mr. Pettee:

CHANGE OF OWNERSHIP OF WATER RIGHTS FROM BUREAU OF LAND MANAGEMENT TO NATIONAL PARK SERVICE

This letter is to notify you that we have changed the ownership of all water rights mentioned in your December 23, 1998 letter. We now show the US National Park Service as the new owners of those rights.

If you have any questions, please call me at 916-657-1872.

Sincerely,

Koso Nodohara
Sanitary Engineering Associate
Petition Unit

ADDRESS CHANGE or NAME CHANGE

STATEMENTS

S 8307

New Name or Address change:

Applicant: U.S. Bureau of Land Management
California Desert District

Address: 6221 Box Springs Boulevard
Riverside, CA 92507

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810
901 P ST. SACRAMENTO, CA

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE
1990 FEB 15 PM 1:33

DIVERTER OF RECORD:

DIV. OF WATER RIGHTS
SACRAMENTO

STATEMENT NO: 008309

U S BUREAU OF LAND MANAGEMENT - RDC
CALIFORNIA DESERT DISTRICT
1095 SPRUCE STREET
RIVERSIDE, CA 92507

TELEPHONE NUMBER:
(714) 351-6402
276

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: SPANISH SPRING

TRIBUTARY TO: UNNAMED STREAM

COUNTY: INYO

DIVERSION

WITHIN: SE1/4 OF SE1/4 SECTION 33, T15S, R41E, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1989. (Additional information on reverse side of this form.)

- A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.
- Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1986	X	X	X	X	X	X	X	X	X	X	X	X	
1987	X	X	X	X	X	X	X	X	X	X	X	X	
1988	X	X	X	X	X	X	X	X	X	X	X	X	

- B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation

Stockwatering

Domestic

Other (specify) Wildlife & Recreation

- C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

N/A

- D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

N/A

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

DATED: FEB 12 1990, 19 at Riverside, California

Signature: H.W. Riecken

FEB 20 1990 KSM

DIVERTER OF RECORD:

STATEMENT NO: OC8309

U S BUREAU OF LAND MANAGEMENT
~~2000 Cottage Way~~ ~~RV # 1-2001~~
~~20025~~ California Desert District
 1695 Spruce St
 Riverside, CA 92507

TELEPHONE NUMBER:
(714) 351-6402

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: SPANISH SPRING

TRIBUTARY TO: UNNAMED STREAM

COUNTY: INYO

DIVERSION

WITHIN: SE1/4 OF SE1/4 SECTION 33, T15S, R41E, MD68N.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1986. (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons
☐ Acre-feet
☐ _____ (other)

[illegible]

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation

Stockwatering ✓ Cattle, horses

Domestic

Other (specify) wildlife, recreation

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location diversion, etc.)

none

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

none

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

DATED: 6/13, 19 86, at Riverside, California

Signature: Shawn N. Jan

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
Division of Water Rights
77 CADILLAC DRIVE, SACRAMENTO, CALIFORNIA 95825

(916) 924-2448
SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERter OF RECORD:

STATEMENT NO: 308309

U S BUREAU OF LAND MGT
2800 CONTACT WY RM E-2841
SACRAMENTO CA
95825

CALIFORNIA DESERT DISTRICT
BUREAU OF LAND MANAGEMENT
1955 SPRUCE STREET
RIVERSIDE, CA 92507

TELEPHONE NUMBER:
() -

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: SPANISH SPRING

TRIBUTARY TO:

COUNTY: INYO

DIVERSION

WITHIN: SE1/4 OF SE1/4 SECTION 33, T15S, R41E, MDBM.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. Return one copy of this form by July 1, 1983. (Additional information on reverse side of this form.)

- A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons
☐ Acre-feet
☒ ENTIRE FLOW (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1980	X	X	X	X	X	X	X	X	X	X	X	X	
1981	X	X	X	X	X	X	X	X	X	X	X	X	
1982	X	X	X	X	X	X	X	X	X	X	X	X	

- B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation NONEStockwatering BURROS, CATTLE - NUMBERS VARY YEAR TO YEARDomestic NONEOther (specify) WILDLIFE (BIGHORN SHEEP, DEER, BIRDS), VEGETATION

- C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

NONE

- D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

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

DATED: March 23, 1983 at Riverside, CaliforniaSignature: Grand E. E. E.

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
 Division of Water Rights
 77 CADILLAC DRIVE, SACRAMENTO, CALIFORNIA 95825
 TELEPHONE: (916) 920-6471

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

8309

Please complete Items A, B, C, and I (if applicable). The other items need not be completed unless there has been a change since the previous report.

NO. _____

A. Name of person diverting water: DISTRICT MANAGER
U.S. DEPARTMENT OF INTERIOR
 Address: BUREAU OF LAND MANAGEMENT
800 TRUXTUN AVENUE, ROOM 311 Telephone (805) 361-4191
BAKERSFIELD, CA 93301
 Name and address of person filing supplemental statement if different from above: _____
 Name and address of owner of project if different from above: _____

B. Name of body of water at point of diversion Spanish Spring (no actual diversion works)
 Tributary to Grapevine Canyon

C. State quantity of water used each month in gallons ☐ or acre-feet ☐ (Check units reported or show other here _____) Total Annual

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1977	X	X	X	X	X	X	X	X	X	X	X	X	X
1978	X	X	X	X	X	X	X	X	X	X	X	X	X
1979	X	X	X	X	X	X	X	X	X	X	X	X	X

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc.

The entire flow is needed for wildlife use

D. Place of diversion 1/4 1/4 Section _____, Township _____, Range _____, B&M.

E. Name of works no actual diversion works

F. Capacity of diversion works _____ cubic feet per second
 Capacity of storage reservoir _____ gallons per minute
 Type of diversion facility: gravity _____, pump _____
 Method of measurement: weir _____, flume _____, electric power meter _____, water meter _____, estimate _____
 G. Purpose of use (what water is being used for) wildlife use

H. General description or location of place of use SEK, SEK, Section 34 and the SEK, SEK, Section 33, T15S, R41E, NDEM

I. If water reclaimed by sewage treatment facilities or polluted water not normally considered usable has been substituted in whole or in part for water previously diverted by the works described in this statement, please state quantities of water substituted in gallons or acre-feet.

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1977	:	:	:	:	:	:	:	:	:	:	:	:	:
1978	:	:	:	:	:	:	:	:	:	:	:	:	:
1979	:	:	:	:	:	:	:	:	:	:	:	:	:

I declare under penalty of perjury that the above is true and correct to the best of my knowledge and belief.

DATED: _____, 19____, at _____, California

Signature: Lawrence Ball

STATE OF CALIFORNIA—THE RESOURCES AGENCY

EDMUND G. BROWN JR., Governor

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

2125 19TH STREET
SACRAMENTO, CALIFORNIA 95818

(916) 445-0846



JANUARY 19 1977

IMPORTANT NOTICE

To: Water Users

SUPPLEMENTAL STATEMENTS OF WATER DIVERSION AND USE

Our records show that you filed a Statement of Water Diversion and Use as required by Sections 5100 through 5108 of the Water Code. Supplemental statements are required every three years. Supplemental statement forms are enclosed. Please complete and return one copy for each statement originally filed.

If you have permanently discontinued use of water, changed your address, or sold the project on which water was used, please let us know so we can revise our records. If you have used no water but may resume use in the future, please return the supplemental statement form showing no use.

Frequently we find that a person who has filed a Statement of Water Diversion and Use believes incorrectly that it established a water right. A STATEMENT OF WATER DIVERSION AND USE DOES NOT ESTABLISH A WATER RIGHT OR A CLAIM OF A WATER RIGHT. When a statement is filed, it is generally assumed by this Division that an old appropriative, riparian, or some other right covers the use.

Unless a diverter and user of water, other than groundwater, has an appropriative right initiated prior to December 19, 1914, or has a riparian or other basis of right, it is generally necessary to obtain a certificate for a water right for a stockpond or a permit to appropriate water from the State Water Resources Control Board. A riparian right exists by reason of ownership of land abutting upon a stream or body of water and affords no basis of right for use of water on nonriparian land. A riparian right attaches to the natural flow of the stream or source and not to imported water or drainage from use of stored water or groundwater. Water can be regulated but not stored under claim of riparian right.

Please reevaluate your basis of right to use water and file an application for a permit or a claim for a stockpond certificate if needed. Forms and instructions will be provided upon request.

R. L. Rosenberger
R. L. Rosenberger, Chief
Division of Water Rights

Enclosures

SWRCB 40h (12/76)

STATE OF CALIFORNIA—THE RESOURCES AGENCY

RONALD REAGAN, Governor

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

2125 15TH STREET
SACRAMENTO, CALIFORNIA 95818



April 9, 1974

U. S. Bureau of Land Management
2800 Cottage Way, Room E-2841
Sacramento, CA 95825

Gentlemen:

Statement of Water Diversion
and Use - No. 8309

Your statement of water diversion and use has been received and assigned the above number. You should refer to this number in any correspondence to this office regarding the statement.

A duplicate copy of the statement is enclosed for your records.

Please notify us of any change in address or change in ownership.

The law requires that supplemental statements be filed at three-year intervals. We will send you the necessary forms near the end of the three-year period.

Sincerely,

L. C. Spencer
L. C. Spencer,
Supervising Engineer

Enclosure

WRCB
40E (3-74)





United States Department of the Interior

BUREAU OF LAND MANAGEMENT

STATE OFFICE
2800 Cottage Way - Room E-2841
Sacramento, California 95825

Handwritten: L.S.R. IN REPLY REFER TO
C-930.1
7153.1

MAR 21 1974

State of California
Resources Agency
State Water Resources Control Board
1416 Ninth Street
Sacramento, California 95814

Dear Sir:

Attached is the BLM's "Notification of Existing Water Use" (2 copies) report for Spanish Spring. The spring is small and being reserved for wildlife.

Please assign a State Number and return.

Attachment

Copy to: DM 0401 (w/o attach)

Handwritten signature: J. Berry

RECEIVED
GOVERNMENT
FIVE
MAR 22 1974

CSO-7150-2a
(Sept. '73)

NOTIFICATION OF EXISTING AND/OR FUTURE WATER USE TO THE STATE OF CALIFORNIA
INSTRUCTIONS

1. District number will be a 3 part number as follows: The first is the District's code, i.e. 01, 02, etc., followed by the fiscal year the notification form goes to the State Director or the year application is filed with the State. The third number is the numerical order or sequence for that fiscal year.
2. The number assigned by the State Water Resources Control Board to this notification after returned by the State to BLM.
3. Public lands under BLM jurisdiction and outside of statutory grazing districts are under this order. (Includes Section 15 lands.)
4. Public lands within statutory grazing districts (Section 3) are under these orders.
5. This citation covers Public Water Reserves No. 1 through 106. These were specific type reservations; that is, they were for specifically described tracts of public lands. All reservations were by Executive Order and made prior to April 17, 1926.
6. PWR is a continuing blanket type Order and covers all PWRs subsequent to April 17, 1926. Regulations are cited in 43 CFR 2321.1 and procedures in BLM Manual Vol. V, Part 4.10. To be effective the tract must be noted on the CSO Title Records. The Mineral Leasing Act of February 25, 1920, made certain oil and gas wells in which water was discovered subject to PWR 107. Wells must be released by driller or lessee to the U.S. and jurisdiction transferred by report from the USGS to BLM.
7. A blanket continuing type Order covering hot springs or waters with curative properties. Pertinent regulations are in 43 CFR 2321.1-2. The BLM Manual makes no specific provision for this type water. Treat the same as PWR 107.
8. Covers specific land withdrawals such as Stock Driveways, Power Sites, Administrative Sites, Reservoir Sites, etc. The Order or Statute withdrawing the land must be cited.

NOTE: All public land waters will be covered by either citations 1 or 4. In addition, they may be covered by a PWR or a specific land withdrawal or both. All types of withdrawals and reservations covering the water must be noted.

9. (a) If no name, consider as unnamed. If BLM has assigned a name, this may be used. Include project number if there is one. If no project or development is involved, so state.
(b) For impoundment type projects, name or describe drainage or watershed.
(c) Where the source is a drainage or small watershed, describe by township and range only, or by section if practical.
11. Briefly describe the development planned or already installed, i.e. "install concrete head box, pipe water 1,000 feet to 16 feet of cattle troughs."
12. (a) Not applicable to impoundment structures or wells.
13. (a) For impoundments, give capacity when full in acre feet.
14. (a) Applies to actual present use in gallons per minute.
(b) Anticipated use immediately after development.
(c) Base estimates on a period not to exceed 10 years after date of notification.
15. If application has been made or permit issued circle the word "yes" giving the date requested under (b), (c) and (d). If application was not perfected or the permit lapsed, so state under (d).
16. This section must be answered. If some answers are "no", District answers will be from information in their own files or field knowledge. Inquiry with the State Water Rights Control Board is not required.
17. Explain rationale in estimating future use and usage or any other data given which may be questioned.
18. Diagram the water and water development on the grid using standard BLM map symbols. Use a scale between 1/4 inch and 4 inches to the mile and indicate this scale in the space provided. For longer pipe lines, a smaller scale may be used.
21. Date the State Director received the returned copy from the State.

CSO-7150-2
(Sept. '73)UNITED STATES
DEPARTMENT OF THE INTERIOR1. District Water No. 04-74-028
2. State Assigned No. 28709

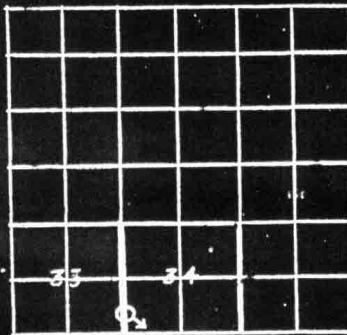
NOTIFICATION OF EXISTING AND/OR FUTURE WATER USE TO THE STATE OF CALIFORNIA

The United States of America, acting by and through the Bureau of Land Management, United States Department of Interior, hereby notifies the State of California, State Water Resources Control Board of the following water requirements from existing water or waters to be developed situated on public lands under jurisdiction of the Bureau of Land Management and withdrawn or reserved as noted below.

3. ☒ Executive Order 6910 effective November 26, 1934, under authority of the Act of June 25, 1910, (36 Stat. 847 as amended) and in aid of administering the Taylor Grazing Act.
4. ☐ Secretary of Interior Orders dated April 8, 1935, under authority of the Taylor Grazing Act of June 28, 1934, (48 Stat. 1269 as amended).
5. ☐ Executive Order of _____ under authority of the Act of June 25, 1910, (36 Stat. 847; 43 USC 141-143) as amended which created Public Water Reserve No. _____.
6. ☒ Executive Order of April 17, 1926, under authority of the Act of June 25, 1910, (36 Stat. 847; 43 USC 141-143) as amended which created Public Water Reserve No. 107 and reserved the lands for public use in accordance with Section 10 of the Act of December 29, 1916, (39 Stat. 865; 43 USC 300). Date California State Office title records noted: _____.
If the water was developed by an oil and gas driller under the Mineral Leasing Act of February 25, 1920, (41 Stat. 437; 30 USC 181) as amended June 16, 1934, date of driller's release of well to the United States: _____.
Date jurisdiction transferred from Geological Survey to BLM: _____.
7. ☐ Executive Order 5389 dated July 7, 1930, under authority of the Act of June 25, 1910 (36 Stat. 847; 43 USC 141-143) and the Act of March 3, 1925, (43 Stat. 1133; 43 USC 971). Date California State Office title records noted: _____.
8. ☐ Other Withdrawals, Orders, etc. (cite date, number and authority): _____

9. (a) Water or Project Name Spanish Spring
(b) Water Source (stream, lake, spring, etc.) spring
(c) Source located in (legal) on the line between what will be SE/SE/4 Section 33 & SW/4 Section 34, T. 15 S., R. 41 E., M.D.M. Township _____ County _____
(d) Point of diversion located in (legal) None _____ County _____
10. Location of water use (legal) Same as 9(c)
11. Type of development by BLM None by BLM at the present
12. Estimated water available before development:
(a) Source _____ (b) At place of use _____
13. Estimated water available after development: No development by BLM planned at present.
(a) At source _____ (b) At place of use _____

14. Bureau of Land Management Water Use:
 (a) Existing: Wildlife: Richhorn Sheep, deer, chukar, quail, etc.
 (b) After development: No development planned by BLM at present.
 (c) Estimated future need (explain): Total flow needed for wildlife in surrounding area.
15. Prior BLM appropriation with the State:
 (a) Yes No X (c) Permit no. and date: N/A
 (b) Application No. N/A (d) Status: N/A
16. Private appropriation or right:
 (a) By whom Not known
 (b) Application no. and date _____
 (c) Permit no. and date _____
 (d) Amount _____ (e) Purpose _____
 (f) Point of diversion _____
 (g) Place of use _____
 (h) Right-of-way across BLM lands and/or other explanation _____
17. Remarks (future plans and uses or other explanation) The water is for the wildlife listed in Item 14. The tract books in the land office Sacramento are being noted that the following public lands are withdrawn as a public reserve: T. 15 S., R. 41 E., Sec. 34, SW 1/4; all lands within 1/2 mile of Spanish Spring. Sec. 33, SE 1/4
18. Township 15 S. Range 41 E. Meridian MDN County Inyo

Scale 1" = 1 mile

19. Samuel D. Lee 2/1/74 21. Date returned to State Director _____
 District Manager Date
 20. W. Perry MAR 21 1974
 State Director Date

Docket Information

Number of Documents in Docket 12

Documents Dated from 3/21/1974 to 2/4/1999

Docket Compiled: 3/9/2011