



WATER-RIGHT DOCKET

Death Valley National Park

Docket No: 56

LOWER TUBER CANYON 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

DEVA

STATE WATER RESOURCES CONTROL BOARD, DIVISION OF WATER RIGHTS
P.O. BOX 2000, SACRAMENTO, CA 95812-2000
(916) 657-2170

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1998

OWNER OF RECORD: U S BUREAU OF LAND MANAGEMENT

U S BUREAU OF LAND MANAGEMENT
6221 BOX SPRINGS BLVD
RIVERSIDE, CA 92507

STATEMENT NO: S012559



TELEPHONE NUMBER:
(909) 697-5200
YEAR OF FIRST USE:
PARCEL NO:

SOURCE: LOWER TUBER CANYON SPRING
TRIBUTARY TO: TUBER CANYON
COUNTY: INYO
DIVERSION

WITHIN: NW¼ OF NW¼ SECTION 10, T20S, R44E, MB&M.

- A. Water is used under: Riparian claim _____; Pre 1914 right _____; Other (explain): _____
- B. Year of first use (Please provide if missing above) _____.
- C. Amount of Use - Enter 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) _____

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1995													
1996													
1997													

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation _____ acres, Stockwatering _____; Domestic _____
Other (specify) _____
- E. 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.)

- F. If part of the water listed in Part C 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: _____, 19__ at _____, California

SIGNATURE: _____

PRINTED NAME: _____
FIRST NAME MIDDLE INIT. LAST NAME

COMPANY NAME: _____

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.

**** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS *****

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S012559

OWNER OF RECORD: U S BUREAU OF LAND MANAGEMENT

U S BUREAU OF LAND MANAGEMENT
6221 BOX SPRINGS BLVD
RIVERSIDE, CA 92507

SOURCE: LOWER TUBER CANYON SPRING

TRIBUTARY TO: TUBER CANYON

COUNTY: INYO

DIVERSION

WITHIN: NW¼ OF NW¼ SECTION 10, T20S, R44E, MDB&M.

TELEPHONE NUMBER:

(909) 697-5200

YEAR OF FIRST USE:

PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

A. Water is used under: Riparian Claim Pre 1914 right; Other (explain) _____

B. Year of first use (Please provide if missing above) _____

C. Amount of Use - Enter 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
1992	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
1993	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
1994	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	

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

Irrigation _____ acres; Stockwatering _____; Domestic _____

Other (specify) Wildlife, Riparian Ecosystem, Wild Burros, Death Valley N.P.

***** CONTINUE ON BACK PAGE *****

***** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS *****

- E. 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.)

- F. If part of the water listed in Part C 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: 12-12, 1995, at Riverside, California

SIGNATURE: for M Brady

PRINTED NAME: _____

COMPANY NAME: MOLLY S. BRADY (M. NAME) (LAST NAME)

ADM, PLANNING & RENEWABLE RESOURCES

CALIFORNIA DESERT DISTRICT
6221 BOX SPRINGS BOULEVARD
RIVERSIDE, CA 92507-0714

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 sources 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 store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. 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 to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockpounds Constructed Prior to 1969"
- "Appropriation of Water in California"

WR 40-1 (1/85)
FOR0127RS

JOHN M. G. M.B.

**STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS**

P.O. BOX 2000 SACRAMENTO, CA 95812-2000
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 012559

U S BUREAU OF LAND MANAGEMENT
CALIFORNIA DESERT DISTRICT
6221 BOX SPRINGS BLVD
RIVERSIDE, CA 92507

TELEPHONE NUMBER:
(714) 697-5200

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

SOURCE: LOWER TUBER CANYON SPRING

TRIBUTARY TO: TUBER CANYON

COUNTY: INYO

YEAR OF FIRST USE:

DIVERSION

WITHIN: NW1/4 OF NW1/4 SECTION 10, T2DS, R44E, MDB&M.

COMPLETE AND RETURN THIS FORM BY JULY 1, 1994.

A. Water is used under: Riparian claim _____; Pre 1914 right _____; Other (explain) _____

B. Year of first use (Please provide if missing above) 1982

C. Amount of Use - Enter 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
1991	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
1992	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
1993	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓

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

Irrigation _____ acres; Stockwatering _____; Domestic _____
Other (specify) artificial

E. 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.)

F. If part of the water listed in Part C 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: April 15, 19 94, at Redmont, California.

Signature: Arthur B. Delaney

WR 401 (1/84)
FOR0127R2

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 sources 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 store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. 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 to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

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

P.O. BOX 2000 SACRAMENTO, CA 95812-2000
901 P ST. SACRAMENTO, CA 95814
(916) 322-4503

(916) 324-5676

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

U S BUREAU OF LAND MANAGEMENT
~~1495 SPRUCE STREET~~ 6221 BOX SPRINGS BLVD
RIVERSIDE, CA 92507

STATE WATER RESOURCES
CONTROL BOARD
DIV. OF WATER RIGHTS
SACRAMENTO
JUN 26 PM 1:47
STATEMENT NO: 012559

TELEPHONE NUMBER:
(714) ~~351-6402~~
653-1355

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

SOURCE: LOWER TUBER CANYON SPRING

TRIBUTARY TO: TUBER CANYON

COUNTY: INYO

DIVERSION

WITHIN: NW1/4 OF NW1/4 SECTION 10, T20S, R44E, 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, 1991. (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
1988	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
1989	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
1990	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	

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

Irrigation _____

Stockwatering _____

Domestic _____

Other (specify) WILDLIFE

- 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: 6/20/91, 1991, at RIVERSIDE, California

WR 40-1 (2/90)

Signature: Richard E. Crouse, Acting DM

4687

1990

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

P.O. BOX 2000 SACRAMENTO, CA 95810
901 P ST. SACRAMENTO, CA
(916) 322-4803

(916) 324-5676

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE 21

DIV. OF WATER RIGHTS
SACRAMENTO NO: 012559

DIVERTER OF RECORD:

U S BUREAU OF LAND MANAGEMENT
1695 SPRUCE STREET
RIVERSIDE, CA 92507

TELEPHONE NUMBER:
(714) 351-6402

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

SOURCE: LOWER TUBER CANYON SPRING

TRIBUTARY TO: TUBER CANYON

COUNTY: INYO

DIVERSION

WITHIN: NW1/4 OF NW1/4 SECTION 10, T20S, R44E, 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, 1988. (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
1985	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
1986	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
1987	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	

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

(Irrigation) Wildlife Habitat

Stockwatering ☒

Domestic

Other (specify) Wildlife and 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: MAY 13 1988

, 19

at

Riverside

, California

Signature: HW Riecken

WR 48-335885

1987

MAY 24 1988 KSN

STATE OF CALIFORNIA

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

STATEMENT OF WATER DIVERSION AND USE
(This is not a Water Right)

This statement should be typewritten or legibly written in ink.

06-86-8 S12559 ✓

A. Name of person diverting water Bureau of Land Management
Address 1695 Spruce St. Riverside, CA 92507 Telephone (714) 351-6402

B. Name of body of water at point of diversion Lower Tuber Cyn. Spring
Tributary to Tuber Canyon Thence Panamint Valley

C. Place of diversion NW 1/4, Section 10, Township 20S, Range 44E, MD, Inyo
County, or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks.

D. Name of works _____

E. Capacity of diversion works 0.041 cfs cubic feet per second
Capacity of storage reservoir _____ gallons per minute
State quantity of water used each month in gallons or acre-feet _____
Year Jan. Feb. Mar. Apr. May June July Aug. Sept. Oct. Nov. Dec. Total Annual

✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
---	---	---	---	---	---	---	---	---	---	---	---	---	---

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.

Maximum annual water use in recent years 30 gallons
Minimum annual water use in recent years 15 gallons
Type of diversion facility: gravity _____, pump _____
Method of measurement: well _____, flume _____, electric power meter _____, water meter _____, estimate ☒

F. Purpose of use (what water is being used for) Wildlife

G. General description or location of place of use (use sketch of section grid on reverse side if you desire)

H. Year of first use as nearly as known _____

I. Name of person filing statement Same as above
Position _____ Organization _____
Address _____ Telephone _____

I declare under penalty of perjury that the above is true and correct to the best of my knowledge and belief.
DATED: OCT 15 1985, 19 85 at TELESCOPE PEAK, California.
N 326500 R 2031003 Signature: Carol E. ...
6-009-14-00-1213722 Instructions on Reverse Side

Docket Information

Number of Documents in Docket 9

Documents Dated from 10/15/1985 to 2/4/1999

Docket Compiled: 3/9/2011