



WATER-RIGHT DOCKET

Grand Teton National Park

Docket No: 59

BEAVER CREEK DITCH. BEAVER CREEK

Preliminary Docket Information

09-14-1950: water right record for beaver creek ditch: identification no. grte r1443116bf02; permit 12193

WATER RIGHT RECORD

Docket Number 2

Alien WR Number

Water Use Map NP-GT 2174

Sheet Number 4

GTS1443116BF02 GRTE R 1 4 4 3 1 1 6 B F 0 2

DITCH/WATER SYSTEM: BEAVER CREEK DITCH

SOURCE OF SUPPLY: Beaver Creek, Tributary of Cottonwood Creek, Tributary
of the Snake River

LOCATION:

Legal description and tie:
(Point of Diversion)

Headgate Location: Beginning at the Northwest corner of Section 18,
Township 43 North, Range 115 West, thence W 5280', thence S 2640', thence
W 3960', thence S 400', thence W 200' across unsurveyed Sections 13 and 14,
Township 43 North, Range 116 West.

WATER RIGHT:

Appropriator: Agricultural Dept. U.S.A. Forest Service

Certificate Record Number: 42-197

Permit Number: 12193

Date of priority: January 5, 1914

Quantity of Water: 0.71 c.f.s.

Purpose: Irrigation and Domestic

Irrigate Land Description:

(T 43 N, R 116 W)

20 acres - NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 14

15 acres - SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 14

15 acres - SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 14

50 acres - Total

SUMMARY OF STATUS:

The above land is included in Deed Number 1, which conveyed land to the
National Park Service pursuant to Public Law 787, September 14, 1950.

Water Right Docket No. 2
Beaver Creek Ditch

INDEX

1. General Water Use Plan, NP-GT 2174, Sheet #4.

Part I - Permit 12193

*See
Related
Dockets*

1. File Map.
2. Copy of application.
3. Copy of letter of Jan. 5, 1914, from State Engineer to Dept. of Agriculture.
4. Copy of letter of Jan. 16, 1914, from State Engineer to Forest Supervisor, with certificate of completion at bottom.
5. Copy of letter of Nov. 4, 1915, from State Engineer to Forest Supervisor, acknowledging completion of construction.
6. Copy of letter of Aug. 10, 1920, from Supt., Water Division, to Dept. of Agriculture, advising of date and place for final proof.
7. Copy of certificate of water right.
8. Letter of Dec. 20, 1940, from Acting Regional Forester to Supt. of Park, transmitting certificate of appropriation.

Part II - Permit 4535 - Enlargement - Cancelled

1. File Map.
2. Permit No. 4535.
3. Copy of permit of Aug. 26, 1947, from Jackson Hole Preserve, Inc., to Miss Anita Tarbell, to authorize use of Federal land in Section 13 and 24.
4. Copy of permit of Dec. 9, 1948, from Jackson Hole Preserve, Inc., to Miss Anita Tarbell, to authorize use of land in Section 14.
5. Copy of letter of Sept. 24, 1949, from Jackson Hole Preserve, Inc., to Miss Anita Tarbell, to extend life of said permits.

Part III - Permit 19082

1. File map.
2. Certificate No. 57-366.

THE STATE OF WYOMING
Certificate of Appropriation of Water Certificate Record No. 42 Page 197

WHEREAS, Agricultural Dep't. U. S. A. has presented to the Board of Control of the State of Wyoming proof of the appropriation of water from Beaver Creek, Trib. Cottonwood Creek tributary of Snake River through the Beaver Creek Ditch under Permit No. 12193 for irrigation of the lands herein described, lying and being in Lincoln County, Wyoming and for domestic purposes

NOW KNOW YE, That the Board of Control, under the provisions of Chapter 61, Compiled Statutes of Wyoming, 1910, has, by order duly made and entered on the 20th day of April, A. D. 1921, in Order Record No. 5, Page 782, determined and established the priority and amount of such appropriation as follows:

Name of Appropriator Agricultural Dep't. U. S. A.; Postoffice Address Forest Service, Jackson, Wyoming; Amount of Appropriation 0.71 cu.ft. per sec.; Date of Appropriation Jan. 5, 1914; Description of land to be irrigated and for which this appropriation is determined and established; Total Acreage Fifty (50) Acres

Twp.	Range	Sec.	NW $\frac{1}{4}$				NE $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NW $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NW $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NW $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NW $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
43 N	116 W	14									20								50

The right to water hereby confirmed and established is limited to irrigation and domestic purposes and the use is restricted to the place where acquired and to the purpose for which acquired; rights for irrigation not to exceed one cubic foot per second for each seventy acres of land for which appropriation is herein determined and established.

IN TESTIMONY WHEREOF, I Frank C. Emerson, President of the State Board of Control, have hereunto set my hand this 20th day of May, A.D. 1921, and caused the seal of said Board to be hereunto affixed.

ATTEST: (Sgd) Julia Bartlett Freedom, Secretary

(Sgd) Frank C. Emerson, President.

2 5 1 3 8

Water Certificate

State of Wyoming

to

Agricultural Dept. U. S. A.

STATE OF WYOMING)
COUNTY OF LINCOLN) SS

Filed for record in my office
this 1 day of June A. D.
1921 at 9:00 o'clock
A. M. and recorded in Book
1 Cert of Appr. Water
on page 405

MARGARET F. NICHOLSON

County Clerk and Ex-Officio
Register of Deeds

By _____ Deputy

INDEXED
ABSTRACTED
COMPARED

Agricultural Dept. U.S.A.
Forest Service
Jackson

\$1.00

C O P Y

EVANSTON Wyoming, August 10, 1920.

Agricultural Department

Jackson

The records of the State Engineer's Office show that the time for submitting final proof of appropriation of water for the irrigation of lands under the Beaver Creek Ditch, Permit No. 12,193 will expire February 14, 1921, according to the provisions of Chapter 18, Session Laws of Wyoming, 1919.

You are hereby notified that I will be at the following places on the dates specified for the purpose of taking proofs of appropriation and you may submit your proof by appearing before me.

In case final proof has already been submitted for all lands which have been irrigated within the time allowed by the said permit, you should ignore this notice.

In case the ditch proposed by the said permit has never been constructed, we would request that you notify the State Engineer's Office to that effect and ask for the cancellation of the permit.

Yours very truly,

M. I. McCuaig

Superintendent, Water Division No. 4-

C O P Y

THE STATE OF WYOMING
ENGINEER'S OFFICE
CHEYENNE

Cheyenne, Wyo., Nov. 4 - 19 15

Mr. Robt. Miller - Forest Supervisor
Forest Service, U. S. Dept. Agri.
Jackson, Wyo.

Dear Sir:

The notice of completion of the Beaver Creek Ditch, diverting
water from Beaver Creek, under the conditions of Permit No.
12193, has been received this day and the same has been made a
matter of record in this office.

Sincerely yours,

Jas. B. True
State Engineer.

C O P Y

THE STATE OF WYOMING
ENGINEER'S OFFICE
CHEYENNE

Cheyenne, Wyo., Jan. 16 1914 .

Forest Supervisor

Jackson, Wyo.

Dear Sir:

Inclosed you will find your permit, which has been approved and recorded. This is not a water right, but is, in a way, a contract between you and the State. It should be held by the owner of the lands to be irrigated and not disposed of in making final proof on desert land or for any other purpose. When the work has been completed the division superintendent will take proof and the Board of Control will issue a final certificate of appropriation, which corresponds to a land patent. Water belongs to the land it irrigates and not to the ditch or ditch owner. When the works are completed the State Engineer's office should be so notified on the attached stub. Should it be impossible for you to complete the work before the expiration of the time fixed in the permit, you should, if you have good reasons for so doing, apply to the State Engineer for an extension of time. All such requests must be received before the date of expiration, otherwise you will have to re-file and lose something in priority by your neglect.

Sincerely yours,

READ CONDITIONS OF PERMIT.

Adrian J. Parshall
State Engineer.

Jackson, Wyo., October 30, 1915

STATE ENGINEER'S OFFICE,
Cheyenne, Wyoming.

Dear Sirs:

I hereby notify you that the Beaver Creek Ditch, proposing to take water from Beaver Creek has been completed under the conditions of Permit No. 12,193, work having been concluded on the 20 day of August 1914.

(Signed) Robt. E. Miller

Forest Supervisor.
Forest Service, U. S. Dept. Agriculture.

C O P Y

The State Engineer's Office MUST BE NOTIFIED IMMEDIATELY when you complete
your Ditch

APPLICATION FOR A PERMIT TO DIVERT AND APPROPRIATE THE WATER OF THE
STATE OF WYOMING.

WATER DIVISION NO. 4

DISTRICT NO. 14

I, Robert E. Miller, Supervisor, Teton National Forest Reserve,
of Jackson, County of Lincoln, State
of Wyoming, being duly sworn according to law, upon my oath say:

1. The name of the applicant Agricultural Department U. S. A.

Forest Service

2. The postoffice address of the applicant Jackson, Wyoming.

3. The use to which the water is to be applied is irrigation and
domestic

4. The name of the ditch or canal is Beaver Creek Ditch

5. The source of the proposed appropriation is Beaver Creek

6. The headgate of the proposed ditch or canal is located Beginning at
the N.W. corner Sec. 18 T. 43 N. R. 115 W. Thence W. 5280 feet. Thence S. 2640
feet. Thence W. 3960 feet. Thence S. 400 feet. Thence W. 200 feet across
unsurveyed of Sections 13 and 14, Township 43 N., Range 116 W.

7. The said ditch or canal is to be _____ miles long and to pass
through the following lands (give route by courses and distances, or by
naming legal subdivisions crossed): The Headgate would be on the NW ⁴ SW ⁴
Sec. 14 if surveyed, and runs in a S.E. course across the NE ⁴ SW ⁴ -- the
SE ⁴ SW ⁴ and the SW ⁴ SE ⁴ of unsurveyed Sec. 14, T. 43 N., R. 116 W.

8. The dimensions of said works are: (2) (At headgate) Width on top
(at water-line) 3 feet; width on bottom 2 feet; depth of water 1 feet;
grade 6.75 feet per mile.

(b) Give dimensions at each point where reduced in size, stating
miles from headgate:

(At _____) Width on top (at water-line) _____ feet; width on bottom _____ feet;
depth of water _____ feet; grade _____ feet per mile.

(At) Width on top (at water-line) feet; width on bottom feet;
depth of water feet; grade feet per mile.

(At) Width on top (at water-line) feet; width on bottom feet;
depth of water feet; grade feet per mile.

9. Describe the character of proposed works, stating: 1st. The nature of the material to be moved. 2nd. number and length of tunnels, if any. 3rd. Amount of fluming, if any.

75% Soil. 10% Stones. 15% brush.

none.

none.

10. The estimated cost of said ditch is 100.00 Dollars.

11. The land to be irrigated has a total area of 50

acres, described as follows: (Give estimated acreage in fractions of

subdivisions)	<u>NE</u> ^{<u>1</u>}	<u>SW</u> ^{<u>1</u>}	Sec. <u>14</u> ,	T. <u>43</u> N.	R. <u>116</u> W.	<u>20</u> acres
	<u>SE</u> ^{<u>1</u>}	<u>SW</u> ^{<u>1</u>}	"	"	"	<u>15</u> "
	<u>SW</u> ^{<u>1</u>}	<u>SE</u> ^{<u>1</u>}	"	"	"	<u>15</u> "
						<u>50</u>

12. Construction will begin on proposed works on or before May 1, 1914.

13. The time required for the completion of ditches and other distributing works is 3 year from May 1, 1914.

14. The time required to complete the application of water to the beneficial use stated in this application is 4 year from May 1, 1914

15. A map of the proposed ditch or canal, prepared in accordance with Chapter 14, R.S. 1899, accompanies this application.

Signed: Robt. E. Miller, Forest Supervisor,
Teton Nat. Forest, Forest Service,
U. S. Department of Agriculture.

NOTE.- The statements in the foregoing application must comply with the requirements of Chapter 14, R. S. 1899.

THE STATE OF WYOMING,)
COUNTY OF Lincoln) ss.

I HEREBY CERTIFY that the foregoing application was signed in my presence
and sworn to before me by Robert E. Miller this 15 day of _____, 1913

Otho E. Williams

U. S. Commissioner

THE STATE OF WYOMING,)
STATE ENGINEER'S OFFICE) ss.

THIS IS TO CERTIFY that I have examined the foregoing application and have
returned the same without my approval for the following reasons: _____

Witness my hand this _____ day of _____, A. D. 19 _____

State Engineer.

THE STATE OF WYOMING,)
STATE ENGINEER'S OFFICE.) ss.

THIS IS TO CERTIFY that I have examined the foregoing application and do
hereby grant the same subject to the following limitations and conditions: _____

Construction of proposed work shall begin within one year from date of
approval.

The time for completing the work shall terminate on December 31, 1915

The time for completing the appropriation of water for beneficial use
shall terminate on December 31, 1917

The amount of the appropriation shall be limited to one cubic foot per
second of time for each seventy acres of land reclaimed on or before
December 31, 1917, and the additional volume used for Domestic
_____ purposes on or before said date.

Witness my hand this 13th day of January, A. D. 19 14

A. J. Parshall

State Engineer.

Agricultural Dept. U.S.A. Forest
Service.

92/215
Engineer's Form No. 1.

No. 12,193
APPLICATION FOR A PERMIT TO DIVERT
AND APPROPRIATE THE WATER OF THE
STATE OF WYOMING.

Division No. 4 District No. 11

THE STATE OF WYOMING,)
State Engineer's Office.) ss.
This instrument was received
and filed for record on the 5th
day of January, A.D. 1914,
at 9 o'clock A. M., and duly
recorded in Book 32 of
Applications, on page 278.

A. J. Parrshall.
State Engineer.

Fee \$2.00 pd. Maps filed.

PERMITS ARE VOID IF NOTICE OF
COMPLETION IS NOT RECEIVED
BEFORE THE EXPIRATION OF THE
SPECIFIED FOR COMPLETING THE
WORK.

C O P Y

THE STATE OF WYOMING
ENGINEER'S OFFICE
CHEYENNE

Cheyenne, Wyo., January 5 1914 .

Agricultural Dept. U.S.A.

Forest Service, Jackson, Wyo.

Dear Sir:

We have this day received your application proposing to divert water
from Beaver Creek through the Beaver Creek Ditch, and it
has been duly filed under the temporary number 92/215 and will be taken up
as soon as possible in regular order.

Sincerely yours,

Adrian J. Parshall
State Engineer.

Other Supporting Information

United States Department of Agriculture
Forest Service
Intermountain Region

C
O
P
Y

December 20, 1940.

Mr. Charles J. Smith,
Supt., Grand Teton National Park,
Moose, Wyoming.

Dear Mr. Smith:

Enclosed are the following "Certificates of Appropriation of Water" and related papers:

(1) Certificate of Appropriation of Water under Permit No. 12194 from Taggart Creek for 0.69 cu. ft. per sec. of water for Irrigation and Domestic purposes on 48 acres in the S $\frac{1}{2}$ of Sec. 14, T 43 N., R. 116 W.

(2) Certificate of Appropriation of Water under Permit No. 12193 from Beaver Creek for 0.71 cu. ft. per sec. of water for Irrigation and Domestic purposes on 50 acres in the S $\frac{1}{2}$ of Sec. 14, T. 43 N., R. 116 W. //

This water was formerly used by us on the Stewart Ranger Station Administrative Site, and since this area is now under your jurisdiction, it is felt that these certificates should be in your possession.

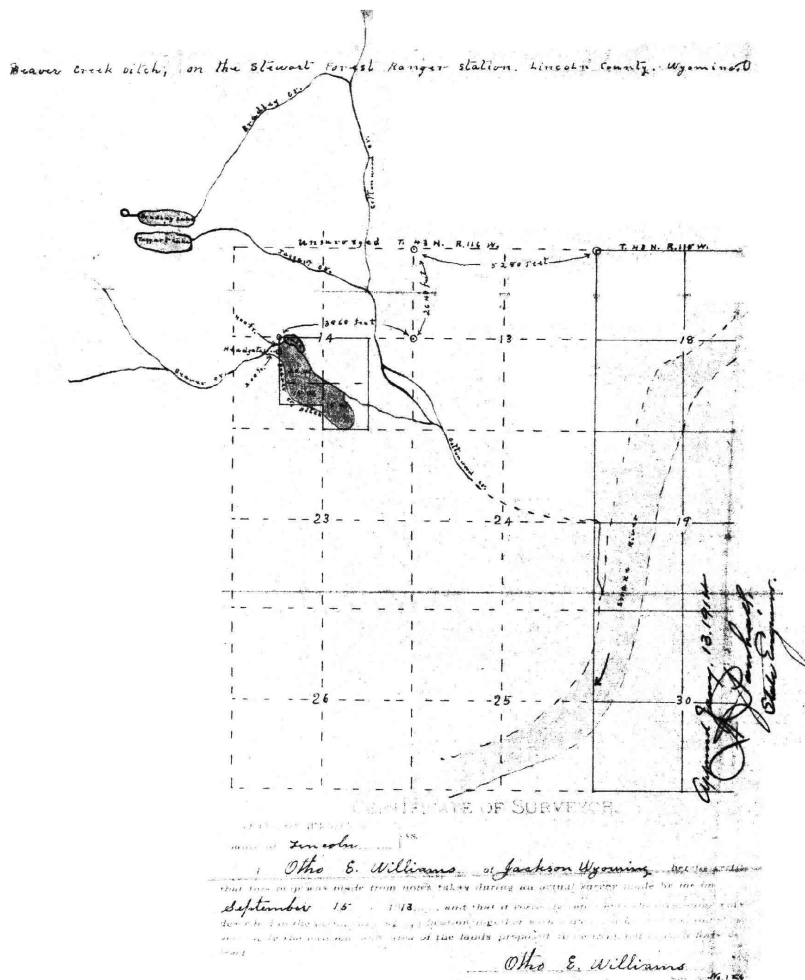
Very sincerely yours,

G. N. Woods, Regional Forester

by: W. L. Robb (sgd)

Acting

*Copy of this letter is in locked box
for part (1) above.
10/5/62*



Docket Information

Number of Documents in Docket 14

Documents Dated from 6/15/1913 to 9/14/1950

Docket Compiled: 4/4/2011