



WATER-RIGHT DOCKET

Lake Roosevelt National Recreation Area

Docket No: 2

ROOSEVELT LAKE, PJ O'BRIEN CLAIM

Preliminary Docket Information

00-00-0000: water docket information, coulee dam n.r.a.

WATER DOCKET INFORMATION

AREA COULEE DAM N.R.A.

DOCKET NO. 2

APPLICATION NO. 6896

PERMIT NO. 4459

CERTIFICATE NO. 2522

TITLE OF DOCKET ROOSEVELT LAKE- COLUMBIA RIVER

PRIORITY

REMARKS: Rights transferred from P.J. O'Brien



DANIEL J. EVANS
GOVERNOR

STATE OF WASHINGTON
Department of Conservation
H. MAURICE AHLQUIST, DIRECTOR
335 GENERAL ADMINISTRATION BUILDING
OLYMPIA

October 28, 1965

DIVISIONS:
RECLAMATION
FLOOD CONTROL
WATER RESOURCES
MINES AND GEOLOGY
COLUMBIA BASIN PROJECT
POWER RESOURCES
WEATHER MODIFICATION
SOIL & WATER CONSERVATION
COMMITTEE

Spencer

Manuel Morris
Acting Regional Chief
Division of Land and Water Rights
U. S. Department of the Interior
National Park Service, Western Region
450 Golden Gate Avenue, Box 36064
San Francisco, California 94102

Dear Mr. Morris:

Pursuant to your request of October 25, 1965, we are enclosing a copy of certificate of water right No. 2522 issued to P. J. O'Brien for appropriation of waters of the Columbia River (Roosevelt Lake). Through this certificate we consider that rights are established for the benefit of the described property for diversion of a maximum of 0.10 cubic foot per second for irrigation of 4 acres.

Should you have any questions concerning this certificate, please feel free to inquire.

Very truly yours,

DEPARTMENT OF CONSERVATION

Glen H. Fiedler

GLEN H. FIEDLER, Deputy Supervisor
Division of Water Resources

GHF:js

Enclosure

ASSIGNMENT

I, P. J. O'Brien of Kettle Falls, Washington
do hereby assign, transfer and set
over unto the United States of America of
Acting through the, National Park Service
all of my right, title and interest in and to Water Withdrawal Certificate
Number 2522 for the appropriation of waters of Franklin D. Roosevelt
Lake in Stevens County,
as said Certificate No. 2522 appears of record in the office of the
Supervisor of Hydraulics, Olympia, Washington.

Witness my hand this 20th day of April, 1949.

Signature

P. J. O'Brien

Subscribed and sworn to before me this

20th day of April, 1949.

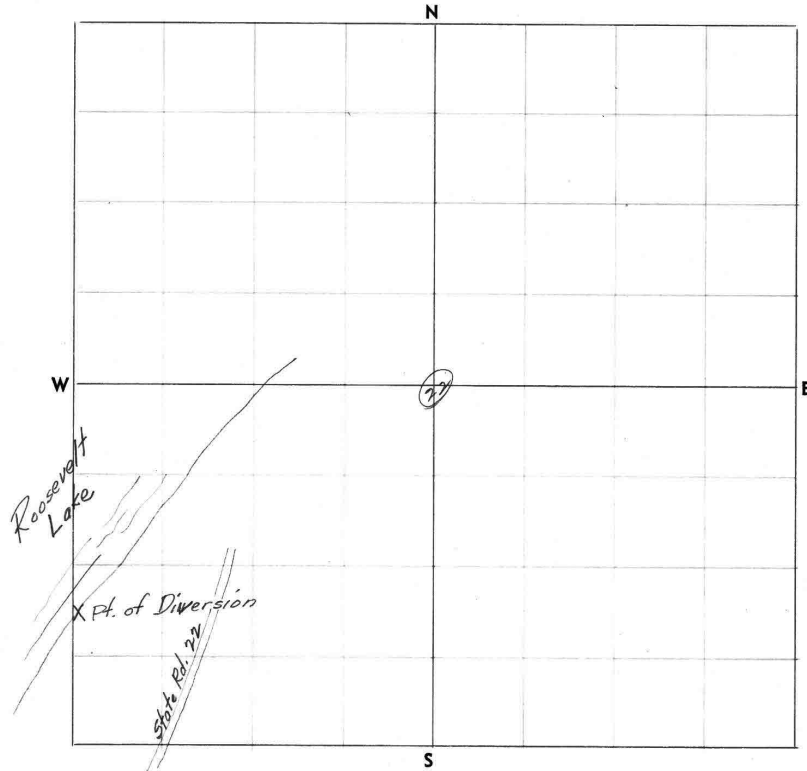
[Signature]

Notary Public in and for the State of
Wash. residing at Spokane

S. F. No. 1854-A-3-46-12M. 11474.

SECTION PLAT

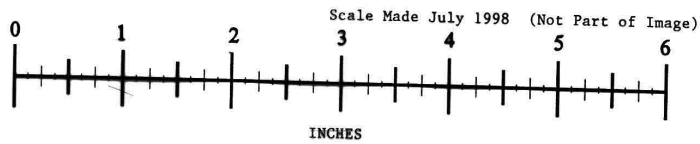
Sec. 22 Twp. 35 N. R. 37E



Be sure to show distance and bearing of point of diversion from nearest 40-acre corner. Also traveling directions from nearest town on main highway.

Scale: 1 inch = 800 feet.

P.J. O'Brien 6896 4459 2522



BACK OF ASSIGNMENT DOCUMENT

[Handwritten signature] 70-200

INDEXED ☒
RECORDED ☒
COMPILED ☒
FILED ☒

242664

242664

IN THE DISTRICT COURT OF THE STATE OF TEXAS,
County of Tarrant.

Know all men by these presents, that *[Handwritten name]* of the County of Tarrant, State of Texas, do hereby certify that the within and foregoing instrument is a true and correct copy of the original instrument as the same appears from the records of said County.

Witness my hand and seal of office this *22nd* day of *June*, 19*49* at *6* o'clock *PM* in the City of *Ft. Worth*, Texas.

[Handwritten signature]
County Clerk

MAILED 10 JUN 21 1949
F. W. HINKSTON
Auditor, Tarrant County, Texas

Mail to The State
National
Archives

456

ASSIGNMENT

I, P. J. O'Brien of Kettle Falls, Washington,
do hereby assign, transfer and set
over unto the United States of America of
Acting through the, National Park Service
all of my right, title and interest in and to Water Withdrawal Certificate
Number 2522 for the appropriation of waters of Franklin D. Roosevelt
Lake in Stevens County,
as said Certificate No. 2522 appears of record in the office of the
Supervisor of Hydraulics, Olympia, Washington.

Witness my hand this 20th day of April, 1949.

Signature

P. J. O'Brien
Subscribed and sworn to before me this
20th day of April, 1949.

W. B. Jones
Notary Public in and for the State of
Wash. residing at Spokane

[Handwritten signature]

INDEXED ☒
RECORDED ☒
COMPALED ☒
Filed ☒

242664

2015 JUN 24

STATE OF Washington
County of Stevens

This certificate of the foregoing was filed for record
in the Auditor's office of said County on the 23rd
day of June 1949 at 8
o'clock and A. M. at the request of
National Park Service
recorded in book F of records of Water Rights
Stevens County, Washington on page 229
June 24 1949
G. M. INKSTER
Auditor, Stevens County, Wash.
[Signature]
Deputy

Mail to The Superintendent
National Park Service
Coulee Dam, Wash.

45E

Permit No. 4459

Certificate of Water Right

Recorded in the office of State Supervisor
of Hydraulics, Olympia, Washington, in
Book No. 6 of Water Right
Certificates, on Page 2522, on
the 29th day of June,
19 46

STATE OF WASHINGTON, }
County of _____ } ss.

I certify that the within was received
and duly recorded by me in Volume _____
of Book of Water Right Certificates, Page
_____ on the _____ day of
_____, 19 _____

STATE PRINTING PLANT, OLYMPIA, WASHINGTON

STATE OF WASHINGTON, COUNTY OF Stevens

CERTIFICATE OF WATER RIGHT

(In accordance with the provisions of Chapter 117, Laws of Washington for 1917, and amendments thereto, and the rules and regulations of the State Supervisor of Hydraulics thereunder.)

This is to certify, that P. J. O'BRIEN
 of Kettle Falls, State of Washington, has made
 proof to the satisfaction of the State Supervisor of Hydraulics of Washington, of a right to the use of
 the waters of Roosevelt Lake, a tributary of Columbia River,
 with point or points of diversion within the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of
Sec. 22, Twp. 35 N., Range 37 E., W. M., for the purposes of
irrigation
 under Appropriation Permit No. 4439 issued by the State Supervisor of Hydraulics, and
 that said right to the use of said waters has been perfected in accordance with the laws of Washington,
 and is hereby confirmed by the State Supervisor of Hydraulics of Washington and entered of record in
 Volume 6, at Page 2522, on the 29th day of June, 1946, that
 the right hereby confirmed dates from February 13, 1946; that the amount of water to
 which said right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount
 actually beneficially used for said purposes, and shall not exceed
0.10 of a cubic foot per second.

A description of the lands under such right to which the water hereby confirmed is appurtenant,
 and the place where such water is put to beneficial use, is as follows:

PLACE OF USE			LEGAL SUBDIVISION	FOR IRRIGATION	
Section	Township	Range		No. Acres Described in Permit	No. Acres Actually Irrigated
<u>22</u>	<u>35 N.</u>	<u>37 E.W.M.</u>	<u>Land described below</u>	<u>4.95</u>	<u>4</u>

A tract of land lying within SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 22, Twp. 35 N., Rge. 37 E.W.M., described as follows: Beginning at a point 478.7 feet East and South 1°20' East 458.4 feet of the Northwest corner of SW $\frac{1}{4}$ of Sec. 22; thence South 15°28' West 492.6 feet; thence South 56°15' West 160.8 feet; thence North 76°43' West 227 feet; thence North 10°18' East 129.5 feet; thence North 1°43' West 134 feet; thence North 9°15' East 129.6 feet; thence North 29°40' East 127.3 feet; thence North 39°14' East 195.2 feet; thence North 4°30' East 64.9 feet; thence South 60°37' East 121.2 feet; thence South 53°00' East 189.3 feet; thence South 2°15' East 34.1 feet to point of beginning, excepting therefrom a strip of land 33 feet wide along West boundary being a part of Reclamation Irrigation District right of way; also excepting any portion thereof required for re-location of Primary State Highway No. 22.

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, except as provided in Sections 6 and 7, Chapter 122, Laws of 1929.

WITNESS the seal and signature of the State Supervisor of Hydraulics affixed this 29th day
 of June, 1946

[Signature]
 State Supervisor of Hydraulics.

ENGINEERING DATA
 O.K. 7/2/46

C O P Y

Form 10, S. F. No. 376-10-46-1M, 13383.

STATE OF WASHINGTON
DEPARTMENT OF CONSERVATION AND DEVELOPMENT
Division of Hydraulics

Permit to appropriate Public Waters of the State of Washington

Book No. 16 of Permits, on Page 4459 Under Application No. 6896

P. J. O'BRIEN

of Kettle Falls, Washington

is hereby granted a permit to appropriate the following described public waters of the State of Washington, subject to existing rights and to the following limitations and provisions: Permittee shall construct and maintain at his own expense a weir, or other suitable device, for measuring any water granted herein for irrigation purposes and such appropriation shall be subject to a reasonable rotation system if ordered by the State Supervisor of Hydraulics; and it is further provided that Permittee, in the use of water under this permit, shall comply with all the laws of the Departments of Fisheries and Game in accordance with Chap. 127, Laws of 1939, and all regulations and laws hereafter enacted.

It is provided that permittee protect his intake with a screen having a mesh of not less than six per inch.

Priority date of this permit is February 13, 1946

Source of the proposed appropriation is Roosevelt Lake

tributary of Columbia River

The quantity of water appropriated shall be limited to the amount which can be beneficially applied and not to exceed 0.10 cubic feet per second, or its equivalent in case of rotation, to be used for the following purposes:

irrigation

as more definitely set out below.

The approximate point of diversion is located at shore line of Roosevelt Lake
990 feet North by Northeast from Southwest corner of Section 22

being within SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 22, Twp. 35 N., Rge. 37 E.W.M.,
county of Stevens.

The use, or uses, to which water is to be applied:

FOR DOMESTIC SUPPLY AND MISCELLANEOUS USES: _____ cubic feet per second during entire
year for _____ to be used

within _____ Sec. _____, Twp. _____ N., Rge. _____ W.M.
during irrigation season

FOR IRRIGATION: 0.10 cubic feet per second, ~~from~~ / ~~xxx~~

each year, for irrigation of 4.95 acres, described as follows: A tract of land lying within SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 22, Twp. 35 N., Rge. 37 E.W.M. described as follows: Beginning at a point 478.7 ft. E. and S. 1°20' E. 458.4 ft. of the NW corner of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 22; thence S. 15°28' W. 492.6 ft. thence S. 58°15' W. 160.8 ft; thence N. 76°43' W. 227 ft; thence N. 10°18' E. 129.5 ft; thence N. 1°48' W. 134 ft; thence N. 9°15' E. 129.6 ft; thence N. 29°40' E. 127.3 ft; thence N. 39°14' E. 195.2 ft; thence N. 4°30' E. 64.9 ft; thence S. 60°37' E. 121.2 ft; thence S. 53°00' E. 189.8 ft; thence S. 1°15' E. 34.1 ft. to point of beginning, excepting therefrom a strip of land 33 ft. wide along W. boundary being a part of Fruitland Irrigation District right of way; also excepting any portion thereof required for re-location of Primary State Highway #22.

FOR POWER: cubic feet per second continuously each year. Total power to be developed theoretical horse power. Total fall to be utilized feet.
 Nature of works by means of which power is to be developed.....
 Works to be located in Sec., Twp. N., Rge. W. M.,
 Water to be returned to
 Point of return Sec., Twp. N., Rge. W. M.,
 Use to which power is to be applied.....
 FOR MUNICIPAL SUPPLY: cubic feet per second during entire year to supply.....

DESCRIPTION OF DIVERSION WORKS

Height of dam ft.; Length on top ft.; Length on bottom ft.
 Material to be used and character of construction.....
 Description of headgate.....

CANAL SYSTEM

AT HEADGATE: Width on top (at water line) ft.; Width on bottom ft.;
 Depth of water ft.; Grade ft. fall per one thousand feet.
 AT MILES FROM HEADGATE: Width on top (at water line) ft.; Width on
 bottom ft.; Depth of water ft.; Grade feet per one thousand feet.

(Please read carefully provisions below)

Construction work shall begin on or before April 1, 1947
 and shall thereafter be prosecuted with reasonable diligence and completed on or before
 April 1, 1948
 and complete application of water to proposed uses shall be made on or before
 October 1, 1948

Given under my hand and the seal of this office at Olympia, Washington, this 26th day of
 April, 1946.

/s/ Rodney Ryker
 State Supervisor of Hydraulics.

SEAL

Before your certificate of water right is issued it will be necessary to file with the State Supervisor of Hydraulics each of the following reports:

1. Notice of Beginning of Construction.
2. Notice of Completion of Construction.
3. Notice of Complete Application of Water to a Beneficial Use.
4. Proof of Appropriation of Water.

Upon a satisfactory showing that the appropriation has been perfected as provided by statute the State Supervisor of Hydraulics will issue a water right certificate.

(Blanks will be furnished by the Office of the Supervisor of Hydraulics)

Application No. 6896

Permit No. 4459

PERMIT

To Appropriate Public Waters of the
State of Washington

County Stevens

Issued to P. J. O'Brien

of Kettle Falls, Washington

STATE PRINTING PLANT

INSTRUCTIONS

This permit is not a final water right but a license to proceed with construction and use the water, under the provisions of the permit, pending the time that the final certificate of water right is issued.

Actual construction work must be commenced, the project must be completed, and water put to beneficial use within the time fixed by the permit. The times for commencement and completion will be found on the second page of this permit.

Accompanying this permit is a blank for making report of beginning of construction and thereafter blanks, as listed on the back of the permit, will be furnished you and must be filled out and filed in this office as the work progresses. *Failure to file the required notices or to comply with the provisions for protection of fish life may result in cancellation of the permit.*

Should it be impossible for you to begin or to complete the work before the expiration of the time fixed in the permit, you should make application to the Supervisor of Hydraulics for an extension of time, stating reasons why such an extension is needed.

Any assignment of this permit must be in writing and must be recorded in this office in order to be valid. There is a statutory fee of \$2.00 for recording assignments.

This permit is issued subject to vested rights and all beneficial uses made of the water prior to the date of filing of the application for this permit, and it should be understood that the diversion must be so regulated that it will not injuriously affect such prior rights.

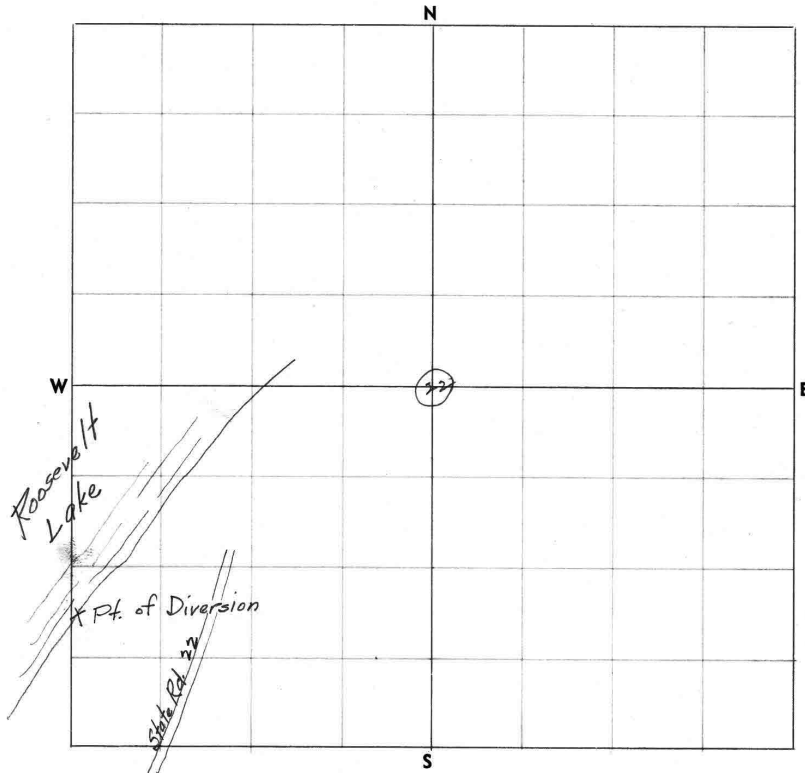
When all of the water has been put to the beneficial use or uses set out in the permit and all notices filed "Certificate of Water Right" will be issued. *Such certificate gives final title to the water granted.*

RODNEY RYKER,
State Supervisor of Hydraulics.

S. F. No. 1854-A-3-46-12M. 11474.

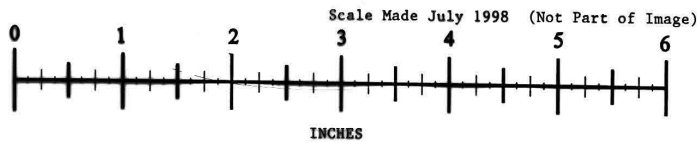
SECTION PLAT

Sec. 22 Twp. 35 N. R. 37E



Be sure to show distance and bearing of point of diversion from nearest 40-acre corner. Also travelling directions from nearest town on main highway. Scale: 1 inch = 800 feet.

P. J. O'Brien 6896 4459 2522



INCHES

Other Supporting Information

December 9, 1965

154-SLW

Coulee Dam

DEC 10 1965
CHF
ADM
P & P
ARCH
ENGR <i>WLM</i>
L.A.
CH.M.P.
CONTR
SECTY
ELEC
ACTION TAKEN - DATE

Memorandum

To: Director

From: Assistant Regional Director, Operations, Western Region

Subject: Water Rights Docket No. 2, Coulee Dam

In reference to your memorandum of November 24, we confirm that State of Washington Water Right No. 2522 dated June 29, 1946 was assigned to the United States coincident to our acquisition of Mr. O'Brien's land.

R. B. Moore

cc:
Superintendent, Coulee Dam with
copy of incoming
Chief, WOBC (2) ✓



IN REPLY REFER TO:

L54-SLW

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
WASHINGTON, D.C. 20240

November 24, 1965

RECEIVED
U.S. DEPARTMENT OF THE INTERIOR

NOV 24 1965

Mr. Tolson	
Mr. DeLoach	
Mr. Mohr	
Mr. Bishop	
Mr. Casper	
Mr. Callahan	
Mr. Conrad	
Mr. Felt	
Mr. Gale	
Mr. Rosen	
Mr. Sullivan	
Mr. Tavel	
Mr. Trotter	
Tele. Room	
Mr. Holmes	
Miss Gandy	

8/1/66

Hamilton EK
Morris

Memorandum

To: Regional Director, Western Region
From: Chief, Branch of Water Resources
Subject: Water Rights Docket No. 2, Coulee Dam

We have received the Director's copy of Mr. Morris' transmittal of a State Water Right Certificate No. 2522, dated June 29, 1946, which was accompanied by a letter from the State Department of Conservation dated October 28, indicating that this is a right in good standing in the name of P. J. O'Brien.

The contents of Docket 2 which, upon your request were transmitted on November 8, include an assignment by Mr. O'Brien of his rights under this same certificate number, in 1949, to the United States, duly recorded in Book F, Page 329, of the County of Stevens records.

It is our understanding that this took place coincident to our acquiring Mr. O'Brien's land.

Edwin W. Reed
Edwin W. Reed

cc:
Chief, WODC (2)

potter v. [unclear] 1/25/66

W Rupp
gwr
10/21

October 14, 1965

154-SLW

Memorandum

To: Regional Director, Western Region
From: Chief, Branch of Water Resources
Subject: Alien Water Right Docket No. 5, Coulee Dam

In reply to Mr. Fegerlund's memorandum of October 7 on the apparent missing Alien Water Right No. 5 there is enclosed a copy of Mr. Dunn's memorandum of July 27, 1949, which officially converted that folder to Federal Docket No. 2, then referred to as Deed 2.

This was occasioned by Mr. P. J. O'Brien relinquishing his water rights under Certificate No. 2522 and assigning them to the United States Government.

It is assumed you have this docket but that you would not have a ready means of identifying it at this late date until advised, but should it also be missing from your files we can reproduce it upon request.

SIGNED

E. W. Reed

Enclosure

cc:
Superintendent, Coulee Dam } 10/21
Chief, WODC (2)
Mr. Reed - SLWW
GWRobertson:ljc

Copy



UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE

IN REPLY REFER TO:

December 7, 1951

L54 COUL

Memorandum

To: Superintendent, Coulee Dam

From: Regional Chief of Lands

Subject: Transmittal of Water Right Dockets, Coulee Dam
Recreational Area

In conformity with the new Water Rights filing procedure, there are attached original water rights assemblies for Dockets No 1 and 2, replacing Deeds 1 and 2.

The attached copy of Washington Office memorandum of November 30 request that you remove Deeds 1 and 2 and substitute Docket 1 and 2. The former deeds, it is suggested to destroyed or kept in a separate file.

B.F. Manbey
Regional Chief of Lands

Attachments 3

Copy to: The Director

STANDARD FORM NO. 64

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Siler.

DATE: Sept. 20, 1949

FROM : Mr. Dunn.

SUBJECT: Coulee Dam Deed 2.

Filed 9/21

I am returning the assignment by P. J. O'Brien to the United States with a copy of memorandum of May 20 to Regional Director, Region Four, explaining that the Alien Water Right No. 5 has been changed to Deed No. 2. You should change your records to show that the Alien Water Right No. 5 is now Coulee Deed 2 and insert the assignment therein. It might also be well to change form L-3 accordingly. If there is any further question, I shall be glad to have you call me.

A. van V. Dunn
A. van V. Dunn
Chief, Water Resources Branch

Attachments

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
REGION FOUR
SAN FRANCISCO, CALIFORNIA
180 New Montgomery Street

L54 COUL

Dunn
Und

August 2, 1949

Memorandum

To: Superintendent, Coulee Dam
From: Regional Chief of Land and Recreational Planning
Subject: Assignment of Water Rights under Certificate 2522, Coulee
Dam Recreational Area

Attached is copy of a photostatic copy of an Assignment from P. J. O'Brien to the United States covering his right in the above-mentioned Water Withdrawal Certificate. Also enclosed is copy of Mr. Dunn's memorandum (L54 COUL) of transmittal dated July 27. Mr. Dunn requests that the attached be filed under Deed No. 2 (formerly Alien Water Right No. 5).

/s/ Raymond E. Hoyt

Raymond E. Hoyt
Regional Chief of Land and
Recreational Planning

Attachments 2

Copy to: */* The Director





ADDRESS:
THE DIRECTOR, NATIONAL PARK SERVICE

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
WASHINGTON

In reply refer to:
L54 COUL

25, D. C.

July 27, 1949

Memorandum

To: Regional Director, Region Four
From: Chief, Water Resources Branch
Subject: Assignment of water rights under Certificate 2522,
Coulee Dam Recreational Area

We enclose two copies of an assignment of water rights
at Coulee Dam Recreational Area under Certificate No. 2522 from
P. J. O'Brien to the United States. These should be inserted
in Coulee Dam Recreational Area Deed 2, formerly Allen Water
Right No. 5. By memorandum of May 20 we requested that the
deed number be assigned to this assembly.

(SGD.) A. VAN V. DUNN

A. van V. Dunn
Chief, Water Resources Branch

Attachments 2

In duplicate

AvanVDunn:sh

Docket Information

Number of Documents in Docket 21
Documents Dated from 2/13/1946 to 2/13/1946
Docket Compiled: 4/21/2011