



WATER-RIGHT DOCKET

Mount Rainier National Park

Docket No: 19

PARADISE WATER SYSTEM. EDITH CREEK

Preliminary Docket Information

00-00-0000: water docket information

W A T E R D O C K E T I N F O R M A T I O N

A R E A MT. RAINIER N P

DOCKET NO. #19

APPLICATION NO. 5971

PERMIT NO. 15/3815

CERTIFICATE NO.

TITLE OF DOCKET PARADISE WATER SYSTEM

PRIORITY 1944

REMARKS:

S. F. No. 369—OS—7-67.

CERTIFICATE RECORD No. 21, PAGE No. 10164STATE OF WASHINGTON, COUNTY OF Pierce**CERTIFICATE OF SURFACE 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 Department of Water Resources thereunder.)

This is to certify that UNITED STATES DEPARTMENT OF THE INTERIOR, NATIONAL PARK SERVICE
of Longmire, State of Washington, has made
proof to the satisfaction of the Department of Water Resources of Washington, of a right to the use
of the waters of Edith Creek, a tributary of Paradise River,
with point or points of diversion within the S $\frac{1}{2}$ SE $\frac{1}{4}$
(unsurveyed)
Sec. 12, Twp. 15 N., R. 8 E. / W. M., under and subject to provisions contained in
appropriation Permit No. 3815 issued by the Department of Water Resources, 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 Department of Water Resources of Washington and entered of
record in Volume 21, at Page 10164, on the 29th day of December, 1967
that the priority date of the right hereby confirmed is February 28, 1944; that the
amount of water under the right hereby confirmed, for the following purposes is limited to an amount
actually beneficially used and shall not exceed 0.50 cubic foot per second, 90 acre-feet per year
continuously during entire year for community domestic supply; 0.17 cubic foot per second,
non-consumptive, continuously during entire year for recreation, and for fire protection
as needed.

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

S $\frac{1}{2}$ N $\frac{1}{2}$ and S $\frac{1}{2}$ Sec. 13 (unsurveyed); and N $\frac{1}{2}$ Sec. 24 (unsurveyed); All in T. 15 N.,
R. 8 E.W.M., being within the boundaries of Mount Rainier National Park.

RECEIVED
MOUNT RAINIER NATL PARK
JUN 8 AM 8:50
JUL 11/68

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.

This certificate of surface water right is specifically subject to relinquishment for nonuse of water
as provided in Section 18, Chapter 233, Laws of 1967.

WITNESS the seal and signature of the Assistant Director, Division of Water Management,
Department of Water Resources affixed this 29th day of December, 1967



And D. G. Hahn Deputy Director

Filed for record Jan 2 1968 For
Request of National Park Service
JACK W. SCHNITAG Pierce Co. Auditor

Assistant Director
Division of Water Management
Department of Water Resources

**Certificate of Surface
Water Right**

222152
Permit No. 3815

Recorded in the Department of Water

Resources, Olympia, Washington, in Book

No. 21 of Water Right

Certificates, on Page 10164, on

the 29th day of December,

1967.

STATE OF WASHINGTON,

County of Snohomish,

I certify that the within was received

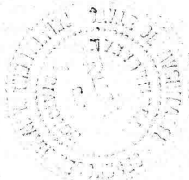
and duly recorded by me in Volume

of Book of Water Right Certificates, Page

on the day of

1967.

Noted & Approved
Noted & Approved
Empire State
78397



Proof of Appropriation of Water

- #19
- Application No. 5971 Permit No. 3815
1. Name of Permittee United States of America, Department of the Interior
National Park Service, Mount Rainier National Park
 2. Postoffice address Longmire, Washington 98397
 3. Source of appropriation Two branches of Edith Creek a tributary of Paradise River.
 4. Name or number of works (if any) Paradise water intake.
 5. For what purpose or purposes is water used? Domestic, recreational and fire protection.
 6. Give date of beginning of construction 1916
 7. Give date of completion of construction work, including water distribution system 8/2/63
 8. Give date when water was completely applied to proposed use 7/1/66
 9. If used for irrigation:
Give number of acres described in permit None
Give number of acres actually irrigated None
 10. If used for power: HP actually developed None
 11. LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS USED:
S½ N½ & S½ Sec. 13, T. 15 N., R. 8E., W.M. and N½ Sec. 24, T. 15 N., R. 8E., W.M.
within the boundaries of Mount Rainier National Park.
 12. During what months is water used? January 1 through December 31.
 13. Does map filed with your application show correctly the location of well or point of diversion for withdrawal of water, and area of land where water is used? Yes
 14. If the dimensions, location or type of structure do not correspond to those described in your permit, state what changes have been made, giving dimensions, etc. No change in diversion structure.
 15. Actual measured discharge or diversion of permanent system: Est. 300 gpm (gpm or cfs)

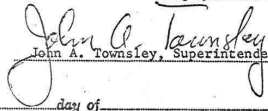
(Sign certification on reverse side)

STATE PRINTING PLANT  OLYMPIA, WASHINGTON

STATE OF WASHINGTON,
County of Pierce } ss.

I, John A. Townsley, being first duly sworn, depose and say that I have read the above and foregoing proof of appropriation; that I know the contents thereof; and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 13th day of November, 19 67.


John A. Townsley, Superintendent

Subscribed and sworn to before me this _____ day of _____, 19____

Notary Public.

Mt. Rainier - Dec. 21

Notice of Completion of Construction

United States of America, Department of the Interior,
National Park Service, by John C. Preston,
I, Superintendent of Mt. Rainier National Park, the holder of Permit No. 3815

issued by the State Supervisor of Hydraulics of the State of Washington for the appropriation of
1.5 second-feet of the unappropriated waters of two branches of Edith Creek, in
accordance with the tenor of such permits and the limitations endorsed therein by the State Supervisor
of Hydraulics, have completed the construction of the works described therein, ^{before} on the 31st day of
October, 1939.

Remarks: This system, as constructed, has full diversion capacity, and water has
been used from it in increasing amounts since the spring of 1917. Full beneficial use,
however, is dependent on anticipated increases in public attendance in the future in
the area.

IN WITNESS WHEREOF, I have hereunto set my hand this 19th day of June, 1944

(SGD. JOHN C. PRESTON
(Signature of Applicant)

Mt. Rainier National Park, Longmire, Washington.
(Present Address)

Notice of Beginning of Construction

United States of America, Department of the Interior, National Park
I, Service, by John C. Preston, Superintendent of Mt. Rainier National Park,
the holder of Permit No. 3815 issued by the Supervisor of Hydraulics of the
State of Washington for the appropriation of 1.5 second-feet of the
unappropriated waters of Edith Creek tributary of
Paradise River, in accordance with the tenor of such
permit and the limitations endorsed thereon by the Supervisor of Hydraulics,
began the actual construction of the works described therein ^{before} ~~on~~ the 31st
day of December, 19 16.

The nature and the amount of construction work already done is as follows:

PER CENT COMPLETED:

Clearing 100 %; Material in place 100%; Excavation 100 %; Structure 100 %.

Any additional information which may tend to show good faith in the prosecution of the work: This pipe line was reconstructed as it now exists, in 1939.

IN WITNESS WHEREOF, I have hereunto set my hand this _____ day of
JUN 5 1944, 19____.

(SGD. JOHN C. PRESTON) Mt. Rainier National Park, Longmire, Washington.
(Signature of applicant) (Present address)

Mt Rainier - Dec 21

Form 10. S. F. No. 378-7-26-40-3M. 19676.

STATE OF WASHINGTON
DEPARTMENT OF CONSERVATION AND DEVELOPMENT
Division of Hydraulics

Permit to Appropriate Public Waters of the State of Washington

Book No. 15 of Permits, on Page 3815 Under Application No. 5971

~~United States of America, Department of the Interior, National Park Service,~~
by John C. Preston, Superintendent of Mount Rainier National Park
of Longmire, 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.

Priority date of this permit is February 28, 1944

Source of the proposed appropriation is Two branches of Edith Creek,
tributary of Paradise River

The quantity of water appropriated shall be limited to the amount which can be beneficially applied and not to exceed 1.5 cubic feet per second, or its equivalent in case of rotation, to be used as set out below:

The approximate point of diversion is located (a) Main diversion on east branch of Edith Creek, N. 51°27' E. 25,865 ft. from SE corner of Sec. 39, Twp. 15 N., Rge. 8 E. W. M. (b) Power diversion on west branch of Edith Creek N. 51°01' E. 25,682 ft. from said SE corner of Sec. 29

being within approximate S. of SE 1 Sec. 12, Twp. 15 N., Rge. 8 E. W. M.,
(unsurveyed)
county of Pierce

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

FOR DOMESTIC SUPPLY AND MISCELLANEOUS USES: 1.25 cubic feet per second during entire year for Domestic, recreational and fire protection purposes to be used within approximate S. of N. & S. Sec. 13 and Sec. 24, Twp. 15 N., Rge. 8 E. W. M. (unsurveyed)

FOR IRRIGATION: cubic feet per second, from to each year, for irrigation of acres, described as follows:

For Power: 0.25 cubic feet per second continuously each year. Total power to be developed 0.2 theoretical horse power. Total fall to be utilized 30 feet.
Nature of works by means of which power is to be developed _____

Works to be located in SE1 of SE1 Sec. 12, Twp. 15 N., Rge. 8 E. W. M.

Water to be returned to Smith Creek

Point of return SE1 of SE1 Sec. 12, Twp. 15 N., Rge. 8 E. W. M.

Use to which power is to be applied to chlorinate the domestic water supply in the 3" pipe from the other diversion
For MUNICIPAL SUPPLY: _____ cubic feet per second during entire year to supply _____

DESCRIPTION OF DIVERSION WORKS

Height of dam 7.5 ft.; Length on top 75 ft.; Length on bottom 55 ft.

Material to be used and character of construction masonry with waste over top. The dam for chlorinator diversion is similar, but only 3 ft. in height and about 20 ft. long.

Description of headgate. Concrete intake box 4' x 4' with 2' x 3' intake, 3/4" grill openings 0.5" x 30", discharging into 8" diversion pipe. The screened end of 4" pipe serves as chlorinator 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.

(c) The main diversion pipe is 8" in diameter, 480 ft. in length, of steel, with grade of 43.8 ft. per 1000 ft. The chlorinator diversion pipe is 4" in diameter, 260 ft. in length, of steel, with grade of 115 ft. per 1000 ft. (Please read carefully provisions below)

Construction work shall begin on or before Already started

and shall thereafter be prosecuted with reasonable diligence and completed on or before _____

Completed

and complete application of water to proposed uses shall be made on or before _____

October 1, 1945

Given under my hand and the seal of this office at Olympia, Washington, this 18th day of

May, 1944

Charles C. Cuthbert
State Supervisor of Hydraulics.

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.*

CHAS. J. BARTHOLET,
State Supervisor of Hydraulics.

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.—5772—
Permit No.—215—

PERMIT
To Appropriate Public Waters of the
State of Washington

County—Tulsa—
Issued to—J. C. McManus, D. C.
of—Tulsa, Oklahoma—

This instrument was first received in the
office of the State Supervisor of Hydraulics,
Olympia, Wash., on the—11— day of
—January—, 19—
at—11:30— o'clock—A. M.—

Approved—J. C. McManus, D. C.—
Recorded in Book No.—15— of
Permits, on page—3815—

State of Washington
State Supervisor of Hydraulics.

U. S. DESIGN, PUBLIC DOMAIN.

Affidavit of Publication

THE CHEHALIS ADVOCATE
STATE OF WASHINGTON, } ss.
COUNTY OF LEWIS

George B. Hayden, being first duly sworn on oath before me, the undersigned, a Notary Public in and for the State of Washington, deposes and says that he is Publisher of THE CHEHALIS ADVOCATE, a weekly newspaper, which has been established, published in the English language, and circulated continuously as a weekly newspaper in the City of Chehalis, and in said County and State, and of general circulation in said county for more than six (6) months prior to the date of the first publication of the Notice hereto attached, and that the said Chehalis Advocate was on the 3rd day of July, 1941, approved as a legal newspaper by the Superior Court of said Lewis County, as provided in Chapter 213, Session Laws of 1941, and that the annexed is a

true copy of a Right of Diversion as it was published in regular issues (and not in supplement form) of said newspaper once each week for a period of 6 consecutive weeks, commencing on the

30 day of March, 1944

and ending on the 6 day of April, 1944, both dates inclusive, and that such newspaper was regularly distributed to its subscribers during all of said period. That the full amount of the fee charged for the foregoing publication is the sum of \$ 6.15 at the rate of \$1.40 a hundred words for the first insertion, and 80 cents a hundred words for each subsequent insertion.

George B. Hayden Publisher

Subscribed and sworn to before me this 8 day of April, 1944

Mari C. Johnson Notary Public in and for the State of Washington, Residing in Chehalis.

NOTICE OF WATER RIGHT APPLICATION NO. 5071

State of Washington, Office of the Supervisor of Hydraulics, Olympia.

To Whom It May Concern: Notice is hereby given that the United States of America, Dept. of the Interior, National Park Service, by John C. Preston, Supt. of Mount Rainier National Park, Longmire, Washington, under date of February 28, 1944, filed an application for a permit to divert, subject to existing rights, public waters of two branches of Edith Creek, tributary of Paradise River, in the amounts of 1.25 second-feet for domestic, recreational and fire protection purposes and 0.35 second-feet for power purposes, from Jan. 1 to December 31 of each year, the proposed point of diversion to be located within the approximate SE $\frac{1}{4}$ of Sec. 12, Twp. 15 N., Rge. 8 E. W. M. (unsurveyed), Pierce County, Washington, said water to be used within SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 13, and NE $\frac{1}{4}$ of Sec. 24, Twp. 15 N., Rge. 8 E. W. M., in Pierce and Lewis counties.

A map showing the location and plan of said diversion and places of use is on file in the office of the State Supervisor of Hydraulics, Olympia, Washington, together with such other information as is required by law.

Any person, firm or corporation whose right will be injuriously affected by said application may file with the Supervisor of Hydraulics, at Olympia, Washington, such objections or representations, in writing, as he may desire to make, within thirty (30) days after date of last publication, which date is April 6.

Witness my hand and official seal this 15th day of March, 1944.

CHAS. J. BARTHOLET,
Supervisor of Hydraulics.
March 30, April 6.

AFFIDAVIT OF PUBLICATION

No.

STATE OF WASHINGTON }
COUNTY OF PIERCE } ss.

NOTICE OF WATER RIGHT APPLICATIONS NOS. 5969, 5970 AND 5971.

State of Washington, Office of Supervisor of Hydraulics, Olympia.
TO WHOM IT MAY CONCERN:
Notice is hereby given that the United States of America, Department of the Interior, National Park Service, by John C. Preston, Superintendent of Mount Rainier National Park, Longmire, Washington, on February 28, 1944, filed with the State Supervisor of Hydraulics, Olympia, Washington, applications for permits to divert, subject to existing rights, public waters of the State of Washington, in Pierce County, as follows:

Application No. 5969 for appropriation of 0.1 second-foot of waters of two unnamed streams, tributary of Nisqually River, from January 1 to December 31 of each year for supplemental supply for domestic, recreational, fire protection, irrigation and stock watering purposes, the proposed points of diversion to be within NW $\frac{1}{4}$ of SE $\frac{1}{4}$ and SE $\frac{1}{4}$ of NE $\frac{1}{4}$, respectively of Sec. 34, Twp. 15 N., Rge. 7 E. W. M. Application No. 5970 for appropriation of 0.05 second-foot of the waters of an unnamed tributary of Fish Creek, tributary of Tahoma Creek, from May 1 to November 1 of each year for domestic and recreational purposes, the proposed point of diversion being within the approximate NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 19, Twp. 15 N., Rge. 7 E. W. M. (unsurveyed); and Application No. 5971 for appropriation of waters of two branches of Edith Creek, tributary of Paradise River, from January 1 to December 31, inclusive, each year, in the amount of 1.25 second-foot for domestic purposes, and 0.25 second-foot for power purposes, the proposed point of diversion being within the approximate SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 12, Twp. 15 N., Rge. 8 E. W. M.

Maps showing the locations and plan of said diversions and places of proposed use are on file in the office of the State Supervisor of Hydraulics, Olympia, Washington, together with such other information as is required by law.

Any person, firm or corporation whose right will be injuriously affected by said applications may file with the State Supervisor of Hydraulics, at Olympia, Washington, such objections or representations, in writing, as he may desire to make, within thirty (30) days after date of last publication, which date is April 1, 1944.

Witness my hand and official seal this 1st day of March, A. D. 1944.

CHAS. J. RAITHOLET,
State Supervisor of Hydraulics
March 28, April 4

J. D. OGDEN, being first duly sworn on oath deposes and says: that he is the Business Manager and Publisher of the

"TACOMA DAILY INDEX"

a daily legal newspaper. That said newspaper is a legal newspaper, which, pursuant to the provisions of Chapter 213 of the 1941 Session Laws of the State of Washington, has been approved as a legal newspaper by order of the Superior Court of the State of Washington in and for Pierce County, entered on June 12, 1941, in Cause No. 84921, entitled "In the matter of the application and qualification of Tacoma Daily Index as a legal newspaper." That said newspaper has been published regularly and continually, at least once a week, in the English language, as a newspaper of general circulation in the city of Tacoma, Pierce County, Washington, the city where the same was published at the time of said application for approval, for at least six months prior to the date of such application, and it is now and during all of said time was so printed, either in whole or in part, in an office maintained at the aforesaid place of publication, and the same is now and ever since said date has been so published. That the

Notice of Water Right Applications
Nos. 5969 5970 5971
of which the attached is a printed copy as published, was published in

said newspaper once each week for two weeks, successively, to-wit:

the 28th day of March, 1944
the 7th day of April, 1944
the _____ day of _____, 19____
the _____ day of _____, 19____
the _____ day of _____, 19____
the _____ day of _____, 19____
the _____ day of _____, 19____
the _____ day of _____, 19____
the _____ day of _____, 19____
the _____ day of _____, 19____
the _____ day of _____, 19____
the _____ day of _____, 19____

That said newspaper was generally circulated all of said time, and that said advertisement was published in the newspaper proper and not in supplement form.

Subscribed and sworn to before me this 4th day of

April, 1944
Victor J. Hedley
Notary Public in and for the State of Washington,
Residing at Tacoma, Pierce County, Washington.

Form 10. S. F. No. 370-1936. S241.

STATE OF WASHINGTON
DEPARTMENT OF CONSERVATION AND DEVELOPMENT
Division of Hydraulics

APPLICATION FOR A PERMIT

To Appropriate Public Waters of the State of Washington

Application No. 5971

Permit No. _____

I, United States of America, Department of the Interior, National Park Service,
by John C. Preston, Superintendent of Mount Rainier National Park.

(Name of applicant)

of Longview

(Postoffice)

County of PierceState of Washington

do hereby make application for a permit to appropriate
the following described public waters of the State of Washington subject to existing rights:

If the applicant is a corporation, give date and place of incorporation _____

1. The source of the proposed appropriation is two branches of Edith Creek, tributary of
Paradise River which is tributary of Misqually River.
tributary of _____
(Name of stream)

2. The amount of water which the applicant intends to apply to beneficial use is 1.25
cubic feet per second. for domestic, recreation and fire protection and 0.25 cu. ft. per sec.
for power.

3. The use to which the water is to be applied is domestic, recreational, fire protection
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)
and power.

4. Time during which water will be required each year January 1 to December 31.

5. The approximate point of diversion is located (a) Main diversion on east branch of Edith
Creek, N 51°27' E 25,865 feet from SE corner Sec. 29, T 15 N, R 8 E, W.M. (b) Power
diversion on west branch of Edith Creek N 51°01' E 25,682 feet from said SE corner Sec. 29,
being within the S₂ S₂ (unsurveyed) of Sec. 12, Tp. 15 N., R. 8 E. W. M.
(Give smallest legal subdivision) (E. or W.)

in the county of Pierce
(main pipe line 480)
6. The (chlorinator pipe line) to be 260 ft. or miles in length, terminating
(Main ditch, canal, or pipe line)

in the S₂ S₂ of Sec. 12, Tp. 15 N., R. 8 E. W. M.
(Smallest legal subdivision) (Misqually River Water G.M.F.M., Mount
the proposed location being shown on the accompanying map. Rainier National Park, NP-RAI-6983).

7. The name of the ditch, canal or other works is Paradise Water System.

8. Estimated cost of development necessary to utilize fully the appropriation herein asked for
\$ 15,000.

9. Does the stream from which you wish to appropriate water flow through the tract of land on
which the water is to be used? Yes.

10. Do you own the required right-of-way for the proposed works? Yes.

DESCRIPTION OF WORKS

DIVERSION WORKS—

11. (a) Height of diversion dam 7.5 feet; length on top 75 feet;
length at bottom 55 feet; material to be used and character of construction
masonry with waste over top. The dam for chlorinator diversion is similar, but only 3 feet
in height and about 20 feet long.
(Type rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Concrete intake box 4'x4' with 2'x3' intake, 3/4 grill
openings 0.5"x30", discharging into 8" diversion pipe. The screened end of 4" pipe serves
as chlorinator headgate.

When storage works are contemplated a storage permit must be filed in addition to the above. These forms can be secured, together
with instructions, by addressing the State Supervisor of Hydraulics, Olympia, Washington.

CANAL SYSTEM—

12. (a) Give approximate dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: Width on top (at water line) — feet; width on bottom — feet; depth of water — feet; grade — feet fall per one thousand feet.

(b) At — miles from headgate: Width on top (at water line) — feet; width on bottom — feet; depth of water — feet; grade — feet fall per one thousand feet.

(c) The main diversion pipe is 8" in diameter, 480 feet in length, of steel, with grade of 43.8 ft. per 1000 ft. The chlorinator diversion pipe is 4" in diameter, 260 ft. in length, of steel, with grade of 115 ft. per 1000 ft.

SUPPLY THE FOLLOWING INFORMATION ACCORDING TO USE PROPOSED:

IRRIGATION—

13. The land to be irrigated has a total area of — acres, described as follows: —

(Give legal subdivision by section, township and range)

(If more space is required, attach separate sheet)

14. Give the legal description of land when water is to be used for purposes other than irrigation, power and municipal supply. (SE 1/4, S 34, Sec. 24, Tp. 15 N., Rge. 8 E., W. M.)

(Legal subdivisions)

(E. or W.)

(a) To what stream is water returned? Misqually River and Paradise River.

(b) Locate the point of return. (SE 1/4, S 34, Sec. 24, Tp. 15 N., Rge. 8 E., W. M.)

(Smallest legal subdivision)

(E. or W.)

POWER—

15. (a) Total amount of power to be developed not over 0.5 H. P.

(Theoretical horsepower)

(b) Total fall to be utilized 30 feet.

(Head)

(c) The nature of the works by means of which the power is to be developed. A small portion of the diverted water is used to dilute chlorine for treatment of the domestic supply. The remainder of the diverted water is used to provide pressure to force the diluted chlorine into the domestic supply. The system is similar to a ram and the water, after providing pressure, is returned to the stream.

(d) Such works to be located in SE 1/4, SE 1/4 of Sec. 12, Tp. 15 N., Rge. 8 E., W. M.

(E. or W.)

(e) To what stream is the water to be returned? Edith Creek

(f) Locate point of return SE 1/4, SE 1/4 Sec. 12, Tp. 15 N., Rge. 8 E., W. M.

(E. or W.)

(g) The use to which power is to be applied is to chlorinate the domestic water supply in the 8" pipe from the other diversion.

MUNICIPAL SUPPLY—

16. To supply the city of _____
 _____ (Name)
 _____ County, having a present population of _____
 and an estimated population of _____ in 19____
 (a) Estimated present requirement _____
 (b) Estimated future requirement _____

17. Construction work ~~was begun~~ ~~and begun on or before~~ ~~in 1916.~~ ~~New diversions and reservoir were~~
~~built in 1939.~~

18. Construction work ~~will be completed on or before~~ ~~is completed.~~

Duplicate maps of the proposed ditch or other works, prepared in accordance with the rules of the State Supervisor of Hydraulics accompany this application.

United States of America,
 Dept. of the Interior, National Park Service,
 by /s/ John C. Preston

Superintendent, Mount Rainier National Park.

Signed in the presence of us as witnesses:

(1) /s/ O. W. Carlson _____ Mount Rainier National Park
 _____ (Name) _____ (Address of witness)
 (2) /s/ Mary Boyd _____ Mount Rainier National Park
 _____ (Name) _____ (Address of witness)

Remarks: ~~This appropriation constitutes a supplemental supply to augment diversions~~
~~under a vested right initiated in 1906 for Neece's Camp at the Paradise area of Mt.~~
~~Rainier National Park. The vested right is described in accompanying petition to change~~
~~the point of diversion.~~

~~The 8" diversion pipe terminates in a 100,000 gallon distribution reservoir whence~~
~~it is distributed to the area of use by a 10" supply main.~~

STATE OF WASHINGTON, }
 COUNTY OF THURSTON. } ss.

This is to certify that I have examined the foregoing application together with the accompanying maps and data, and return the same for correction or completion, as follows: _____

In order to retain its priority, this application must be returned to the State Supervisor of Hydraulics, with corrections, on or before _____, 19____

WITNESS my hand this _____ day of _____, 19____

 State Supervisor of Hydraulics.

PERMIT

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to the following limitations and conditions: This permit is issued subject to existing rights; if for irrigation, permittee shall construct and maintain at his own expense a weir or other suitable device for measuring the water granted herein and this appropriation shall be subject to such reasonable rotation system as may be ordered by the State Supervisor of Hydraulics.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed _____ cubic feet per second, or its equivalent in case of rotation.
The priority date of this permit is _____

Actual construction work shall begin on or before _____
and shall thereafter be prosecuted with reasonable diligence and be completed on or before _____

Complete application of the water to the proposed use shall be made on or before _____

Given under my hand and the seal of this office at Olympia, Washington, this _____ day of _____, 19_____

State Supervisor of Hydraulics.

Application No. _____ Permit No. _____	PERMIT To Appropriate Public Waters of the State of Washington	Filed by _____ County of _____ This instrument was first received in the office of the State Supervisor of Hydraulics, Olympia, Washington, on the _____ day of _____, 19_____, at _____ o'clock _____ M.	Approved _____ Recorded in Book No. _____ of _____ Permits, on Page _____ State Supervisor of Hydraulics.
---	---	---	--

STATE PRINTING PLANT, OLYMPIA, WASH.

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

- 1st. Progress reports (in case temporary permit is issued).
- 2nd. Affidavit of publication of notice of water right application.
- 3rd. Notice of beginning of construction.
- 4th. Notice of completion of construction.
- 5th. Notice of application of water to a beneficial use.
- 6th. 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 State Supervisor of Hydraulics)

Supporting Hydro Data

Park or Monument Mt. Rainier N.P. (12)		TABULATION OF DATA FOR STUDY OF WATER RIGHTS							National Park Service Office of the Chief Engineer San Francisco, Calif.	
1- General Name of Water System	2- Location (By Township, Range or Other)	3- Source of Supply (If a Spring, name Stream which is Trib)	4- Location of Point of Diversion	5- Places Where Water is Used	6- Nature of Use (Domestic, San- itary, Fire, etc.)	7- Method of Diversion	8- Cond. of System	9- Place, Amount and Condition of Return. Is there Pollution?		
1. Langmire	Sec. 28, 29, 32, 33 T15N, R8E	Cold Creek	Sec. 33 T15N, R8E	Headquarters buildings, utility area, residences, camp ground	Domestic, sanitary, fire protection	Dam, pipe line	Good	1/4 mile below Langmire 90% No Pollution 20% Nisqually River		
2. Langmire Operator	Sec. 28, 29, 32, 33 T15N, R8E	Creek tributary to Nisqually River	Sec. 29 T15N, R8E	Inn cabins and operator's utilities	Domestic, sanitary, fire protection	Dam, pipe line	Fair	1/4 mile below Langmire 100% No Pollution 20% Nisqually River		
3. Rock Crusher	Sec. 28 T15N, R8E	Nisqually River	Sec. 28 T15N, R8E	Rock crusher	Industrial	Pump and pipe line	Good	1/4 mile below 100% No Pollution		
4. Paradise	Paradise Valley	Edith Creek		Operator, Govt. Bldgs., camp ground	Domestic, sanitary, fire protection	Dam and pipe lines	Fair	100% No Pollution Above Nisqually River		
5. Yakima Park	Yakima Park	Lodi Creek & Frozen Lake	Berkeley Park	Operator, Govt. Bldgs., camp ground	Domestic, sanitary, fire protection	Dam, pump pipe line	Good	1/4 mile below Yakima Park 100% No Pollution		
6. White River Entrance	White River	Klickitat Cr.		Govt. buildings	Domestic, sanitary, fire protection	Dam, pipe line	Good	100% No Pollution Same area		
7. Tipsoo Lake (Proposed)	Tipsoo Lake	Springs trib. to Chinook Cr.		Picnic area, comfort stations, future ranger sta.	Domestic, sanitary	Collecting basin pipe line		100% No Pollution Same area		
8. Nisqually Entrance	Sec. 24 T15N, R7E	2 creeks trib. to Nisqually Riv.	Sec. 24 T15N, R7E	Government buildings	Domestic, sanitary	2 Dams, pipe lines	Good	100% No Pollution Same area		
9. Lake George	Lake George	Lake George		Ranger station	Domestic	Dipped		100% No Pollution Same area		
10. St. Andrews Cr.	St. Andrews Cr.	St. Andrews Cr.		Patrol cabin	Domestic	Dipped		100% No Pollution Same area		
11. Sunset Park	Sunset Park	Lake trib. to Mowich Riv.		Patrol cabin	Domestic	Dipped		100% No Pollution Same area		
12. Mowich Entrance (Proposed)	Sunset Park	Creek trib. to Mowich Riv.	Sec. 27 T17N, R7E	Maint. Camp and Camp Ground	Domestic	Pump and pipe line		100% No Pollution Septic Tank same area		
13. Mowich Lake	Sec. 25 T17N, R7E	Mowich Lake	Sec. 25 T17N, R7E	Ranger Station	Domestic	Dipped		100% No Pollution Same area		
13a. Mowich Lake (Proposed)	Sec. 25 T17N, R7E	Creek Trib. to Mowich Riv.	Sec. 25 T17N, R7E	Ranger Station Camp Ground	Domestic	Dam and pipe line		100% No Pollution Septic Tank same area		

Note: In answering, please refer to Letter of the Director under Date of Feb. 7, 1935.
When space in column is inadequate, write information on separate sheet and
indicate in column by "Note A", "Note B", etc.

Refer to Docket No. MORA-0001 Laughingwater Pipeline for a complete inventory of all
existing water uses/rights/systems in Mount Rainier National Park as of May 1935.

Other Supporting Information

MOUNT RAINIER WATER RIGHT DOCKETS

December 6, 1957

Dockets now distributed to Region, Superintendent and WDC

Docket No.	Permit No.	Water System	Drainage System	Drawing No.	Time for Next Action	Remarks
1	3709	Laughing Water Pipeline	Chamapecosah	6978	10/1/60	
5	3714	Tipsoo Lake Pipeline	Chamapecosah	6985	10/1/60	
8	3716	Shadow Lake Outlet Pipeline	White River	6984	10/1/60	
9	3717	Klickitat Pipeline	White River	6984	10/1/60	
12	3813	Misqually Entrance Water System	Misqually River	6983	10/1/60	
Dockets now distributed to Region and Superintendent, and of which copies are being sent to WDC						
2	3710	Clinic Pipeline	Chamapecosah River	6978	10/1/61	Ext. of time WDC docket
3	3711	Spring 6 Pipeline	Chamapecosah River	6978	10/1/61	
4	3713	Lodi Spring Pipeline	White River	6984	10/1/60	
6	R-134	Frozen Lake Storage	White River	6984		(Report of inspection distributed 8/2/57)
7	3715	Frozen Lake Diversion	White River	6984		See Dunn's letter 12/6/53 to Supervisor
10	3768	Carbon River Entrance Pipeline	Carbon River	6986	10/1/61	(Ext. of time dis- tributed with docket of 11/6/56)
11	3769	Ipsut Creek Pipeline	Carbon River	6986	10/1/61	
13	3814	Tahona Vista	Misqually River	6983	10/1/61	Ext. of time to WDC docket
14	Certificate No. 208 211 209 2081 210	Longaire Water System	Misqually River	6983		None unless system changed
15		Paradise Hydroelectric System	Misqually River	6983		"
16		Paradise Hydroelectric System	Misqually River	6983		"
17		Paradise Hydroelectric System	Misqually River	6983		"
18		Paradise Water System	Misqually River	6983		"
19	Permit No. 3815	Paradise Water System	Misqually River	6983	10/1/61	(Permit Pending)



ALBERT D. ROSELLINI
GOVERNOR

STATE OF WASHINGTON
Department of Conservation

EARL COE, DIRECTOR
335 GENERAL ADMINISTRATION BUILDING
OLYMPIA
November 26, 1957

9
DIVISIONS:

RECLAMATION
FLOOD CONTROL
WATER RESOURCES
MINES AND GEOLOGY
COLUMBIA BASIN PROJECT
POWER RESOURCES
WEATHER MODIFICATION

Director, National Park Service
Branch of Lands (Mr. Dunn)
Room 2225 Interior Building
Washington 25, D.C.

Dear Sir:

Re: Surface Water Permits No. 3710, 3711, and 3815

In compliance with your request of November 25, 1957,
you are hereby granted an extension of time in which
to file Proof of Appropriation
under the above permit from 10-1-57
to 10-1-67.

Very truly yours,

DEPARTMENT OF CONSERVATION

EARL COE, DIRECTOR

MGW: jr

M. G. Walker
M. G. WALKER, Supervisor
Division of Water Resources

154-1

200-119

Oct 29-57

RECEIVED	
SECTION	
DATE	
TIME	
BY	

Mr. M. G. Walker, Supervisor
Division of Water Resources
Department of Conservation
335 General Administration Building
Olympia, Washington

Re: Permits 3710, 3711, 3811 and 3812
Mount Rainier National Park

Dear Mr. Walker:

The enclosed voucher and purchased order are submitted in accordance with the letter of October 15 from Mr. Rahn to cover the Statutory fees for extensions of time in which to perfect rights under the subject permits. The voucher should be signed and returned to this office for payment.

I am sorry I did not look further back in our records of past payments, or refer to Sec. 90.04.040 of Remington's Revised Statutes in your condensed water code of 1954 before requesting the extensions.

Since our copy of your condensed code is dated August 1954, we shall appreciate a copy of any later one which may contain new or amended laws which should be considered in connection with our water rights at Mount Rainier or Olympic National Parks.

Very truly yours,

A. van V. Dunn
Chief, Water Resources Section

Enclosure

Copy to: Regional Director, Region Four, w/e incoming of 10/15
Superintendent, Mount Rainier, w/e incoming of 10/15

COPY

STATE OF WASHINGTON
DEPARTMENT OF CONSERVATION
Earl Coe, Director
335 General Administration Bldg.
Olympia

Oct 29 57

October 15, 1957¹⁹⁴

U. S. Department of the Interior
National Park Service
Washington 25, D. C.

Attention: A. van V. Dunn, Chief, Water Resources Section

Gentlemen: Re: L54-L Permit Nos. 3710, 3711, 3814 and 3815
Mount Rainier National Park

We acknowledge receipt of your letter of October 8, 1957 requesting an extension of time of five years relative to complete application of water to a beneficial use for the above numbered permits.

While our letter of September 10, 1945 indicated there was no extension fee for completion, the session laws of 1951 altered the water code to the extent that a \$2.00 extension fee for such is now required.

You may recall that fees in the amount of \$6.00 for these four permits were paid on November 7 of 1952 at which time a 5 year extension of time was granted which placed the subject permits in good standing until October 1, 1957.

We shall be pleased to comply with your request for another five year extension on the 4 noted above permits, upon receipt of the statutory fee of \$2.00 per permit so that the National Park Service may ultimately obtain certificates of water rights for these filings.

Yours very truly,

DEPARTMENT OF CONSERVATION

EARL COE, Director

/s/ Fred B. Hahn
FRED B. HAHN, Deputy Supervisor
Division of Water Resources

154-L

October 8, 1957

Mr. M. G. Walker, Supervisor
Division of Water Resources
Department of Conservation and
Development
General Administration Building
Olympia, Washington

Re: App. 5789, Per. 3710, Clinic Pipeline
App. 5790, Per. 3711, 6 Springs Pipeline
App. 5970, Per. 3614, Tahoma Vista
Pipeline
App. 5971, Per. ~~3615~~ Paradise Water
System
MOUNT RAINIER NATIONAL PARK

Dear Mr. Walker:

In compliance with Sec. 40.20.090 of the Washington Water Code, request is hereby made for extensions of time in which to complete construction and make full beneficial use of water under each of the subject applications and permits at Mount Rainier National Park. According to Section 90.04.040 and a letter of September 10, 1945, from the then Supervisor of Hydraulics, there appears to be no fee in these cases in which the water systems are largely completed and in use.

As explained in our letter of September 25, 1956, concerning extensions of time under Permits 2519, 2520, and others, the authorized quantity of water is not yet being fully used because of inadequate water using facilities which are being provided over a 10-year period under a construction program designated as MISSION 66, by which it is intended to have facilities adequate for the estimated, increasing public use of Mount Rainier National Park in 1966.

Because of the extended construction program, and varied priorities for completing different water systems, we should like to have at least a 5-year extension of time.

Very truly yours,

A. van V. Dunn
Chief, Water Resources Section

Copy to: Regional Director, Region Four (4)
Superintendent, Mount Rainier (4)
Chief, WRC (4)
Mr. Dunn (4)



ALBERT D. ROSELLINI

1957 OCT 14 PM 1:01

STATE OF WASHINGTON

Department of Conservation

EARL COE, DIRECTOR

335 GENERAL ADMINISTRATION BUILDING
OLYMPIA

October 7, 1957

W R Edg
DIVISIONS:

RECLAMATION
FLOOD CONTROL
WATER RESOURCES
MINES AND GEOLOGY
COLUMBIA BASIN PROJECT
POWER RESOURCES
WEATHER MODIFICATION

Mr. A. Van V. Dunn
Chief, Water Resources Branch
U. S. Department of the Interior
National Park Service
Washington 25, D. C.

*Requed for Ex.
mailed 10/8/57
crossed in mail
@*

Gentlemen:

Re: Surface Water Permit Nos. 3710, 3711 and ~~3815~~

In checking over your permit we find that you have not submitted your Proof of Appropriation of Water.

If the water has been put to the full use as indicated in the permit, you should fill out the enclosed Proof of Appropriation form (to be notarized) and submit to this office along with statutory fees of \$3.00 payable to the Department of Conservation and \$ 2.50 payable to the Lewis and \$ 1.25 to the Pierce County Auditor. Please send two separate checks or money orders. By following the above instructions, you will receive your final water right certificate.

If more time is required to put the water to full use, an extension of the time limit should be requested. By statute, a \$2.00 fee must accompany such request. Please state why such extension is necessary.

If we do not hear from you within sixty (60) days from date, we shall assume that you are no longer interested in retaining the permit and shall cancel it without further notice.

Very truly yours,

DEPARTMENT OF CONSERVATION

EARL COE, DIRECTOR

MGW:io
Enc.

REGISTERED

M G Walker
M. G. WALKER, Supervisor
Division of Water Resources

C O P Y

STATE OF WASHINGTON
DEPARTMENT OF CONSERVATION AND DEVELOPMENT
W. A. Calbraith, Director
Transportation Building
Olympia

November 10, 1952

*File in Docket No. 19
Mt. Rainier Water Rights*

Mr. A. van V. Dunn
Chief, Water Resources Branch
U. S. Department of the Interior
National Park Service
Washington 25, D. C.

Dear Sir:

Re: L54 MORA-L
Permits #3710, #3711, #3814,
and #3815

We wish to advise you that an extension of time has been granted on Permit #3814 to October 1, 1957, for completion of construction.

On Permits #3710, #3711, and #3815, the time for filing proof of appropriation of water has been extended to October 1, 1957.

Yours very truly,

CHAS. J. BARTHOLET, Supervisor
Division of Water Resources

/s/ M. G. Walker

By: M. G. WALKER, Acting
Assistant Supervisor

MGM/cdm

S. F. No. 1912-1-51-10M. 27193.

STATE OF WASHINGTON

Cash Receipt

Department of Conservation and Development

No. 57511

out Dr. 660-95

RECEIVED FROM *U.S. National Park Service - Olympia, Wash., Nov 7, 1952*
Eighty four hundred and eighty two DOLLARS *82*

To be placed to
the credit of:

General Fund

Reclamation Revolving Fund

Trust Fund

Water Code

ORIGINAL

DEPARTMENT OF CONSERVATION
AND DEVELOPMENT

By *W. H. Dean*

Accountant

September 24, 1952

Supervisor of Hydraulics
Department of Conservation and Development
Olympia, Washington

Dear Sir:

Request is hereby made for another extension of time in which to complete construction of the water systems at Mount Rainier National Park, and to make full beneficial use of the water under Water Right Permits Nos. 3710, 3711, 3814, and 3815.

Since 1947 the increase in public use of the national parks and monuments, including the water and sanitary facilities, has increased far more rapidly than the related accommodations could be expanded. With limited Federal appropriations, it has been necessary to divert construction funds from many proposed projects to those more urgently needed as the proportionately greater popularity of certain areas has become evident. The number of annual visitors at Mount Rainier lagged somewhat for a number of years, but has now caught up with the general trend as shown by the following records of attendance:

1947	-	511,794	visitors
1948	-	580,135	"
1949	-	573,183	"
1950	-	568,098	"
1951	-	871,577	"
1952	-	722,934	" (through Aug. 31. The travel year ends on Sept. 30.)

Because of the trend, developments at Mount Rainier have not been expanded to permit full water use based on demands with modern facilities. With an increase of 41% in 5 years, largely in the last two years, it has also been unwise and impractical to determine the extent of further, permanent water developments which should be made before water rights are limited by final water system design and proof.

Sincerely yours,

A. van V. Dunn
Chief, Water Resources Branch

Copy to: Regional Director, Region Four (2)

AvanVDunn:sh

Deed No. 21



MON C. WALLGREN
GOVERNOR

STATE OF WASHINGTON
Department of Conservation and Development
ART GARTON, DIRECTOR
TRANSPORTATION BUILDING
OLYMPIA

DIVISIONS:
FORESTRY
RECLAMATION
FLOOD CONTROL
WATER RESOURCES
MINES AND GEOLOGY
COLUMBIA BASIN PROJECT
PROGRESS AND INDUSTRY DEVELOPMENT

December 23, 1947

The Director
National Park Service
Department of the Interior
Washington 25, D. C.

Attention: A. van V. Dunn

Dear Sir:

Re: Permits Nos. 3814, 3815, 3710, & 3711

We are returning the vouchers received in this office December 20 since no extension fees are necessary after Notice of Beginning of Construction is filed.

An extension of time is being granted on each of these permits until October 1, 1952 for Completion of Construction or Complete Application of Water to Beneficial Use as stated below.

We are enclosing forms for each as follows:

Permit No. 3814 - Notice of Completion of Construction.

Permits Nos. 3710, 3711, and 3815 - Proof of Appropriation and Notice of Complete Application of Water to Beneficial Use to be accompanied by the following fees:

\$1.40 each - payable to the Department of Conservation and Development.

\$0.75 each - payable to the Lewis County Auditor.

Final water right certificates will be issued on the three latter permits when their respective notices are filed.

Very truly yours,

Rodney Hyken
Rodney Hyken
Supervisor of Hydraulics

RR:nm
Enc.

Such action deferred until 1952 because statements would not be true at this date
AD Dunn 12/30

Respectfully Ent. Johnson Vicks
Chas. J. ...
4 May 6

18

UNITED STATES
DEPARTMENT OF THE INTERIOR

NATIONAL PARK SERVICE

~~INFORMATIONAL~~
Washington 25, D. C.

ADDRESS ONLY
THE DIRECTOR, NATIONAL PARK SERVICE

November 25, 1947.

Mr. Rodney Ryker,
Supervisor of Hydraulics,
Department of Conservation and Development,
Olympia, Washington.

My dear Mr. Ryker:

Under the terms of Permit No. 3815, granted on Application No. 5971, construction and the full use of the waters of Edith Creek, tributary to the Paradise River, at Mt. Rainier National Park, were supposed to have been completed by this fall. Because of the emergencies of war, and the general economics and industrial complications involved in the adjustment of our national postwar recovery, the United States has been unable to comply with these terms. However, the water system is nearly complete, and in use.

Now, therefore, it is requested that the United States be granted approximately 5 years in which to complete construction and fully use the water. A voucher is being transmitted to you with another letter of this date, covering the charge for this, and other extensions, at one-half the fee for filing and recording the original permit, in accordance with Section 7385, Remington Compiled Statutes.

Sincerely yours,

(SGD.) A. VAN V. DUNN

A. van V. Dunn,
Chief, Water Division.

cc: Regional Director, Region Four (2).



C O P Y

21

STATE OF WASHINGTON
DEPARTMENT OF CONSERVATION AND DEVELOPMENT
ART GARTON, DIRECTOR
TRANSPORTATION BUILDING
OLYMPIA

MON C. WALLGREN
GOVERNOR

September 10, 1945

Mr. A. van V. Dunn, Chief
Water Rights Division
U. S. Department of the Interior
National Park Service
Chicago 54, Illinois

Dear Mr. Dunn:

Re: Permits No. 3711, 3814, 3815

In compliance with the request contained in your letter of September 6, we are extending the time for making complete application of water to a beneficial use on Permits 3711 and 3815 to October 1, 1947. The time for completion of construction on Permit 3814 is also being extended to October 1, 1947.

We are returning herewith the order and voucher which accompanied your letter. There is a statutory fee only for extension of time on the beginning of construction and not for completion of construction or complete application of the water.

Very truly yours,

(Sgd) Clarence B. Shain

Clarence B. Shain
Supervisor of Hydraulics

CBS:MK
Enc.

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
CHICAGO, ILLINOIS

ADDRESS ONLY
THE DIRECTOR, NATIONAL PARK SERVICE

54

September 6, 1945.

Mr. Charles J. Bartholet,
Supervisor of Hydraulics,
Department of Conservation and Development,
Olympia, Washington.

My dear Mr. Bartholet:

Under water right Application No. 5790, Permit No. 15-3711, and Application No. 5971, Permit No. 15-3814, the United States is required to report the complete application of the water to beneficial use by October 1, 1945; and under Application No. 5970, Permit No. 15-3814, a report on the completion of construction is due on the same date.

As stated in the notice of beginning of construction, dated June 5, 1944, the water system covered by Permit No. 15-3814 has been completed to the stage necessary to serve immediate needs of the area which it serves. For the public good, the United States has diverted all available labor and materials to the prosecution of the war during the past few years and, for this reason, it has been impossible to complete the final features to provide for future increasing needs.

In connection with all three permits, the majority of the water is used by the public visitors to Mt. Rainier National Park. As another war measure, the United States has found it necessary to restrict such travel by limiting the quota of gasoline and tires for pleasure cars and by discouraging extended vacations and the operation of resort facilities. For these reasons, public attendance and resultant water use have been far below normal, although there has been a marked increase this summer.

It is requested, therefore, that extensions of time be granted in which to complete the facilities and make full beneficial use under the above permits until the public is again equipped with a normal quota of motor cars and ties.

Under section 7385 of the Remington Compiled Statutes it appears that the basic fee for granting an extension of time is \$1.00 with certain increases if the filing and recording fee was greater than \$2.00. We enclose an order at the basic rate, amounting to \$3.00, and a blank voucher for your signature. Please return the signed voucher with a correct statement of the fees if they differ from those shown in the order.

Sincerely yours,

(S.) A. VAN V. DUNN

A. van V. Dunn,
Chief, Water Rights Division.

Enclosure 302.

cc: Regional Director, Region Four (6).



UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
Mount Rainier National Park
Longmire, Washington

JUL 5 1944	
ROUTING	Date
RDW	7/5

June 30, 1944. RDW

MEMORANDUM for Hydraulic Engineer, Water Rights Section,
c/o Director National Park Service.

There is enclosed letter dated June 29 from the State Supervisor of Hydraulics acknowledging the receipt of Notice of Completion of Construction in connection with Permit No. 3815. Additional forms required after the water has been put to full beneficial use are also enclosed.

John C. Preston
Superintendent



Region Four



ARTHUR B. LANGLEIE
GOVERNOR



STATE OF WASHINGTON

DEPARTMENT OF CONSERVATION AND DEVELOPMENT

ED DAVIS, DIRECTOR

TRANSPORTATION BUILDING

OLYMPIA

June 29, 1944.



DIVISIONS:

GEOLOGY
FORESTRY
RECLAMATION
FLOOD CONTROL
WATER RESOURCES
MINES AND MINING
COLUMBIA BASIN PROJECT

John C. Preston, Superintendent
Mount Rainier National Park
Longmire, Washington

Dear Sir:

Re: Permit No. 3815

We acknowledge receipt of Notice of Completion of Construction in connection with the above numbered permit.

As soon as the water has been put to full beneficial use please fill out and send in the enclosed forms of notice.

Yours very truly

CHAS. J. BARTHOLET
Supervisor of Hydraulics

By *G. J. Stallan*
Secretary.

G.H.

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE

Mount Rainier National Park
Longmire, Washington

JUN 22 1944

ROUTING	
FILE	

June 20, 1944.

water right deeds

Mr. Chas. J. Barthelet,
State Supervisor of Hydraulics,
Olympia, Washington.

Dear Sir:

There is enclosed Notice of Completion of Construction covering
the Paradise Water System under Water Right Permit 3815, properly
executed.



Sincerely yours,

O. W. Carlson
Acting Superintendent

cc Regional Director with
Notice to be attached to Deed 21 - Mt. Rainier

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
MOUNT RAINIER NATIONAL PARK
LONGMIRE, WASHINGTON

RDW 6/20

June 11, 1944.

RDW

*water rights
deeds*

MEMORANDUM for Hydraulic Engineer, Water Rights Section,
c/o Regional Director, Region Four,

There are enclosed copies of Notices of Beginning of Construction under Water Right Permits 3813, 3814, 3815 and 3816; also copies of Notices of Completion of Construction, Complete Application of Water, and Proof of Appropriation under Permit 3816. The originals have been transmitted to the State Supervisor of Hydraulics, State of Washington, Olympia, Washington.

There was some delay in submitting these instruments to the State Supervisor of Hydraulics, but considerable checking of records was required in order to verify some of the dates.

John C. Preston
Superintendent

cc Region Four

P. S. This memorandum is being forwarded to Chicago and copies of instruments are being forwarded to the Region and retained in this office for our respective files.

Mount Rainier National Park
Longmire, Washington 98397

November 13, 1967

*copy
docket # 19*

Mr. M. W. Pollack, Supervisor
Division of Water Resources
Department of Conservation
335 General Administration Building
Olympia, Washington 98501

h t w

RECEIVED	
San Francisco Planning and Service Center Office of Land and Water Rights NATIONAL PARK SERVICE	
NOV 15 1967	
ACT. INFO.	INITIALS/DATE
CHIEF	
ASST. CHIEF	
STAFF ASST.	
SUPV. APFR.	
SUP. Hyd. Engr.	<i>h</i>
DOCKET	
FILE	

Dear Mr. Pollack:

Enclosed is a Proof of Appropriation of Water (Form SF 7355) for
Surface Water Permit No. 3815.

Costs associated with the filing of these forms should be billed
to the following office:

San Francisco Planning and Service Center
Office of Land and Water Rights
450 Golden Gate Avenue, Box 36025
San Francisco, California 94102

Sincerely yours,

John A. Townsley
Superintendent

Enclosure

cc:
Regional Director, WR
Chief, LWSSC - Attn.:
Supv. Hyd. Engr.

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
MOUNT RAINIER NATIONAL PARK
LONGMIRE, WASHINGTON

June 13th, 1944.

Mr. Chas. J. Barthalet,
State Supervisor of Hydraulics,
Olympia, Washington.

Dear Mr. Barthalet:

There are enclosed Notices of Beginning of Construction under Water Right Permits 3813, 3814, 3815 and 3816, properly executed, Notices of Completion of Construction, Complete Application of Water, and Proof of Appropriation under Permit 3816 are also enclosed.

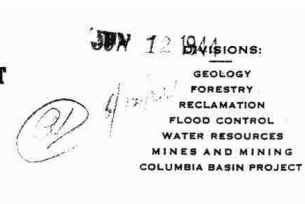
Very truly yours,

John C. Preston
Superintendent.

cc Mr. Dunn
Region Four



STATE OF WASHINGTON
DEPARTMENT OF CONSERVATION AND DEVELOPMENT
ED DAVIS, DIRECTOR
TRANSPORTATION BUILDING
OLYMPIA



June 10, 1944.

Mr. A. van V. Dunn
Hydraulic Engineer
National Park Service
601 Sheldon Building
San Francisco, California

Dear Sir:

Enclosed is Certificate of Change of Point of Diversion and Place of Use of Waters of Nisqually River. This certificate should be recorded in both Pierce and Lewis counties and then returned to your office for your files. We are sending one original and four copies of the certificate.

Yours very truly

CHAS. J. BARTHOLET
Supervisor of Hydraulics

By *G. Hallahan*
Secretary.

G.H.

WATER RIGHTS SECTION
601 Sheldon Building
San Francisco 5, California

May 29, 1944.

State Supervisor of Hydraulics,
Olympia, Washington.

Dear Sir:

This will acknowledge receipt of Permits 3813, 3814, 3815, and 3816, together with forms for reporting beginning of construction completion of construction, and proof of appropriation of water.

We have prepared the notices of beginning of construction and submitted them to Superintendent Preston at Mt. Rainier for execution. We have also prepared and submitted all proofs to obtain final license under Application 5972, Permit 3816.

In making such proofs we wish to retain copies for the Director, Regional Director, Superintendent, and this Section. Therefore, to permit us to complete the other notices and proofs we should like to have five additional copies of the form used to report completion of construction under Permit 3815. We do not care to report completion under Permits 3813 and 3814 until after the war because we are not sure what changes in design may be required to meet the travel conditions of the future.

Since we will doubtless receive the permits on the four applications for amendment and transfer of vested rights shortly, it is requested that you send us enough of the forms needed for further notices to permit us to prepare five sets of each notice or proof as it becomes due. A franked label is enclosed for the mailing of these forms.

Yours very truly,

AvVD:sh

A. van V. Dunn,
Hydraulic Engineer.

S. F. No. 1912-12-43-25C. 5206.

STATE OF WASHINGTON

N^o 25409

Cash Receipt

Department of Conservation and Development

Olympia, Wash., May 16, 194 4

RECEIVED FROM National Park Service -

Fifty & no/100 DOLLARS 50⁰⁰

To be placed to General Fund - Reclamation Revolving Fund

the credit of: Trust Fund

Water Code

Filing & recording permit

application of 5969

5970, 5971 + 5972

P. 3813-14-15-16

ED DAVIS, Director

ORIGINAL

By

M. Stool



ARTHUR B. LANGLEIE
GOVERNOR

STATE OF WASHINGTON

DEPARTMENT OF CONSERVATION AND DEVELOPMENT

ED DAVIS, DIRECTOR

TRANSPORTATION BUILDING

OLYMPIA

ap 5/20 ap

DIVISIONS:

GEOLOGY
FORESTRY
RECLAMATION
FLOOD CONTROL
WATER RESOURCES
MINES AND MINING
COLUMBIA BASIN PROJECT

May 18, 1944.

Mr. A. van V. Dunn
Hydraulic Engineer
National Park Service
601 Sheldon Building
San Francisco, California

Dear Sir:

We are enclosing Permits Nos. 3813, 3814, 3815 and 3816 issued under your Applications Nos. 5969, 5970, 5971 and 5972, respectively.

As work on all of these projects has been started we are sending you forms for filing notices of beginning, completion of construction, complete application of water and proofs of appropriation, which should be filed as the work progresses.

Yours very truly

CHAS. J. BARTHOLET
Supervisor of Hydraulics

By *G. Hallahan*
Secretary.

C.H.

Receipt for \$50.00 filing and recording fees enclosed.

WATER RIGHTS SECTION
601 Sheldon Building
San Francisco 5, California

April 27, 1944.

Mr. Chas. J. Bartholet,
Supervisor of Hydraulics,
Olympia, Washington.

Dear Mr. Bartholet:

In accordance with your letter of April 25 with regard
to Applications 5969, 5970, 5971 and 5972, we enclose a voucher
for \$50 to cover the filing and recording of the permits. Please
sign as indicated and return for payment.

Yours very truly,

AVVD:sh

A. van V. Dunn,
Hydraulic Engineer.

Enc.

4-27-1944



ARTHUR B. LANGLEIE
GOVERNOR

STATE OF WASHINGTON

DEPARTMENT OF CONSERVATION AND DEVELOPMENT

ED DAVIS, DIRECTOR
TRANSPORTATION BUILDING
OLYMPIA

APR 27 1944

DIVISIONS:

GEOLOGY
FORESTRY
RECLAMATION
FLOOD CONTROL
WATER RESOURCES
MINES AND MINING
COLUMBIA BASIN PROJECT

April 25, 1944.

Mr. A. van V. Dunn
National Park Service
601 Sheldon Building
San Francisco, 5, California

Dear Sir:

Re: Applications Nos. 5969, 5970,
5971 and 5972.

We note in your memorandum for the Superintendent of Mount Rainier National Park, dated April 13, a copy of which was sent to this office, that you are anxious to have the water rights under the above numbered applications perfected and permits issued as soon as possible.

These applications will be approved for permits as soon as the thirty day period after last date of publication expires, which will be May 8. We thought, however, that in the meantime you might wish to prepare a voucher for the fees for filing and recording permits and are therefore attaching a statement now.

We are now holding a check for \$20.00 to cover fees for certificates on the petitions for change of point of diversion, purpose and place of use filed at the same time as the above applications. As soon as the thirty day period has expired on these petitions we will issue the certificates on the three which were correctly advertised.

Yours very truly

CHAS. J. BARTHOLET
Supervisor of Hydraulics

By

G.H.

Secretary.

c.c.- John C. Preston, Supt.
Mount Rainier National Park.

S. F. No. 6721-8-41-1M. 23013.

STATEMENT

U. S. Department of the Interior Olympia, Wash., April 25, 1944

National Park Service

601 Sheldon Building
San Francisco 5, California

In Account With

STATE OF WASHINGTON

DEPARTMENT OF CONSERVATION AND DEVELOPMENT

For Filing and Recording Permits under the following
Applications to appropriate water:

No. 5969 for 0.1 c.f.s. from 2 unnamed tributaries
of Nisqually River

\$10.00

No. 5970 for 0.05 c.f.s. from unnamed tributary of
Fish Creek

10.00

No. 5971 for 1.25 c.f.s. for domestic, recreational,
and fire protection purposes and 0.25 c.f.s.
for power, from 2 branches of Edith Creek

10.00

No. 5972 for 9.6 c.f.s. from Paradise River

20.00

(Filing and recording fees under these appli-
cations are twice the examination fees, as
provided for in Sec. 44 (b) of the Water Code-
Sec. 7399 (b) Rem. Rev. Stat.)

\$50.00

C O P Y

State of Washington
Department of Conservation and Development
Olympia

April 10, 1944.

Mr. John C. Preston, Supt.
Mount Rainier National Park
Longmire, Washington

Dear Sir:

We acknowledge receipt of affidavits of publication set out in your letter of April 7.

We have also received today, direct from the Chehalis Advocate, two sets of affidavits of publication of notices of Applications Nos. 5971 and 5972 and of petitions for change of points of diversion, purpose and place of use of water on Rampart Creek, Van Trump Creek and Nisqually River.

We have checked over these notices and find them correctly published except the notice in the Chehalis Advocate in regard to petition for change of waters of Nisqually River, in which they have made an error in the Section, which is given as 33 instead of 23, as set out in the notice sent to them. We have marked this on the copy of notice, which we are forwarding to you. We doubt whether there will ever be any question regarding any of these changes as they are all within the park area, and therefore we will not require that the notice shall be republished. Of course, if you prefer to have it republished, the paper should do so, as it is their error, and we will leave the matter to your judgment.

We are forwarding the voucher from the paper for cost of publication and one copy of each notice, keeping the other set for our records. We hope this will be agreeable to you. If not, we will also send the other set to you upon request and have you return them to us later.

Yours very truly

CHAS. J. EARTHOLET
Supervisor of Hydraulics

By

Secretary.

G.H.

c.c.- A. van V. Dunn.

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
MOUNT RAINIER NATIONAL PARK
LONGMIRE, WASHINGTON

April 7, 1944.

Mr. Chas. J. Bartholet,
State Supervisor of Hydraulics,
Olympia, Washington.

Dear Mr. Bartholet:

There are enclosed Affidavits of Publication received from the Tacoma Daily Index covering the publication of the following notices issued by your office:

- (1) Petition for change of points of diversion,
dated March 1, 1944
- (2) Water Right applications Nos. 5969, 5970 and 5971,
dated March 1, 1944
- (3) Petition for change of point of diversion,
dated March 14, 1944

Sincerely yours,

John C. Preston
Superintendent.

cc Region Four
Water Rights Section. ✓

Attached are voucher from Tacoma Daily Index for payment (\$28.15);
also Affidavits of Publication for your files.

JCP

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
MOUNT RAINIER NATIONAL PARK
LONGMIRE, WASHINGTON

March 23, 1944.

Tacoma Daily Index,
726 Pacific Avenue,
Tacoma, Washington.

Gentlemen:

There are enclosed the following instruments issued by the State Supervisor of Hydraulics, which we request be published for two consecutive weekly issues of your newspaper:

Notice of Petitions for Change of Points of Diversion,
dated March 1, 1944

Notice of Water Right Applications Nos. 5969, 5970 and
5971, dated March 1, 1944

Notice of Petition for Change of Point of Diversion,
dated March 14, 1944

After publication has been completed kindly submit two copies of Affidavit of Publication to this office, both to be originals.

Charges should be billed on the enclosed voucher, which should be signed where indicated, and returned to this office for payment after publication has been completed.

Very truly yours,

John C. Preston
Superintendent.

cc Mr. Dunn ✓



March 23, 1944.

The Chehalis Advocate,
Chehalis, Washington.

Gentlemen:

There are enclosed the following instruments issued by the State Supervisor of Hydraulics, which we request be published for two consecutive weekly issues of your newspaper:

Notice of Water Right Application No. 5972, dated March 1
Notice of Petitions for Change of Point of Diversion,
dated March 1, 1944
Notice of Water Right Application No. 5971, dated March 15

After publication has been completed kindly submit two copies of Affidavit of Publication to this office, both being originals.

Charges should be billed on the enclosed voucher, which should be signed where indicated, and returned to this office for payment, after publication has been completed.

Very truly yours,

John C. Preston
Superintendent,

cc Mr. Dunn ✓



ARTHUR B. LANGLEIE
GOVERNOR

STATE OF WASHINGTON
DEPARTMENT OF CONSERVATION AND DEVELOPMENT
ED DAVIS, DIRECTOR
TRANSPORTATION BUILDING
OLYMPIA

DIVISIONS:

GEOLOGY
FORESTRY
RECLAMATION
FLOOD CONTROL
WATER RESOURCES
MINES AND MINING
COLUMBIA BASIN PROJECT

MAR 23 1944

March 21, 1944.

[Handwritten signature] 3/22

Mr. A. van V. Dunn
Hydraulic Engineer
National Park Service
601 Sheldon Building
San Francisco 5, California

Dear Sir:

We acknowledge receipt of check for \$20.00 to cover fees for certificates of change under the four petitions for such change which were filed on February 28, 1944.

However, we will have to hold the check until the thirty day period after last date of publication of the notices has expired so that we can approve the petitions for certificates. We believe, though, that there will be no question but that the applications will be approved.

Yours very truly

CHAS. J. BARTHOLET
Supervisor of Hydraulics

By *[Handwritten signature]*
Secretary.

G.H.

STATE OF WASHINGTON
DEPARTMENT OF CONSERVATION AND DEVELOPMENT
OLYMPIA

CP 3/17

March 15, 1944.

Mr. John C. Preston, Supt.
Mount Rainier National Park
Longmire, Washington

Dear Sir:

We are enclosing, herewith, a separate notice of Application No. 5971, which should be published for two consecutive weekly issues of any newspaper of general circulation published at Chehalis, the county seat of the county in which the use is to be made (or part of it), after which kindly send the affidavit of publication to this office. This is in addition to the combined publication of Applications 5969, 5970 and 5971, which we sent you to be published in Pierce County, as explained in our letter of today to Mr. Dunn, a copy of which is enclosed.

We also enclose a notice of petition of change of point of diversion and place of use of waters of the Nisqually River to Paradise River, which notice should be published in two consecutive weekly issues of any newspaper published at Tacoma, the county seat of Pierce County, after which send the affidavit of publication to us. This publication is in addition to publication in Lewis County, which we have already requested you to make in a notice combined with other petitions for change.

We hope this will straighten out the whole matter.

Yours very truly

CHAS. J. BARTHOLET
Supervisor of Hydraulics

By *J. Hallahan*
Secretary.

G.H.

c.c.- Mr. A. van V. Dunn.

STATE OF WASHINGTON
OFFICE OF THE SUPERVISOR OF HYDRAULICS
Olympia.

NOTICE OF WATER RIGHT APPLICATION NO. 5971

To Whom It May Concern: Notice is hereby given that the United States of America, Dept. of the Interior, National Park Service, by John C. Preston, Supt. of Mount Rainier National Park, Longmire, Washington, under date of February 28, 1944, filed an application for a permit to divert, subject to existing rights, public waters of two branches of Edith Creek, tributary of Paradise River, in the amounts of 1.25 second-feet for domestic, recreational and fire protection purposes and 0.25 second-feet for power purposes, from Jan. 1 to December 31 of each year, the proposed point of diversion to be located within the approximate S $\frac{1}{2}$ of SE $\frac{1}{4}$ of Sec. 12, Twp. 15 N., Rge. 8 E.W.M.(unsurveyed), Pierce County, Washington, said water to be used within S $\frac{1}{2}$ of N $\frac{1}{2}$ of S $\frac{1}{2}$ of Sec. 13, and N $\frac{1}{2}$ of Sec. 24, Twp. 15 N., Rge. 8 E.W.M., in Pierce and Lewis counties.

A map showing the location and plan of said diversion and places of use is on file in the office of the State Supervisor of Hydraulics, Olympia, Washington, together with such other information as is required by law.

Any person, firm or corporation whose right will be injuriously affected by said application may file with the Supervisor of Hydraulics, at Olympia, Washington, such objections or representations, in writing, as he may desire to make, within thirty (30) days after date of last publication, which date is _____.

Witness my hand and official seal this 15th day of March, 1944.


CHAS. J. BARTHOLET, Supervisor of Hydraulics.



ARTHUR B. LANGEIE
GOVERNOR

STATE OF WASHINGTON
DEPARTMENT OF CONSERVATION AND DEVELOPMENT
ED DAVIS, DIRECTOR
TRANSPORTATION BUILDING
OLYMPIA

March 15, 1944.

MAR 17 1944
DIVISIONS:
GEOLOGY
FORESTRY
RECLAMATION
FLOOD CONTROL
WATER RESOURCES
MINES AND MINING
COLUMBIA BASIN PROJECT

Mr. A. van V. Dunn
Hydraulic Engineer
National Park Service
601 Sheldon Building
San Francisco 5, California

Dear Sir:

Replying to your letter of March 10, regarding the publication of notices of water right applications Nos. 5969, 5970, 5971 and 5972 and four petitions for change of points of diversion, purpose and place of use:

Sec. 30 of our State Water Code states that such notices shall be published in one newspaper of general circulation published at the county seat of the county or counties in which the storage, diversion and use are to be made. We are enclosing a copy of the Water Code, which may be useful to you in future transactions with this office.

Concerning your comments:

1. Our letter requested that Applications 5969, 5970 and 5971 be advertised in Pierce County only. However, after checking over these applications again and your letter of March 4, the last paragraph on page 2, we have decided that Application #5971 should also be advertised in Lewis County and are accordingly sending a separate notice of that application to be advertised in that county.

2. Regarding publication of notice of Application #5972, the point of diversion on Paradise River is located in the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 23, and the power house, or place of use, is described as within the E $\frac{1}{2}$ of SW $\frac{1}{4}$ of Sec. 22, Twp. 15 N., Rge. 8 E.W.M., both being located in Lewis County, and should be advertised in that county only.

3. Regarding publication of notice of changes from Rampart Creek, we believe that this will not need to be readvertised and the quantities will be set out correctly in the certificate of change when issued.

4. The quantity of water to which this change applies is all that is mentioned in our notice and the quantity of water, which is still to be used at the old location is not mentioned in such notices nor is it jeopardized by the omission.

5. After further study of the question, we agree with you that the notice of petition for change from the Nisqually River

to Paradise River should be advertised in Pierce as well as Lewis County and we are sending a notice for that purpose.

We believe that the best way to handle the publications is not to make any changes in the notices first sent to you and advertise them as instructed, but in addition to publish the two notices just mentioned, which we are enclosing, with instructions for publication. We are sending the originals of these notices to Mr. Preston and copies to you and hope that this will be agreeable to you.

Yours very truly

CHAS. J. BARTHOLET
Supervisor of Hydraulics

By *J. Stallen*
Secretary.

G.H.

c.c.- John C. Preston.

S. F. No. 1912-10-41-25C. 23528.

STATE OF WASHINGTON

Cash Receipt

Department of Conservation and Development

No. 25168

RECEIVED FROM National Park Service, San Francisco, Ca Olympia, Wash., Mar. 11, 1945
Twenty five - 25.00 DOLLARS 25.00
 To be placed to General Fund ☒ Reclamation Revolving Fund ☐
 the credit of: Trust Fund

<u>Water Code</u>
<u>Examination Fee</u>
<u>App. 5969, 5970, 5971</u>
<u>+ 5472 - 20.00</u>
<u>Additional Exam Fee</u>
<u>App. 5972 - 5.00</u>
<u>25.00</u>

ED DAVIS, Director

By

M. Stue

Standard Form No. 1034a-Rev.
Form approved by
Comptroller General, U. S.
May 26, 1938
(Gen. Reg. No. 31, Supp. No. 7)

PUBLIC VOUCHER FOR PURCHASES AND SERVICES OTHER THAN PERSONAL

12 227537

D. O. You No.

Bn. You No. 34757

GENERAL ACCOUNTING
OFFICE PREAUDIT

Certified for payment in the
sum of \$.....

Comptroller General of the
United States

By

U. S. Dept. of the Interior, National Park Service

(Department, bureau, or establishment)

Voucher prepared at San Francisco, Calif., Oct. 18, 1943.

(Give place and date)

THE UNITED STATES, Dr.,

To Division of Water Resources, State of Washington

(Payee)

Address Olympia, Washington

Payee's Account No.

PAID BY

(For use of Paying Office)

No. and Date of Order	Date of Delivery or Service	Articles or Services (Enter description, item number of contract or general supply schedule, and other information deemed necessary) Terms Discount Cash days	Quantity	UNIT PRICE		AMOUNT	
				Cost	Per	Dollars	Cts.
10/15/43		Brought forward from continuation sheet(s)					
		Fee for examination of water right applications to appropriate water for following areas of Mt. Rainier National Park:					
		Wisqually Entrance, Appl. #5969	1			5	00
		Taboma Vista Parking Area, #5970	1			5	00
		Supplemental Supply for Paradise Power, #5972	1			5	00
		Supplemental Supply for Paradise Water System, #5971	1			5	00
		(Continued)					
						20	00

Shipped from to Weight Government B/L No. Total

I certify that the above bill is correct and just; that payment therefor has not been received; and that except as otherwise noted all of the articles, materials, and supplies furnished under purchase order No.
If unmanufactured articles, materials, and supplies, have been mined or produced in the United States, and if manufactured articles, materials, and supplies, they have been manufactured in the United States substantially all from articles, materials, or supplies mined, produced, or manufactured, as the case may be, in the United States; and that State or local sales taxes are not included in the amounts billed.

*Payee Division of Water Resources, State of Washington, State (Memorandum—Do not sign)

Per G. Hallahan

Title Secretary

(Payee must NOT use this space)

Differences

Account verified; correct for

(Signature or initials)

Contract No. Date Req. No. Date Invoice Rec'd

Pursuant to authority vested in me, I certify that the above articles were received in good condition, after due inspection, acceptance, and delivery prior to payment as required by law, or the services were performed as stated; that they were procured under the contract numbered above or the unnumbered contract attached hereto, or that they were procured without written contract, in open market, and with or without advertising, under the circumstances stated in No. of "Method of or Absence of Advertising" shown on reverse hereof, and were necessary for the public service; and that the prices charged are just and reasonable and in accordance with the agreement.

Approved for \$25.00

(Memorandum—Do not sign)

†

Title

ACCOUNTING CLASSIFICATION (for completion by Administrative Office)

ACCOUNTING CLASSIFICATION (for completion by Administrative Office)						
Appropriation, limitation, or project symbol	Appropriation title				Limit's or Proj't Amount	Appropriation Amount
Allotment symbol	Amount	Encumbrance liquidated	COST ACCOUNT		OBJECT OF EXPENDITURE	
			Symbol	Amount	Symbol	Amount

Paid by { Check No. dated 19.... for \$..... } on Treasurer of the United States in favor of payee named above.
{ Cash, \$....., on 19.... } * Payee

(Check original only)

* If a receipt is secured or received in the name of a subsidiary or corporation, the name of the party writing the receipt or corporate name, as well as the receipt in full, must be given. For receipt: "Paid the Company, one-half month, Secretary of Treasurer," as the case may be.
If the receipt is merely for authority to approve, the signature is not needed, the signature only is necessary; otherwise the approving officer will sign on the check when billed. Approved for \$....., and over his official title.

U. S. GOVERNMENT PRINTING OFFICE 10-17514

Per

Title

Standard Form No. 1635 a—Revised
Form approved by
Comptroller General, U. S.
June 8, 1937
(Gen. Reg. No. 51, Sup. No. 7)

Public Voucher for Purchases, and Services other than Personal

MEMORANDUM

CONTINUATION SHEET

U. S. Dept. of the Interior, National Park Service

(Department, Bureau, or Establishment)

Sheet No. 2 of Bureau Voucher No. 34-757

No. and Date of Order	Date of Delivery or Service	ARTICLES OR SERVICES (Enter description, Item Number of Contract or General Supply Schedule, and other information deemed necessary) Terms% Discount Cash days	QUAN- TITY	UNIT PRICE		AMOUNT	
				Cost	Per	Dollars	Cts.
		Total brought forward.....				\$20	00
		Examination fee under Application #5972 for appropriation of 9.6 c.f.s. of waters of Paradise River for power purposes - (in addition to initial examination fee)- 9.6 c.f.s. @ \$1.00 per cubic foot per second				5	00
TOTAL						\$25	00

NOTE.—This form to be used as a "Continuation Sheet" where more than one sheet is required, carrying forward the total or totals to, or summarizing them upon, Form No. 1034.
U. S. GOVERNMENT PRINTING OFFICE 10-2582

WATER RIGHTS SECTION
601 Sheldon Building
San Francisco 5, California

March 10, 1944.

State Supervisor of Hydraulics,
Transportation Building,
Olympia, Washington.

Dear Sir:

Reference is made to your letter of March 8 with regard to Water Right Applications 5969, 5970, 5971, and 5972 and related petitions to change points of diversion under certain vested claims or rights.

My letter of March 4 was written after receiving your letter to me but not the copy of instructions to Superintendent Preston on the same subject. The latter letter clarified some of my questions.

We prefer to have you specify which notices shall be advertised in each of the two counties. This Water Rights Section has acquired a fairly general familiarity with the water codes of the semi-arid states, but the mere fact that we are dealing with a dozen states makes it impossible to give proper study to all the details. However, we are interested in the elimination of all possible grounds for future protest of our rights. Leaving the final decision to you, I amend my comments as follows:

1. Notice Covering Applications 5969, 5970, and 5971. This seems to be of interest only to Pierce County, as you indicate.
2. Notice Covering Application 5972. This seems to be of interest to both Pierce and Lewis Counties.
3. Notice of Changes from Rampart Creek to Rampart Coal Creek, Van Trump Creek to Paradise River, and from Misqually River to Paradise River. This is evidently the one to be advertised in Lewis County since the transfer from Deadhorse to Edith Creek is not included. This seems to be satisfactory except that the notice seems to imply a greater future diversion from Coal Creek than is intended. If there is no protest, and there probably will not be, there is no need for change now although the permit instrument which will be recorded should have the quantity reduced.

4. Notice of Changes from Rampart Creek to Coal Creek, Van Trump Creek to Paradise River, and Deadhorse Creek to Edith Creek. You have designated this as the notice to advertise in Pierce County. Since the original filing on Rampart Creek by David Longmire claimed the excessive diversion of 10 sec. ft., the failure to mention that we still propose to divert 0.21 sec. ft. from Rampart Creek seems unimportant as long as that right is covered in the instrument to be recorded later.

The one thing I do not yet fully understand is why the change from the Misqually River to the Paradise River does not have to appear in both items 3 and 4 if the change from Van Trump Creek to the Paradise River is required in both. Without further study of the matter I should have omitted both from the Notice for Pierce County as the only interest to that county is that 7.35 sec. ft. of water from Van Trump Creek and 16.5 sec. ft. of water from the Misqually River are now available for further appropriation. As all the water is returned to the stream before the combined flow reaches the Park boundary the only important matter seems to be to see that the owners of the Eagle Peak Mining Company know that the diversion of both quantities, together with the 9.6 sec. ft. under Application 5972, are being legalized, used and returned above their headgate with various priorities as compared with their own. If that Company is alarmed at all it will probably become so from the notice of 16.95 sec. ft. covered in two parts in both counties, and will then discover the other 16.5 sec. ft. advertised in only one county on inquiry either at your office or the Park.

From these considerations the need for farther advertising seems to be entirely a matter of law. If you think the law is covered, we concur. Should you prefer to advertise another notice we should be able to prepare one to cover the omissions without cancelling any advertisements which have already started.

The voucher to cover filing and recording the certificates of change is being sent through for payment. The earlier one for fees relating to the applications should have been paid by now. Please advise if it is not received a week ahead of the required date.

Yours very truly,

AvVD:sh

A. van V. Dunn,
Hydraulic Engineer.

cc: Region Four.
Supt., Ft. Rainier.



STATE OF WASHINGTON
DEPARTMENT OF CONSERVATION AND DEVELOPMENT
ED DAVIS, DIRECTOR
TRANSPORTATION BUILDING
OLYMPIA

MAR 13 1944

DIVISIONS:
GEOLOGY
FORESTRY
RECLAMATION
FLOOD CONTROL
WATER RESOURCES
MINES AND MINING
COLUMBIA BASIN PROJECT

March 8, 1944.

Mr. A. van W. Dunn
Hydraulic Engineer
National Park Service
601 Sheldon Building
San Francisco 5, California

Dear Mr. Dunn:

Replying to your letter of March 4:

We note that you have made the change in voucher to cover the initial and additional examination fees under applications 5967, 5968, 5971 and 5972, and we are signing and returning herewith the voucher in the amount of \$20.00 to cover fees for filing and recording Certificates of Change for four petitions.

As to the notices for publication: If you wish to have all of these notices published in both Lewis and Clark counties we will make out new forms of notice to include all of the petitions for change.

Concerning the 5th Paragraph on the first page of your letter, we will issue the certificate in accordance with the fifth paragraph of the order. In making out the notice, the fact that the change of the entire quantity of 0.76 c.f.s. was not all to be made to Coal Creek was overlooked, as it did not show on the face of the application. We do not believe that this will make any material difference, but if you wish, the notice can be changed along with the other changes mentioned.

Regarding the last paragraph of your letter in connection with the petition for change from the Roadhouse drainage to Tith Creek, this petition is for change of point of diversion of water only and as there is no change of place of use mentioned, there is no necessity to have the notice published in the county in which the use is made.

Under these circumstances, if you wish to have corrected notices, please advise us at once so that they can be made out accordingly.

Yours very truly

ED DAVIS, DIRECTOR
Department of Conservation and Development

C.C.
John C. Pearson

By *B. Hallahan*
Secretary.

WATER RIGHTS SECTION
601 Sheldon Building
San Francisco 5, California

March 4, 1944.

State Supervisor of Hydraulics,
Transportation Building,
Olympia, Washington.

Dear Sir:

Reference is made to your letter of March 2 with regard to water right applications 5969, 5970, 5971 and 5972 and petitions to change points of diversion and place of use in the Nisqually drainage of Mt. Rainier National Park.

The voucher was amended to cover \$25 for the examination of the four applications and sent to the disbursing officer at once. You should receive the payment within a very few days. Since the fees for filing and recording the changes in points of diversion cannot be paid until the steps are taken, we have entered them on a voucher which we enclose herewith. Please sign and return it for payment when you are ready to file and record the changes.

We wish to thank you for correcting the name of the county on application No. 5972.

After reviewing the notices to be advertised it is assumed that two notices relating to the changes in point of diversion are for publication in each of the two counties affected. I cannot see why the transfer of 16.5 sec. ft. from a point at Longmire on the Nisqually River to a point on the Paradise River should not have been included in both since the original diversion was at a point where the river is the county boundary. Of course the new diversion is entirely in Lewis County. As it stands, this is evidently the notice being advertised in Lewis County.

The notice regarding the change point from Rampart Creek to Coal Creek, appearing in both notices seems to imply that we propose to transfer the whole 0.76 sec. ft. to Coal Creek although by the fifth item in the rider attached to the petition we only wish to transfer 0.55 sec. ft. to Coal Creek and move the point of diversion of 0.21 sec. ft. to a somewhat higher point on Rampart Creek, Canyon or Ravine. The fact that the change is listed in both notices indicates some diversion will be in each county in the future but can you issue the license or other instrument in accordance with the fifth paragraph of rider, from the notice being advertised?

15000

The change of 7.35 sec. ft. from Van Trump Creek to the Paradise River is in both notices, although there will be no diversion from Pierce in the future. The appearance of this notice in the copies for both copies suggests that Pierce County is interested in 7.35 sec. ft. that is being released for further appropriation.

The transfer of 0.035 sec. ft. from the Deadhorse drainage to Edith Creek appears in only one notice, and not the one including the transfer of 16.5 sec. ft. from the Misqually to the Paradise River. This, then, is the notice being advertised in Pierce County. Both diversions are in Pierce County, but the transfer is to the water system covered by application 5971 which indicates under item 14 that use will be in Sections 13 and 24, the first in Pierce and Lewis Counties, and the second in Lewis County. As a matter of fact, the claim for use in Section 24 is to cover a lateral serving comfort stations at Karada Falls, in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 24. If Pierce County is interested in abandonment of the Van Trump diversion, Lewis County should be equally interested in the possible consumptive use from the Edith Creek diversion.

Yours very truly,

AvVD:sh

A. van V. Dunn,
Hydraulic Engineer.

Enclosure 373.

cc: Director.
Region Four.
Supt., Mt. Rainier.

STATE OF WASHINGTON

OFFICE OF SUPERVISOR OF HYDRAULICS
Olympia

NOTICE OF WATER RIGHT APPLICATION NOS. 5969, 5970 and 5971

TO WHOM IT MAY CONCERN:

Notice is hereby given that the United States of America, Department of the Interior, National Park Service, by John C. Preston, Superintendent of Mount Rainier National Park, Longmire, Washington, on February 28, 1944, filed with the State Supervisor of Hydraulics, Olympia, Washington, applications for permits to divert, subject to existing rights, public waters of the State of Washington, in Pierce County, as follows:

Application #5969 for appropriation of 0.1 second-feet of waters of two unnamed streams, tributary of Nisqually River, from January 1 to December 31 of each year for supplemental supply for domestic, recreational, fire protection, irrigation and stock watering purposes, the proposed points of diversion to be within NW $\frac{1}{4}$ of SE $\frac{1}{4}$ and SE $\frac{1}{4}$ of NE $\frac{1}{4}$, respectively, of Sec. 14, Twp. 15 N., Rge. 7 E.W.M.;

Application #5970 for appropriation of 0.05 second-feet of the waters of an unnamed tributary of Fish Creek, tributary of Tahoma Creek from May 1 to November 1 of each year for domestic and recreational purposes, the proposed point of diversion being within the approximate NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 10, Twp. 15 N., Rge. 7 E.W.M. (unsurveyed); and

Application #5971 for appropriation of waters of two branches of Edith Creek, tributary of Paradise River, from January 1 to December 31 each year, in the amount of 1.25 second-feet for domestic, recreational and fire protection purposes, and 0.25 second-feet for power purposes, the proposed point of diversion being within the approximate S $\frac{1}{2}$ of SE $\frac{1}{4}$ of Sec. 12, Twp. 15 N., Rge. 8 E.W.M.

Maps showing the locations and plan of said diversions and places of proposed use are on file in the office of the State Supervisor of Hydraulics, Olympia, Washington, together with such other information as is required by law.

Any person, firm or corporation whose right will be injuriously affected by said applications may file with the State Supervisor of

Hydraulics, at Olympia, Washington, such objections or re-
presentations, in writing, as he may desire to make, within thirty
(30) days after date of last publication, which date is _____

Witness my hand and official seal this 1st day of
March, A. D. 1944.

CHAS. J. BARTHOLET
State Supervisor of Hydraulics.



ARTHUR B. LANGLEIE
GOVERNOR

STATE OF WASHINGTON
DEPARTMENT OF CONSERVATION AND DEVELOPMENT
ED DAVIS, DIRECTOR
TRANSPORTATION BUILDING
OLYMPIA

DIVISIONS:
GEOLOGY
FORESTRY
RECLAMATION
FLOOD CONTROL
WATER RESOURCES
MINES AND MINING
COLUMBIA BASIN PROJECT

REGISTERED

March 2, 1944.

MAR 1 1944
MAR 1 1944

@ 3/4/44

Mr. A. van V. Dunn
Hydraulic Engineer
National Park Service
601 Sheldon Building
San Francisco 5, California

Dear Mr. Dunn:

Re: Applications Nos. 5969, 5970, 5971
and 5972, and Petitions for Change of
Points of Diversion and Place of Use.

We acknowledge receipt of four applications for appropriation of water, which have been given the above numbers for our records.

The notices of these applications are being sent to Mr. Preston, Superintendent of Mt. Rainier National Park at Longmire, as requested in your letter of Feb. 24, and we are enclosing copies of the notices sent to him so that you may have a record of the numbers.

We have signed the voucher to cover fees and are enclosing it, herewith. However, there are changes. There is no filing fee for petitions for change. When certificates are issued the fee for filing and recording in this office will be \$5.00 each (This is set out by statute).

There is also an additional examination fee due under Appropriation Application No. 5972, for which statement is attached hereto. The Water Code (Sec. 7399 Rem. Rev. Stat.) provides that such additional fee must be paid within thirty days from filing application in this office and that unless so paid the application shall be rejected.

Notices of the four petitions for change of points of diversion and place of use are also being sent to Mr. Preston for publication. However, you will notice that we have changed "Pierce" to "Lewis" county, as shown on our maps, in Application 5972 for power purposes on Paradise River, and petition for change on the Nisqually River, also for power purposes.

Yours very truly

CHAS. J. BARTHOLET
Supervisor of Hydraulics

G.H.

By *S. Hallahan* Secretary.

S. F. No. 6721-8-41-1M. 23013.

STATEMENT

Olympia, Wash., March 2, 1944

U. S. Dept. of the Interior, National Park Service

San Francisco, California

In Account With

STATE OF WASHINGTON

DEPARTMENT OF CONSERVATION AND DEVELOPMENT

Fees for filing and recording Certificates of Change of Points of Diversion and Places of Use 4 Certificates @ \$5.00 each	\$20.00
--	---------

(These fees do not need to be paid until petitions
are approved for certificates, after publications
have been made.)

STATE OF WASHINGTON
DEPARTMENT OF CONSERVATION AND DEVELOPMENT
OLYMPIA

MAR 1944

March 2, 1944.

Mr. John C. Preston, Supt.
Mount Rainier National Park
Longmire, Washington

Dear Sir:

Re: Applications Nos. 5969, 5970
and 5971

We are enclosing notices of the above numbered applications, which should be published for two consecutive weekly issues of any newspaper of general circulation published at Tacoma, the county seat of the county in which the proposed diversions and use are to be made, after which kindly send the affidavits of publication to this office.

Yours very truly

CHAS. J. BARTHOLET
Supervisor of Hydraulics

By

G.H.

Secretary.

c.c.- Mr. A. van V. Dunn.

WATER RIGHTS SECTION
601 Sheldon Building
San Francisco 5, California

February 24, 1944.

State Supervisor of Hydraulics,
Olympia, Washington.

Dear Sir:

We enclose applications relating to water rights at Mt. Rainier National Park as follows, all in the Misqually River Drainage:

1. Application to appropriate a supplemental supply for the Misqually Entrance with a declaration of vested interests at time of adoption of your water code.
2. Application to appropriate water for the Tahoma Vista area from a nameless tributary of Fish Creek.
3. Application to change point of diversion and enlarge area of use under a water claim filed in the county by David Longmire in 1906.
4. Application to change point of diversion and place of use from the old Longmire hydroelectric plant on the Misqually River, with claimed priority of 1911, to the Paradise Hydroelectric plant of this Service.
5. Similar application to change point of diversion and place of use from Van Trump Creek power plant with claimed priority of 1916 to said Paradise hydroelectric plant.
6. Application for supplemental supply to cover remainder of diversion capacity of the Paradise hydroelectric plant.
7. Application to change point of diversion of original Reese's Camp system at the Paradise area, with priority of 1906, to the present water system of the National Park Service in that area.
8. Application to appropriate a supplemental supply from Edith Creek to cover capacity of the Paradise water system in excess of the vested interests established for Reese's Camp.

There is also enclosed a summary of the method used in determining the vested power rights appurtenant to the Nisqually and Van Trump hydroelectric plants.

From your letter to Superintendent Preston at Mt. Rainier, dated October 19, 1943, and relating to Applications 5916 and 5917, we gather that you will only need 3 prints of the map NP-RAI-6983 to accompany this group of applications, and enclose them accordingly. More prints are available if our interpretation is wrong.

We enclose a voucher for \$24 which seems to cover the initial fees for filing. Should the applications for change in points of diversion cost more, we can merely substitute a new continuation sheet. Hence, please sign the first sheet and return with a statement of any alterations you may wish.

Please address this office if you have any questions regarding the applications, but send the notice of appropriation for publication to the Superintendent, Mount Rainier National Park, Longmire, Washington.

Yours very truly,

AvVD:sh

A. van V. Dunn,
Hydraulic Engineer.

Enclosure 363.

cc: Director.
Region Four.
Supt., Mt. Rainier.

2/19

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
MOUNT RAINIER NATIONAL PARK
LONGMIRE, WASHINGTON

January 31, 1944.

MEMORANDUM for Hydraulic Engineer, Water Rights Section,
c/o Regional Director, Region Four.

As suggested by you we have enumerated below the changes which it is felt should be made in the various applications and petitions prepared by you covering the appropriation of water in the Nisqually drainage in this park. We have only shown these changes in pencil on the carbon copies of the prepared forms as it was thought desirable that the corrections be made on all copies in one office, in order to eliminate the possibility of any differences occurring. We trust that this action on our part is satisfactory to you.

1. The only change suggested for the Nisqually Entrance System is in paragraph 1 to show the two nameless streams as being tributary to the Nisqually River direct rather than Tahoma Creek. It is recognized that this does not change the rights in any way.

2. In the application to appropriate water for the Tahoma Vista parking area, it is recommended that you show the source as being an unnamed tributary of Fish Creek which in turn would be a tributary of Tahoma Creek. This is a minor change and does not in any way affect the rights involved. It appears in paragraph 1.

3. As far as the Petition for change of point of diversion to cover transfer of vested right to 16.5 sec. ft. of Nisqually River water, the date on the petition should probably be changed from 1908 to 1911, as mentioned in our memorandum of December 22, in view of the fact that the latter date has now been established. We agree with you that it would not be justifiable to rewrite the Petition merely to provide for the small additional domestic use established in 1906.

Regarding the rider attached to this petition the right of the Eagle Peak Copper Mining Company to occupy and work its claims has been definitely established and I am sure there was no attempt to authorize any such operations by the permit in question. However, as you state, if the Park Service would have no authority to authorize the diversion of water about the only right involved would be the right-of-way for the flume. Just what should be done is not entirely clear, but it is obvious from your memorandum that the permit should



be eventually rewritten to more accurately describe the authorization intended. However, there is for consideration the fact that the original permit was executed prior to June 15, 1917, the date the State Code became effective. This possibly might have some bearing on the matter but it seems rather doubtful.

It now appears quite definite that no water right was ever issued to the Eagle Peak Copper Mining Company or any of its organizers or officers, but we intend to investigate this matter further in connection with a search of the records that must be made in connection with another matter. The County Auditor of Lewis County was contacted in regard to Mr. Wheelock's claim that he had made water right filings in 1905 and 1908 and he advised that there was no record of any action taken by Lewis County in connection therewith. However, mention was made of water rights in the mining claim filing for Paradise No. 1, which is one of the claims of the Eagle Peak Copper Mining Company. Quoting from the mining claim record this particular claim reads as follows: "--together with all mineral deposits contained therein, and all timber growing within the limits of said claim, and all water or water privileges thereon or appurtenant thereto, situated in --- Mining District, Lewis County, State of Washington". The County Auditor advises that this is the only reference to water rights in the claim. In the meantime this will not affect the petition you have prepared unless you desire to modify the rider slightly as has been outlined herein.

4. With reference to the Petition to change point of diversion from Van Trump Creek, the same rider referred to in the preceding paragraph is attached and any change in wording made should appear in both petitions.

5. In the application to appropriate 9.6 sec. ft. of water from the Paradise River, the only change to be made is the reference to the date of the construction of the Longmire power plant which is shown as 1908 under the Remarks paragraph. The date of the construction of this plant was originally estimated to be 1908, but has subsequently been established as 1911.

6. In regard to the Petition for change of point of diversion in Paradise Valley, it is unfortunate that making the Reese Camp spring tributary to the Nisqually River via Deadhorse Creek weakens your petition, but it is believed that the addition to the rider suggested in your memorandum of December 28 will adequately protect the Government's interest. The first line in the last paragraph of the rider should be eliminated.

7. In application to appropriate 1.25 sec. ft. for domestic purposes and 0.25 sec. ft. for power purposes in Paradise Valley, as previously explained the Edith Creek system was initially constructed in 1916 with some improvement and reconstruction in 1923, in the event you deem it desirable to mention this. In our memorandum of December 22, 1943 we erroneously showed the latter date as 1920. This information appears under paragraph 17.

8. Where changes are involved in Drawing 6983 they have been indicated on the copy which is attached to this memorandum. The tracing and the balance of the copies of the drawing are being returned under separate cover.

Also enclosed are originals and duplicates of all applications and petitions. The originals have been signed.


John C. Preston
Superintendent.

cc Region Four.

Water Rights Section
601 Sheldon Building
San Francisco 5, California

December 28, 1943.

MEMORANDUM for the Superintendent,
Mount Rainier National Park.

Reference is made to your memorandum of December 22, 1943, with regard to corrections to be made in the applications to appropriate water in the Nisqually drainage of Mt. Rainier.

It is extremely desirable to have the information correct, both as statements to be signed by you, and as records for future adjudication. For several reasons I suggest that you make the corrections you desire on the typed applications, indicate the desired changes on the map, sign the applications and return all to this office for transmittal to the State Supervisor of Hydraulics.

As indicated by the accompanying letter to the State Supervisor of Hydraulics, there is some question of requirements which should be settled before we send more. It is also desirable to make a revised negative if the tracing is to be retained by the state, as I previously contemplated. Further, it is extremely essential to have our other copies of the applications agree exactly.

There are several comments to offer with regard to the suggested changes:

1. The change in drainage from the springs serving the west entrance makes no change in rights.
2. The change in name of source for Tahoma Vista supply does not change rights.
4. The loss in power priority on the old Longaire power plant, from 1908 to 1911 is not serious. I would not attempt to assign the date, June 22, 1906, to power, but we could probably use it for a little more vested domestic use if we desired to do so. This would introduce a further right initiated by the railway which could be transferred to the Coal Creek system and thus reduce the amount to be transferred from Rampart Creek under the petition I listed as No. 3 in my memo of October 18, 1943. However, unless you wish to do it, I do not feel that I can show enough gain to justify rewriting one petition and drafting another.

FILE COPY

After reading the permit for the Eagle Peak Copper Mining Company in Chicago, I agree that the statement in the rider to the petition is not exactly right, but the permit itself cannot grant exactly what it states, either. Only the state can grant the right to divert water, and certain maps of the mining claims have been made part of the original permit and probably apply to the renewal. In your files you will find a blue print about 18" x 24" on scale of "half inch equal 100 ft.", showing the mill site, Paradise Claim No. 1, Aldula Claim, and the flume location, all with a seal in lower right corner. I have copy but forgot to note instrument to which it was attached. There was also a cruder sketch of about the same size on scale 200' = 1 inch, showing these claims but not the flume, and including Ira Henry Nos. 1 and 2 claims as well; and this sketch was sent to the park with permit Jan. 1-Dec. 31, 1918, with a letter of transmittal dated February 27, 1918. There was also more detailed location of mill site, an aerial tram, and certain ties, submitted with Superintendent Reaburn's letter of July 26, 1918.

I did not try to obtain a legal definition from the Chief Counsel, but I interpret the permit to recognize the unpatented mining claims and mill site, and grant the right of way for the flume, provided water rights perfected by claimant (from county or state) shall not result in generation of more than 100 horse power. If I am correct there is not much wrong with the rider in the National Park Service water right claims except that it strengthens the permit which we may want to cancel and amend at any time.

Perhaps we should ask for more thorough legal consideration of the history of the permit before we do more. If we do, we should first have copies of the county water right filings by the company. I am interested in dates and quantities of water on record.

5 & 7. Explained above.

8 & 9. We weaken the petition (No. 8) by both priority and by making original Reese Camp spring tributary to the Misqually through Deadhorse Creek. Hence, I think we should add the following to the rider:

"The change in point of diversion, covered by this petition, from Deadhorse to Edith Creek, was made at the close of the tourist season in 1916. The new point of diversion was thus vested as of June 15, 1917, but the last full use of 0.035 sec. ft. of water at old diversion was during 1916 and its full use at the new point did not take place until July 1917."

It is then most essential to correct the priority to that established by construction in 1916 for the supplemental appropriation (No. 9).

AvVD:SH

A. van V. Dunn,
Hydraulic Engineer.

cc: Region Four.

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
MOUNT RAINIER NATIONAL PARK
LONGMIRE, WASHINGTON

DEC 27 1943

ROUTING	Date
(C)	12/3
FILE	

December 22, 1943.

MEMORANDUM for Hydraulic Engineer, Water Rights Section,
c/o Regional Director, Region Four.

With reference to the several water right applications for Nisqually River claims prepared by you, we have withheld filing them with the State Supervisor of Hydraulics until after your return from Chicago as there were several small errors which it was desired to bring to your attention. In most instances they are more or less inconsequential but there probably are some changes which you would want to make. For convenience these comments are made on the various applications in the order in which they are listed in your memorandum of October 18:

1. The source of the Nisqually Entrance water system is two nameless tributaries of the Nisqually River proper not Tahoma Creek. As far as can be determined the only change required is in paragraph 1, and can be made here if agreeable to you. *ok*
2. It is felt that the source of the water supply for the Tahoma Vista parking area would be better described as an unnamed tributary of Fish Creek rather than Fish Creek itself. Fish Creek is the outlet from Lake George. The only change required would be in paragraph 1 of application and can be made here. *ok*
4. With reference to the petition to transfer vested right to 16.5 sec. ft. of Nisqually River water from the old Longmire power plant to the existing Paradise River plant subsequent data obtained indicates that the Longmire plant was not built until 1911. Between 1906 and 1911 power was generated by steam with coal as fuel. All that will be required is to change the date from December 31, 1908 to December 31, 1911, in the first paragraph. However, we did locate a letter from the Department dated June 22, 1906 authorizing the Tacoma Eastern Railroad to carry water to the hotel at Longmire by means of a 2 inch pipe, extending about 950 ft. beyond the limits of the leased land. While this establishes an earlier use of water it does not appear to be of any special significance. *ok*

5. In the rider attached to the petition to transfer vested right to 7.35 sec. ft. of Van Trump Creek to Paradise power plant the same change referred to in paragraph four should be made.

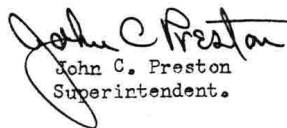
7. Date of construction of Longmire system under Remarks column to be changed from 1908 to 1911.

8. In connection with petition to change point of diversion of vested right initiated for Reese's Camp, Paradise Valley, the spring indicated in paragraph 1 should be tributary to Deadhorse Creek and the Nisqually River direct. Also from later data uncovered in our files it appears quite definite that this spring was not developed until 1908. The first sentence on the rider to this petition should also be deleted. These changes are all minor and can be made here if you prefer.

9. In regard to new application to appropriate 1.25 sec. ft. for domestic purposes and 0.25 sec. ft. for power purposes by the Paradise water system as supplemented supply to that under the vested Reese Camp right, our information indicates that the first installation on Edith Creek was in 1916 although there would be no appreciable use thereof until after July 1, 1917 when Paradise Inn was first opened for public use. Prior to the summer of 1917 all accommodations as far as the public was concerned were in the old Reese Camp location, although doubtless there was some usage by construction crews and other employees in the fall of 1916 and the early summer of 1917 prior to June 15. This is mentioned in the event you thought it worth while to make claim therefor. Otherwise all that will be necessary will be to change paragraph 17 to show the initial construction in 1916 with some improvement and reconstruction in 1920. Please advise further in regard to this.

A few changes in Drawing 6983 will also be necessary to correspond to the changes already mentioned in regard to the various applications, petitions, etc. We will be glad to draw in the corrected locations for the various streams at the Nisqually Entrance, and Paradise if you desire, both on the prints and the tracing.

We will withhold making any of the changes outlined above until further advice is received from you as to just how you desire to have this matter handled.


John C. Preston
Superintendent.

cc Region Four

Mr. Dunn.

601 Sheldon Building

October 18, 1943.

MEMORANDUM for the Superintendent,
Mt. Rainier National Park.

The following water right applications for Misqually River claims in Mt. Rainier National Park are enclosed for your signature and filing with the State Supervisor of Hydraulics:

1. Application to appropriate 0.100 sec. ft. from nameless tributaries of Tahoma Creek for the Misqually Entrance. This application also records an additional claim to 0.004 sec. ft. (2585 gpd) as vested right established by use prior to the adoption of the water code on June 15, 1917. All year use is claimed.
2. Application to appropriate 0.05 sec. ft. from Fish Creek for the Tahoma Vista Parking Area from May 1 to October 31 inclusive of each year. (You may prefer to claim all year use.)
3. Petition to change points of diversion and place of use under the water right filing, with priority of May 25, 1906, of the Longmire Mineral Springs Company for Rampart Creek and Canyon, as that claim was recorded at page 33, book 2 of Water Rights in Pierce County. The recorded claim for 10.0 sec. ft. was preposterous. By the terms of the petition, we reduce the right to 0.76 sec. ft. and assign 0.21 sec. ft. to the Rampart Creek Pipe Line and 0.55 sec. ft. to the Coal Creek Pipe Line, both of which serve the Longmire Area. Since 0.75 sec. ft. is about all the available supply in Rampart Creek, and we are transferring 0.55 sec. ft. to Coal Creek, there will now be an unappropriated 0.55 sec. ft. of flow in Rampart Creek, which we can cover by new appropriation when we wish. The present petition will allow the park to use:

135,727 gpd from Rampart Creek
355,475 gpd from Coal Creek

491,202 gpd, total Longmire right and probable need.

4. Petition to transfer vested right to 16.5 Sec. ft. of Misqually River water from the old Longmire Power Plant to the existing Paradise Power Plant, with priority of December 31, 1908.

5. Petition to transfer vested right to 7.35 sec. ft. of Van Trump Creek water from old Christine Falls Power Plant to Paradise Power Plant with priority of October 1, 1916.
6. "Method Used to Determine Vested Water Rights on Van Trump and Nisqually River", being a justification for claim to vested power rights, to accompany two preceding petitions.
7. Application to appropriate 9.6 sec. ft. of water from Paradise River as supplemental supply from January 1 to December 31 for power purposes.
8. Petition to change point of diversion of vested right initiated for Reese's Camp at Paradise with priority of 1906 for 0.035 sec. ft., to existing Paradise Water System.
9. Application to appropriate 1.25 sec. ft. for domestic purposes and 0.25 sec. ft. for power purposes by the Paradise Water System as supplemental supply to that under the vested Reese Camp right.

We also enclose the tracing and 17 prints of drawing NP-RAI-6983, Nisqually River Water Claims, Mt. Rainier National Park. The tracing and 15 prints should go to the Supervisor of Hydraulics to provide a map in duplicate to accompany each application and petition. The remaining prints are for your use and we have a negative from which to make more copies if desired.

A duplicate of each application and petition is forwarded herewith for your temporary record. If you are able, and are requested to make minor changes in the originals, please keep this copy up to date.

The attached voucher for \$24.00 to cover initial filing fees should be sent to the Supervisor of Hydraulics together with the applications, petitions and maps.

I am starting for Chicago within a week for a stay of about six weeks. I have prepared the nine instruments on the basis of your memorandum of September 20 in order to complete them while my mind is on the subject. Although we might acquire vested rights to somewhat different quantities of water if we had more historical detail, I believe that my present estimates are fair to all. However, you should be particularly critical of my treatment of the Eagle Mining Company claims and the recorded right of the Longmire Mineral Springs Company. Do not submit any of the instruments unless you agree.

It may be that we shall have to prove title to the vested rights initiated by others than the United States. If any such questions, or misunderstandings on your part, arise during November please refer them to me in care of the Director.

There will be advertising in connection with the petitions just as with the applications. I think we have already found that this can be handled best from your office, but the bills may be sent here for direct payment. It is requested, however, that you indicate approval on the voucher if they are sent before my return.

Some of the applications are on an obsolete form. In transmitting them to the Supervisor of Hydraulics please refer to his letter to me of August 31, 1943, authorizing their use for wartime economy.

A. van V. Dunn,
Hydraulic Engineer.

AvVD:SH

Enclosure 334.

cc: Director.
Regional Director, Region Four.

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
MOUNT RAINIER NATIONAL PARK
LONGMIRE, WASHINGTON

SEP 22 1943	
ROUTING	Date
	10/15
	Ch J rolls
FILE	

September 20, 1943.

Air Mail

MEMORANDUM for Mr. A. van V. Dunn, Hydraulic Engineer,
Water Rights Section.

In reply to your memorandum of September 6 regarding the use of water systems in the Nisqually drainage of this park, we are furnishing such additional data as are available at this time. We have attempted to obtain as much information as possible from available records and various "old timers", although in many respects it is not complete.

As far as the old Longmire power system is concerned the Rainier National Park Company does not have any worthwhile information but we have been able to determine from an old print and the remains of the power plant that the wood pipe line was roughly 1025 feet in length and 24 inches in diameter. The head is estimated to be 40 feet, but we will arrange to verify this shortly. So far we have not been able to obtain anything definite on the type and capacity of the wheels and generator but we have a few additional leads to run down which may be productive of results, one being a lease issued to the Tacoma Eastern Railroad under date of November 13, 1912 by the Secretary of the Interior covering operation of the original National Park Inn. We are requesting a copy of this lease from the Director's office.

In regard to the Christine Falls power plant on Van Trump Creek General Manager Soeva of the Rainier National Park Company advises that the total length of the penstock was 2339½ feet, 1151 feet being 14 inch and 1188½ feet being 12 inches in diameter. He further estimates the head to have been from 350 to 400 feet. The capacity of the plant was 200 KVA, being built in 1916. We are attempting to verify these figures from the original operator of the plant who also assisted with the installation.

Regarding the Paradise River plant of the Rainier National Park Co. you are correct in your assumption that the output of this plant has been increased to 800KVA.



As far as the old Reese "Camp of the Clouds" is concerned it appears quite definite that water was obtained from a spring near the present ranger cabin which is approximately 500 feet from the original camp location. We know that water was piped in but nothing very concrete is available as to the size of the pipe, etcetera. We have a few more contacts to make and you will be informed of the results obtained. It seems probable, however, that only a small line was used due to transportation difficulties which prevailed at that time.

The rated guest capacity at Longmire by June 14, 1917 is estimated to have been 350; and at Paradise 600. There is every reason to assume that the full capacity was used at both locations.

Regarding the available flow of Rampart Creek, it seems improbable that the operator used the 10 sec. ft. claimed in the Longmire filing at any time prior to June 15, 1917.

No pipe line has ever been installed in the Tahoma Creek campground.

Your attention is called to a further use of water from the Paradise River by the Eagle Peak Copper Mining Company. A permit which has been renewed yearly since 1915 authorizes that concern to divert sufficient water to generate 100 h.p. Water is conveyed in an open flume a distance of approximately 1000 feet. The size of the present generator is only 15 KW, but Mr. R. H. Wheelock, one of the officers of the company states that the old power plant which burned down had a 40 KW capacity generator. The amount of water diverted amounts to probably as much as 5 to 6 sec. ft. Mr. Wheelock also states that he filed a water right in the Lewis County courthouse in Cheshalis in 1905 and also in 1908 for mining purposes. He does not have any record to support this claim, but we are writing Lewis County in regard to the matter.

As soon as any additional data is available we will communicate with you further.


John C. Preston
Superintendent.

cc Region Four

HUR B. LANGLIE
GOVERNOR

ED DAVIS
DIRECTOR



SEP 2 1943
[Handwritten signature/initials]

STATE OF WASHINGTON
DEPARTMENT OF CONSERVATION AND DEVELOPMENT
DIVISION OF WATER RESOURCES
CHARLES J. BARTHOLET, SUPERVISOR
OLYMPIA

August 31, 1943.

Mr. A. van W. Dunn
Hydraulic Engineer
National Park Service
601 Sheldon Building
San Francisco, California

Dear Mr. Dunn:

We will accept applications for permits to appropriate water and to change the points of diversion of water as outlined in your letter of August 27.

However, the transfer of water rights from the Misqually River in Sec. 33, Twp. 15 N., Rge. 8 E. and from Van Trump Creek in Sec. 15, Twp. 15 N., Rge. 8 E. to Paradise Creek should include change of place of use as well as point of diversion. We are enclosing forms in duplicate for your use. Only one copy is required for this office.

Yours very truly,

[Handwritten signature: Charles J. Bartholet]

CHARLES J. BARTHOLET
Supervisor of Hydraulics.

CJB:CF

Copy retained Dept. not mailed 9/6/43

Mr. Dunn.

601 Sheldon Building

August 27, 1943.

MEMORANDUM for the Superintendent,
Mount Rainier National Park.

The attached copies of letters from the State Supervisor of Hydraulics and my reply are self-explanatory. If you do not have copies of the earlier letters from Mr. Bartholst to which I refer please advise, as they may all become quite important again at some future date such as that when the Misqually is adjudicated.

If we cannot establish the precedent of changing points of diversion from one tributary to another and the glacial sources continue to recede, it is quite probable that the park will frequently lose all its old water right priorities and have to establish new inferior ones or buy or condemn to preserve its initial position. In the second place, we should be very careful not to change from one source of supply to another except as a last resort.

It seems probable that I shall be able to complete applications for appropriation and, I hope, some changes in points of diversion on receipt of Mr. Bartholst's reply. Before doing so, however, I should like to know more about the old operator's systems. I believe Mr. Sceva may be able to help.

1. Has the operator any plans of the old Longmire and Van Trump power developments? If not, can Mr. Sceva tell me the length and diameter of the pipe at each site, the quantity of water normally diverted, the gross head, and the type and capacity of the wheels and generators? (I already have the Puget Sound Bridge & Dredging Company drawing No. 2 under Contract 805 relating to the Paradise power development, which shows transfer of 200 KVA unit from Van Trump to Paradise development.)
2. What are the present generator units at the Paradise development? From Mr. Brysdale's report I gather that the output has been increased from 600 to 800 KVA since 1921.
3. Where did the Neese Camp obtain its water in 1917 and was there a pipe line?
4. What was the rated guest capacity at Longmire and at Paradise by June 14, 1917, and had the full capacity ever been used?

5. What is available flow of Rampart Creek? The report of 1935 gives 100, but does not give unit of measure. Did operator use 10 sec. ft. claimed in Longaire filing at any time before June 15, 1917, including both domestic use from stream and therapeutic use of springs?

There is also a feeling in this office that a pipe line has been installed at Tahoe Creek Campground since 1935. If so, have you a map of the campground and plan of the pipe line?

Any maps sent by you or Mr. Seeva will be returned within one month if so requested.

AVVD:SH

Attachments.

CGD DA VAN
A. van V. Dunn,
Hydraulic Engineer.

cc: Director, with attachments.
Region Four, with attachments.

601 Sheldon Building

August 27, 1943.

Mr. Chas. J. Bartholet,
State Supervisor of Hydraulics,
Olympia, Washington.

Dear Mr. Bartholet:

From your letters of February 24, March 5, and August 27, 1943, and your water code manual, our proper procedure for Misqually drainage water claims seems to be somewhat complicated if we are to preserve old priorities as we should. It also seems to me that now that we have provided you with an advance print of drawing NP-RAI-6983, Misqually River Water Claims, Mt. Rainier, we should ask for a reconsideration of some of the earlier discussion. The following plan of procedure is given for that purpose.

1. We have the Tahoma Vista Pipe Line in Sections 10 and 11, T. 15 N., R. 7 E., which was built during the summer of 1931, has been used continuously since then with annually increasing diversions until the war reduced public attendance, and which will not be used to full capacity until the road from the Misqually Entrance is completed to the northwest corner of the park to provide a complete section in the loop through the park from Tacoma and Seattle. A standard form of application for appropriation of water should be filed.

2. We have the Misqually Entrance Pipe Line and Sunshine Pipe Line in Section 34, T. 15 N., R. 7 E. Water use was started shortly after the park was created on March 2, 1899, but the quantity of water used has increased, particularly to the extent of the use from the Sunshine Pipe Line and upper diversion of the Misqually Entrance Pipe Line which were built subsequent to the adoption of the water code on June 15, 1917. A single application for appropriation of water as a supplemental supply should be filed for all water in excess of that actually beneficially used before June 15, 1917. Under "Remarks" on the application we can define the vested right established by use prior to June 15, 1917, so that it may be considered for earlier priority if, or when, the Misqually River is adjudicated.

3. We have a pipe line diverting from Rampart Creek in Section 29, T. 15 N., R. 8 E., which is covered by a county filing of May 31, 1906,

by David Longmire. The deed from the Longmire Mineral Springs Company, successors to David Longmire, to the United States, dated December 30, 1938, and recorded at Page 385, Volume 615 of the Pierce County Records, covers the Longmire lands and "any and all water rights whether obtained through the State of Washington or riparian or otherwise." We can do nothing further to cover this water system but use it and be sure that it is introduced at any adjudication of the Misqually River which may be called in the future.

4. We have the pipe line diverting from Coal Creek in Section 33, T. 15 N., R. 8 E., which was built in 1932. Under normal conditions we should file an application to appropriate the waters of Coal Creek, but when the Park Service acquired the Longmire tract it razed much of the old lodge development and certain water systems diverting from mineral springs in Rampart Canyon under the aforesaid county water right filing by David Longmire. By letter of March 5, 1943, you suggested that a change in point of diversion cannot be made from one tributary of a stream to another, but Section 39 of your water code manual merely says: "The point of diversion of water for beneficial use or the purpose of use may be changed, if such change can be made without detriment or injury to existing rights."

The United States owns and the Park Service has exclusive jurisdiction over all of Sections 28, 29, 32 and 33, T. 15 N., R. 8 E., shown on drawing NP-RAI-6983 and there are no diversions below the Hotel diversion on Rampart Creek, none on the Misqually between Rampart and Coal Creeks, and none on Coal Creek below the designated NPS diversions. With this more complete picture we think you may agree that we might file one application for change in point of diversion under the county filing for any quantity which we may otherwise have to abandon because of reduced lodge development. Such a procedure will help us preserve the more valuable priority of 1906, and it also offers the one method for recording the county filing in your office.

5. The old Longmire Power Pipe Line shown on the Misqually River in Section 33, T. 15 N., R. 8 E., was built in 1908 and operated until 1921. There was also a power pipe line on Van Trump Creek in Section 15, T. 15 N., R. 8 E., which was built in 1916, Van Trump Creek being the one that enters the Misqually River along the center line of Section 22 on the aforesaid drawing. The Paradise Power Pipe Line in Sections 22 and 23 was built in 1921 to replace both of the others. A 200 KVA generator unit was in fact moved from the Van Trump to the Paradise development, and I do not doubt but that we can trace some equipment from the Longmire plant to the Paradise installation.

Apparently the Paradise development operates with between two and three times the combined water use at the Longmire and Van Trump plants, and it serves both Longmire and Paradise for which the individual plans were first provided. The priority of a non-consumptive power water right is not

particularly important, but we think we should transfer such vested rights as we can prove, from the two older diversions to that on the Paradise River by an application for change in point of diversion and then file another application to appropriate a supplemental supply for the rest of the developed capacity.

6. Reese's Camp was started at Paradise about 1906, using water from the Edith Creek drainage. There have been several diversions, moving upstream as more head was needed for fire protection. The upper and lower dams shown on map were built in 1920, and the present diversions were built shortly before the war. A vested right exists for the quantity beneficially used prior to June 15, 1917. An application for a supplemental appropriation to cover increasing use since that date can be filed.

As a matter of fact, however, it was only possible to raise part of the old accommodations at Longmire as alternate ones were provided at Paradise. All land between Longmire and Paradise is federally owned, and the only intervening water claim is that of the United States for the Paradise Power Diversion. We see no reason why we should be denied the right to apply and obtain a permit from you to transfer part of the old Longmire county filing if we so desired.

We are particularly interested in obtaining a favorable reaction toward changing points of diversion from one tributary to another because of the unusual behavior of the streams in Mount Rainier National Park. Their sources are glaciers just a few miles above most of our diversions. As the glaciers recede the relative flow in adjacent tributaries varies greatly. As one current example, the Paradise and Stevens Glaciers have receded until they are nominally one. In the last few years the flow toward Stevens Creek, in the Cowlitz River basin, has increased while that toward the Paradise River has decreased. If the same trend continues we shall either have to divert water from Stevens Creek to the Paradise, or move our power plant again. These glaciers have moved back at an average of 100 feet per year over the last thirty years. We do not have as much data on the behavior of Rampart Creek, but it seems quite probable that our need for the Coal Creek diversion is due in part to the behavior of the Kautz and Van Trump Glaciers since 1906.

Yours very truly,

(SGD) A. van V. Dunn

AVVD:SH

A. van V. Dunn,
Hydraulic Engineer.

cc: Director.
Region Four.
Supt., Mt. Rainier N. P.

C O P Y

STATE OF WASHINGTON
DEPARTMENT OF CONSERVATION AND DEVELOPMENT
Ed Davis, Director
Transportation Building
OLYMPIA

August 17, 1943.

Mr. A. van V. Dunn
Hydraulic Engineer
National Park Service
601 Sheldon Building
San Francisco, California

Dear Sir:

Referring to your letter of August 14, concerning water right filings in Rainier National Park:

To comply with the statutes and rules and regulations promulgated by this office we cannot accept a single application to cover the several points of diversion located on different tributaries of the Nisqually River, except that single applications may cover the different diversions in Section 12, and also Sec. 33, Twp. 15 N., Rge. 8 E. and in Sec. 34, Twp. 15 N., Rge. 7 E.

Any waters that were diverted and used before June 15, 1917, the date our Water Code became effective, whether or not water right notices were posted and filed, are vested rights under laws and court decisions in the State. Therefore, no filings on such old rights are necessary, but I assume that all of the diversions in the park have been increased since 1917, thereby making it advisable to file applications for the increased quantities or the whole amount of the diversion.

Yours very truly,

/s/ Chas. J. Bartholet

CHAS. J. BARTHOLET
Supervisor of Hydraulics.

CJB:GH

Mr. Dunn.

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
WATER RIGHTS SECTION
SAN FRANCISCO, CALIF.

April 7, 1943.

MEMORANDUM for the Regional Director, Region Four.

Reference is made to Mr. Preston's memorandum of March 18, 1943, with regard to water rights in the Misqually Drainage at Mt. Rainier. The following answers follow the order of the paragraphs to which they apply.

We have estimated the water demand on the same basis that was used at Rocky Mountain.

The original Longmire claim covers any present use from the same source, for the same purposes in the same area, but the claim was for much more water than can be developed from the source or used in the area. The reason for amendment would be to transfer unused portions of the priority to other systems in other areas of the Misqually drainage to prevent loss of rights to the full quantity of water covered by that priority. Since writing my report in February, however, the State Engineer has defined limits for such transfers. A little more study is needed before I suggest changes in my original plan.

In the same connection, I understand that Iron Mike and the hot springs at Longmire are no longer used nor to be used. Is this correct or not?

The dates pertaining to the Longmire power plant are ample for our needs.

We should certainly show the Van Trump power plant as a possible means of obtaining earlier priority and to complete the history of the power development, but there seems to be no map in the Regional file. Has Mr. Preston one for temporary loan?

It was my idea that the Sunshine Point CCC water supply came from the Misqually Entrance Pipe Line. The Misqually diversions, but not the pipe, are shown on the map in my report. Mr. Waterhouse advises, too, that the sources of supply for the Entrance line are the only water available. I should like to know whether both areas are served by one pipe. If not, if two pipes divert at the same headworks on either of the streams serving the Misqually Entrance? If not, how far apart are the diversions?

It will be perfectly proper to claim a right to this CCC pipe line whether it is fully used now or not.

We will try to project the Tahoma Vista water system on the map from Mr. Preston's description, and then refer it to him for further comment.

A. van V. Dunn,
Hydraulic Engineer.

m-514
CZ 7

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
MOUNT RAINIER NATIONAL PARK
LONGMIRE, WASHINGTON

March 18, 1943.

MEMORANDUM for the Regional Director, Region Four.

Reference is had to Mr. Dunn's report of February 22 to the Regional Director pertaining to water rights in the Nisqually Drainage.

The increase in demand for water at the Longmire headquarters will be quite substantial if and when development plans now proposed materialize. However, if the same rule was applied for increased consumption that was used for Rocky Mountain it should be sufficient.

On page three of the report Mr. Dunn mentions that the original claim by the Longmire Mineral Springs Company included hot and cold, natural and mineralized water in Rampart Canyon, whereas he mentions the omission of any claim to "Iron Mike" or any of the mineral springs on page four of the report. In this connection would not the original claim adequately protect the Government's interest?

The hydro plant at Longmire was built in 1908. We cannot locate any definite date, but the records indicate that the original National Park Inn at Longmire was completed in 1908 and it would seem quite probable that the power plant was put into operation not later than that date. This plant supplied electricity for Longmire until 1921.

It might also be desirable to mention the Christine Falls power plant on Van Trump Creek which was built by the Rainier National Park Company in 1916 to supply electricity for Paradise Inn. This plant developed 250 h.p. and was in operation until the Paradise River plant superseded it in 1921. The Christine Falls plant never furnished any power for Longmire.

There is also a small water system at Sunshine Point, roughly one-third mile above the Nisqually Entrance and immediately adjacent to the Nisqually Road. This system was constructed in 1938 in connection with the operation of a CCC camp in that locality and is still in operation. The source of the system is an unnamed stream which heads on the lower flank of Mount Wow, which crosses the Nisqually Road near its junction with the West Side Highway. There is a small log crib dam faced with lumber and filled with dirt, with

approximately 3400 feet of 2 inch G.I. pipe between the dam and camp location. The line roughly parallels the highway. While the only use made of this system at the present time is a small residence occupied by two Aircraft Warning observers it is entirely possible that the old CCC camp site will again be occupied.

Regarding the Tahoma Vista water system this consists of approximately $1\frac{1}{2}$ miles of $1\frac{1}{2}$ inch G.I. pipe extending approximately 1 mile along the ditch of the highway. It then crosses the road and heads just below Round Pass in what appears to be a small tributary of Fish Creek. There is a small log intake. This system operates a 10 fixture comfort station and an outside fountain at Tahoma Vista. It was constructed in 1931 and is $5\frac{1}{2}$ miles from the Nisqually Road.

The location of both the Tahoma Vista and Sunshine Point water systems has been indicated roughly on an old base map of the park - RAI-4959, which is attached.

John C. Preston
Superintendent.

C O P Y

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
REGION FOUR
SAN FRANCISCO, CALIFORNIA
601 Sheldon Building

February 26, 1943.

MEMORANDUM for Regional Director, Region Four.

Reference is made to the report entitled "Mount Rainier Water Claims - Nisqually Drainage", by A. van V. Dunn, dated February 22, 1943.

This is a well written report and reflects conditions as they exist in this drainage area, and it is believed also estimates future requirements sufficiently large.

A few comments follow:

At Reflection Lake a water system will be constructed sometime in the future as this Lake is on a highway and will receive many visitors. However, no plans are prepared at the present time.

In the penultimate paragraph on page 3 it should be noted that the Rampart Creek diversion has been in use since about 1920.

In regard to the Paradise Hydroelectric plant and the proposal to divert water from the Cowlitz watershed to the Nisqually, there would seem to be more arguments against trying to increase the output than for it.

Trouble has always been experienced in the winter by slush ice stopping the flow into the penstock by plugging the grizzlies at the intake. Also in winter there is less water flowing because of the freezing at the higher elevations. Our water intake in Edith Creek freezes at times to the point where no water flows. At the higher elevation at the snout of the Paradise and Cowlitz glaciers this freezing would be for a longer period and would prevent additional power being generated when most needed for heating in the winter time.

Maintenance at this high elevation would be almost impossible under snow conditions encountered there, and very costly for any that is done.

With outside power now available and on account of the old age and short service life remaining of the power plant and penstock, it is strongly recommended that this diversion proposal be dropped.

There are several points in the report on which Mr. Dunn wishes additional information. It is believed that the data is in the files at Mount Rainier.

cc: to Preston - H.M.

R. D. Waterhouse
Regional Engineer.

February 22, 1943.

Mount Rainier Water Claims
Misqually Drainage

By

A. van V. Dunn
Hydraulic Engineer

Explanation

This analysis is to define Park Service water claims in the drainage of the Misqually River, preparatory to making such filings as are needed to perfect water rights. We are concerned with location ties, park development plans, and relative jurisdiction of the State Supervisor of Hydraulics and the County Recorder.

Dipped Water Use

The files show the following developments to have no constructed water systems:

Lake George Ranger Station
Reflection Lakes Campground
Indian Henry Patrol Cabin

Since no water right can be perfected without a physical water system, and since the intermittent use at these areas is so negligible, it is proposed to ignore them until construction plans are formulated and will be prosecuted with diligence.

Existing Water Rights

The Park Service has acquired the following water claim from the Long-mire Mineral Springs Company:

Notice of Appropriation dated May 25, 1906, recorded at page 33 of Book 2 of Water Claims, filed in the office of the Recorder of Pierce County on May 31, 1906, for the diversion of 10 sec. ft. of the waters of the canyon, ravine, or creek known as Rampart Creek, in NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 29, T. 15 N., R. 8 E., W. M., for domestic, stock watering and irrigation on the lands of the company in Sections 28, 29, 32 and 33 of said township and range.

The Longmire Inn Water System is covered by this right, but there are not 10 sec. ft. of flow in the creek which Mr. Longmire designated as Ram-part Creek. Further, all domestic, stock watering and irrigation use by the Park Service and its operator in the Nisqually drainage is less than the specified 10 sec. ft.

It is possible to show that the Park Service and operator have made all water developments at Longmire and Paradise under the expanding application of that claim, and that when the particular source ceased to be adequate changes in point of diversion were made.

The first problem in perfecting Park Service water rights is to amend the Longmire Water Claim to cover the changes in point of diversion and place of use. Since county filings are not under the jurisdiction of the State Supervisor of Hydraulics it is necessary to make such an amendment by a supplemental filing with the County Recorder.

Drawing NP-RAI-6982

Accompanying drawing NP-RAI-6982, Nisqually Water Systems Locations, is plotted to the Lambert Projection of plane coordinates for Southern Washington with the latitudes and longitudes of U. S. G. S. benchmarks scaled from the Mt. Rainier quadrangle as the control. The various Park Service topographic maps of smaller areas are equated at these benchmarks and tied to the corner common to Sections 28, 29, 32 and 33, T. 15 N., R. 8 E., W. M. Park boundary monuments are also located by scaled latitudes and longitudes and the section corners were then projected by equating the closing course between boundary posts Nos. 21 and 34 which are also section corners.

Errors of closure for the whole map are well within the limit for water right purposes. A few examples are cited:

1. The benchmark near the Nisqually Entrance is plotted from scaled latitude and longitude and also from the values given in U.S.G.S. Bulletin No. 709-K. There is an apparent error of about 150 feet, but we do not know whether this is an error in scaling or a Coast and Geodetic adjustment in latitudes and longitudes between the time Bulletin No. 709-K was published and the date the Mt. Rainier quadrangle was printed.
2. There is a relative difference of about 60 feet between the benchmark and section corner at Longmire by different sources. We have accepted the Park Service surveys.
3. Relative positions between the benchmark at Paradise and the hotel differ by about 500 feet from different sources. We believe that buildings on the Mt. Rainier quadrangle are spotted by the crudest surveys of the Geological Survey. We also know

that the U. S. G. S. symbol for a building is not the true size or shape of the building and may be at the center or a corner of the true structure to give quite a variation in the case of a building as large as the Paradise Inn. We have accepted the Park Service locations from the area topography.

Old Longmire Water Use

Reference is now made to the Plat of Longmire Springs, Mt. Rainier, on a scale of 1 inch to 100 feet and surveyed by J. G. Morgan on November 11, 1916, which is on file in the various interested Park Service Offices. This shows the James Longmire Placer Claim; Tacoma Eastern Railroad land; and old and new diversion on Rampart Creek, although the name of the creek is not given; a group of springs with various soda, sulphur and iron compounds in solution; and the lower portion of a hydroelectric installation with the Nisqually River reported to be its source of supply.

Since the claimant under the county record was the Longmire Mineral Springs Company, it seems reasonable to assume that the claim was for hot and cold, natural and mineralized water in Rampart Canyon, of which the creek flow was only a part. Domestic use includes baths so that mineral baths from the springs can be construed as coming under the water claim. The pipe diversions from Rampart Creek also come under the claim, for sanitary, culinary, stock watering and irrigation purposes. Thus, all water diverted in Rampart Creek valley seems to be under the recorded claim.

The power diversion from the Nisqually River does not comply with the claim either as to use or source of supply. Rights perfected under application to the State Supervisor of Hydraulics can be amended by change in point of diversion and purpose of use, but we do not know that this is possible for those recorded with the county. However, New Mexico permits changes in both types. Hence, the matter will be investigated further, and the result will determine the extent to which we can use the full claim for present Park uses.

Present Longmire Water Use

The Park Service now has two water systems at Longmire, that for the Hotel supply from Rampart Creek, and that for the administrative area and campground from a tributary on the south side of the Nisqually, which is called Cold Creek in Park reports of 1935. Various points of diversion have been used for each system. Proposed claims will be for the newest or highest point in each case and the other points will merely serve to establish earlier priority. Iron Mike Spring seems to have preceded the Rampart Creek diversion for the Hotel until about 1930.

The Hotel line has a capacity of 0.7 sec. ft. Use was reported as 0.14 sec. ft. in 1935. The available reliable flow seems to be about 0.5 sec. ft. It is suggested that the latter be recognized as the full extent of claim under

the Longmire filing for this system. This leaves 9.5 sec. ft. to transfer or abandon, depending on whether rights under county filings can be transferred or not.

The Park Service pipe line has a capacity of 0.55 sec. ft. The flow is reported to vary from 0.56 sec. ft. to 11.0 sec. ft. Use in 1935 was 0.15 sec. ft. In the studies of demand at Rocky Mountain it was estimated that ultimate water demand in the park would be about three times that of 1936. On this basis, ultimate demand from the Park system at Longmire will be about equal to the pipe capacity. It is suggested that a claim be filed for 0.55 sec. ft., as a transfer of the Longmire right if possible, and otherwise as part of a new filing with the State Supervisor of Hydraulics.

These two diversions will provide 1.05 sec. ft. of water for the Longmire area, which should be ample. They omit any present claim to Iron Mike Spring or any of the mineral springs. Does this conform to the master plan or not?

Paradise Water Use

There are two old and two new diversions for the Paradise water system. The old ones seem to have been abandoned and superseded by the new ones. The new ones divert by independent pipe lines to a common distribution reservoir whence the commingled waters serve the Paradise Area and Narada Falls.

The pipe capacity is reported to be about 1.7 sec. ft., and the use in 1935 was about 0.42 sec. ft. including use at a CCC camp. There seem to be no records of flow. Unless the supply is appreciably less, a claim for 1.25 sec. ft. is suggested.

Nisqually Entrance Water Use

The map of the Nisqually Entrance Pipe line is little more than a sketch. To obtain ties to a section corner we have accepted the statement of Mr. Waterhouse that the upper diversion is between 150 and 200 feet higher than the road, and a statement on the sketch that the upper and lower diversions are 1300 feet apart. Due to the courses of the two streams supplying the system, the conditions can be met in very limited areas. The points shown on drawing NP-RAI-6982 should be satisfactory for water right claims.

The road between the entrance and stream crossing is about level and the pipe line is approximately 4200 feet long. This suggests a capacity of about 0.07 sec. ft. Use in 1935 was reported to be about 0.05 sec. ft. It is suggested that the claim be made for 0.07 sec. ft.

Tahoma Vista Water Use

The Regional Office has no maps of the Tahoma Vista Water System or of the west side road from the entrance to the parking area by which to locate it. The system is not listed in the tabulations of 1935. Any available data in the Park is requested.

Paradise Hydroelectric System

The Paradise hydroelectric system is located on drawing NP-RAI-6982 by equating the maintenance camp as shown on the Mt. Rainier quadrangle and on the plan prepared by the Puget Sound Bridge and Dredging Company in 1920. The location seems to be in perfect harmony with the topography.

In the Drysdale reports of 1935 it was reported that 800 KVA were generated with 3 sec. ft. and it was desired to increase the diversion to 5 sec. ft. The plan and profile show a static head of 504 ft. A flow of 23.4 sec. ft. is needed to generate 800 KVA with a 504 ft. head at 80% efficiency and well designed penstock. Apparently Mr. Drysdale dropped his decimal point and should have said 30 and 50 sec. ft. respectively.

Mr. Hohl made a thorough study of the installation in May 1942 and determined that the maximum efficiency of the system resulted with a diversion of 33 sec. ft. About the same time consideration was being given to divert 50 sec. ft. from Stevens Creek to increase the supply. This implies that 33 sec. ft. are not always available.

By memorandum of February 10, 1943, the writer gave arguments against the Stevens Creek diversion plan, and requested that an all time decision be made with regard to the scheme which is now temporarily shelved. It is again suggested here that the Stevens Creek diversion plan be abandoned on the ground that it will be expensive, hard to maintain and subject to constant change because of the rapid recession of the glacier. Note on drawing NP-RAI-6982 that the Paradise Glacier is receding at a rate of 100 feet per year.

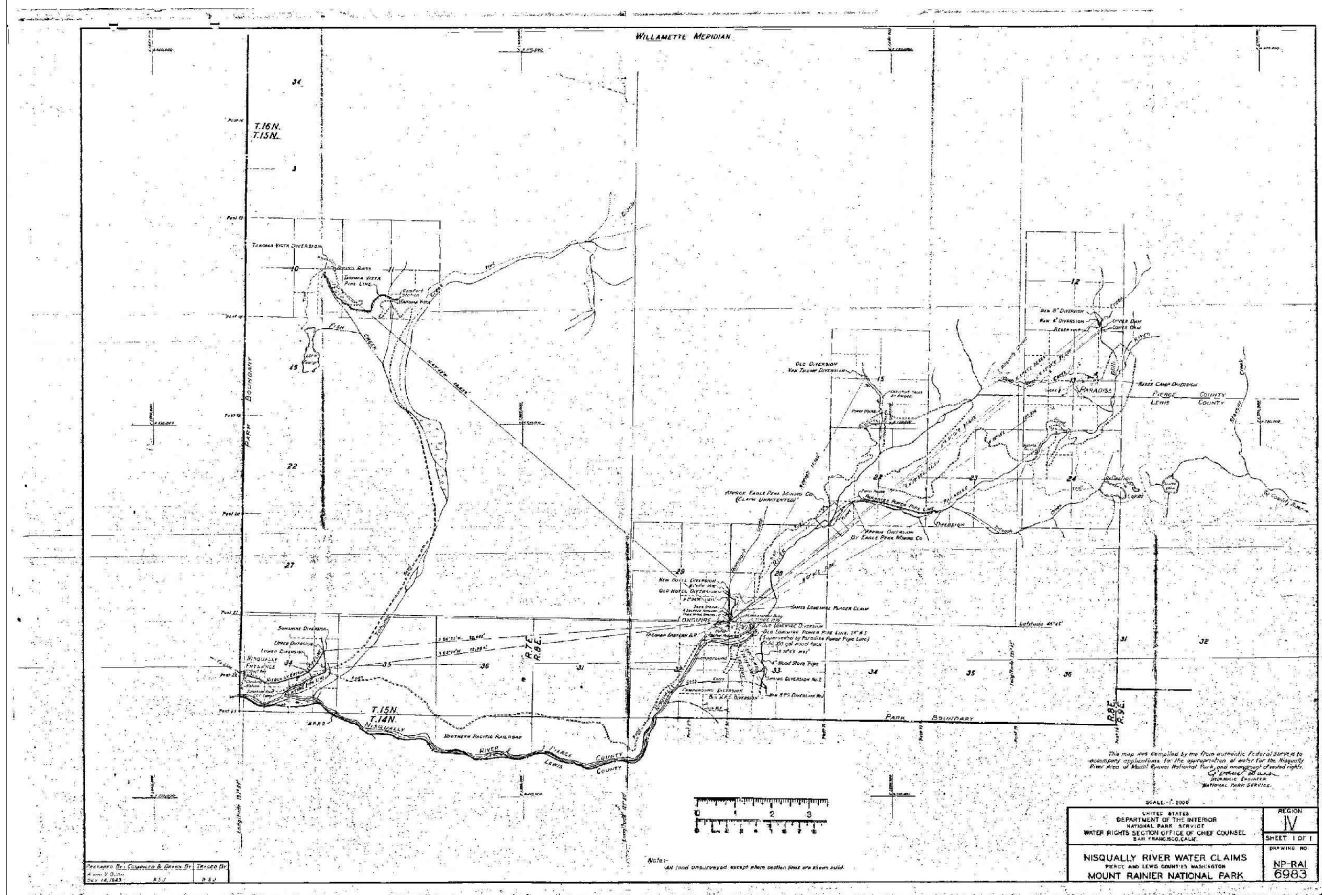
On this basis, it is suggested that a water claim be filed for 33.0 sec. ft., with no claim to waters from Stevens Creek.

As previously stated, there are records of an early hydroelectric plant at Longmire. Since the power use is not covered by the county filing, is greater than the claimed quantity, and is non-consumptive, an independent filing is essential. The Paradise system seems to have been built about 1920 and that at Longmire was much older. It will be desirable to claim that the installation was moved upstream to a more central location for both Longmire and Paradise, and claim priority for the Longmire installation. The date of that installation is wanted.

Summary

The Drysdale report of 1935 gave the water use in the Nisqually drainage as 1.34 sec. ft. as of that date and 3.87 ultimately. It is here suggested that claims be made for the following, for which concurrence is requested:

<u>System</u>	<u>Under County Filing</u>	<u>Under County or New Filing</u>	<u>Under New Filing</u>
Nisqually Entrance		0.07 s.f.	
Tahoma Vista		0.02 ¹ / ₂ s.f.	
Longmire Hotel	0.50 s.f.		
Longmire N.P.S.		0.55 s.f.	
~~Paradise~~		1.25 s.f.	
Paradise Power			<u>33.0 s.f.</u>
Total	0.50 s.f.	1.89 s.f.	33.0 s.f.
Total consumptive		2.39 s.f.	
Power		<u>33.00 s.f.</u>	
Grand Total		35.39 s.f.	



Docket Information

Number of Documents in Docket 100

Documents Dated from 2/22/1943 to 12/29/1967

Docket Compiled: 5/27/2011