



WATER-RIGHT DOCKET

Olympic National Park

Docket No: 23

LAPOEL CREEK CAMPGROUND.

State Water Rights Documentation

10-06-1936: applicaiton of w. m. davidson, james c. hay and edward n. brooks: project no. 1312 authorization of license (minor)

From minutes of October 6, 1936.

Application of	)	
	)	
W. M. Davidson, James C. Hay	)	Project No. 1312
and Edward N. Brooks	)	Authorization of
		<u>license (minor)</u>

Upon application, filed April 18, 1935, of W. M. Davidson, James C. Hay and Edward N. Brooks, of Port Angeles, Washington, for a license for a constructed project consisting of diversion works on Lapoel Creek, a water conduit 1,040 feet long, a power house on the shore of Lake Crescent, and about 2,000 feet of low-voltage distribution lines to deliver energy for light and power to buildings of Lapoel Resort, owned by applicant, having an installed capacity of 20 horsepower and being located in Clallam County, Washington;

The Commission having considered said application and the information therein contained, and the report of the Forest Service as approved by the Secretary of Agriculture, finds:

- (1) That applicants are citizens of the United States;
- (2) That the diversion works on Lapoel Creek and 970 feet of the water conduit are on public lands of the United States within the Olympic National Forest, in section 32, T. 30 N., R. 9 W., Willmette meridian;
- (3) That a license subject to and containing conditions as hereinafter provided for will not interfere or be inconsistent with the purposes for which said National Forest was created;
- (4) That the Secretary of Agriculture, who has supervision of said National Forest, has recommended the issuance of said license upon terms and conditions included in those hereinafter provided for;
- (5) That said application does not affect a Government dam;
- (6) That no other application for a license for such project, or in conflict therewith, is before the Commission;
- (7) That the applicant has submitted satisfactory evidence of compliance with all applicable State laws with respect to bed and banks and to the appropriation, diversion, and use of water for power purposes, and with respect to the right to engage in the business of developing, transmitting and distributing power, and any other business, insofar as necessary to effect the purposes of such license;

- 2-

- (8) That the licensing of said project as hereinafter provided for will not affect the development of any water resources for public purposes which should be undertaken by the United States;
- (9) That the installed capacity of said project is estimated to be 20 horsepower;
- (10) That it is to the public interest to waive the following terms and conditions of Part I of the Federal Power Act: Sections 4(h) except the second sentence thereof, 4(e) insofar as it relates to approval of plans by the Chief of Engineers and the Secretary of War and to public notice, 6 insofar as it relates to public notice and to the acceptance and expression in the license of terms and conditions of the Act, 10(a), 10(c) insofar as it relates to depreciation reserves, 10(d), 10(f), 11, 12, 14, 15, 18 except insofar as it relates to fishways, 19, 20, 22, and 23 insofar as it relates to the determination of fair value.

And the Commission orders:

- (1) That the terms and conditions of Part I of the Federal Power Act, set forth in finding 10 above, be waived to the extent therein indicated;
- (2) That a minor license be issued without charge to said applicants to operate and maintain said project for a period of 10 years from the date thereof, said license to contain the usual conditions and provisions of such licenses, and to provide:

That the licensees agree to allow the free use of surplus electric current for lighting the Lapoel camp ground and the Lapoel guard station of the United States Forest Service;

- (3) That the map, designated in said application as Exhibit F, be and it hereby is approved as part of such license.

1935

CERTIFICATE RECORD NO. 2, PAGE NO. 876

STATE OF WASHINGTON, COUNTY OF Clallam

CERTIFICATE OF WATER RIGHT

(For rights perfected under original, enlargement or secondary permits.)

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

It is to certify, that Edward N. Brooks
Piedmont, State of Washington, has made
 the satisfaction of the State Supervisor of Hydraulics of Washington, of a right to the use of
 the waters of Lapoe Creek, a tributary of Lake Crescent,
 purposes of domestic supply and power for resort
 Appropriation Permit No. 1974 issued by the State Supervisor of Hydraulics, and
 right to the use of said waters has been perfected in accordance with the laws of Washington,
 hereby confirmed by the State Supervisor of Hydraulics of Washington and entered of record in
2, at Page 876, on the 16th day of May, 1935; that
 hereby confirmed dates from October 21st, 1932; that the amount of water to
 which right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount
 beneficially used for said purposes, and shall not exceed 1.0 cubic feet per second.
 description of the lands under such right, and to which the water hereby confirmed is appurtenant,
 other purposes, the place where such water is put to beneficial use, is as follows:

PLACE OF USE		LEGAL SUBDIVISION	No. Acres Described in Permit	No. Acres Actually Irrigated
Township	Range			
<u>20 N.</u>	<u>S W.W.M.</u>	<u>Lot 18</u>	<u>20</u>	<u>18</u>

right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of
 described, except as provided in Section 39, Chapter 117, Session Laws 1917.

WITNESS the seal and signature of the State Supervisor of Hydraulics affixed this 16th day
May, 1935.

RECORDING DATA

2422

Chas. R. R. R.
 State Supervisor of Hydraulics.

15

Permit No. 876

Certificate of Water Right

Recorded in the office of State Supervisor
of Hydraulics, Olympia, Washington, in
Book No. 2 of Water Right
Certificates, on Page 876, on
the 18th day of May,
1935.

STATE OF WASHINGTON, }
County of Clallam } ss.

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

STATE PRINTING PLANT, OLYMPIA, WASH.

C O P Y

EW

No. _____

No. 1312.

APPLICATION FOR LICENSE

1. We, W. M. Davidson, James C. Hay, and Edward N. Brooks, citizens of the United States, whose business address is Port Angeles, Washington, do hereby make application to the Federal Power Commission for a license for a project described herein and shown on a map signed by the applicant on the Dec. 12, 1934, which map is filed herewith and made a part hereof, said license to authorize the construction, operation, and maintenance of certain project works, the principal ones of which are designated as follows on said map:

- a. Dam----none
- b. Pipe line or ~~ditch~~ about 1,000 feet long.
- c. Power House----see "C"

The proposed installed capacity is 20 H.P.

- d. Transmission line about 2,000 feet long.

2. The location of the project applied for is as follows:

- a. In the State of Washington.
- b. In the County of Clallam.
- c. On the following named stream Lapool Creek.

Not navigable. Affecting lands of the United States in the Olympic National Forest.

- d. In the region of the following named town
Port Angeles, Washington.

3. The proposed scheme of development for the project is as follows:

The proposed project consists of diverting water from a small stream into a ~~ditch~~^{flume} and pipe line; length of ~~ditch~~^{flume}, 58 feet ; ^{on government land} length of pipe line/~~1,888~~⁹⁷⁰ feet; total length ~~1,888~~¹⁰⁴⁰ feet, to the power house 7 feet by 9 feet of concrete and wood construction.

The proposed installed capacity is 20 H.P., 15 K.W. Approximately 2,000 lineal feet of transmission line is proposed, all of which, together with conduit and power house are on lands privately owned---~~900~~⁹⁷⁰ feet with intake box and flume of pipe line/being all that is on lands of the United States, Sec. 32 , T. 30 N , R. 9 W , W.M., within the Olympic National Forest.

4. The proposed use or market for the power to be developed is as follows:

For Private lighting and power at Lapoel Resort.

5. The location and capacity of all power projects owned or operated by the applicant, the markets supplied thereby, and the relation thereof to the project applied for are briefly described as follows:

The applicant does not own or operate any other power project.

6. The following exhibits are filed herewith and are hereby made a part of this application:

- Exhibit A. Affidavit of citizenship. (submitted).
- " B. Other qualifying evidence. (not applicable).
- " C. Field notes, (not submitted. Information given on map, Exhibit F).
- " D. Statement of applicant's water rights. (submitted)
- " E. Time desired for construction.
Six months ending June 30, 1935.
- " F. Map of the project. (submitted).
- " G. Description of mechanical, electrical and transmission equipment. (submitted).
- " H. Statement of cost. (submitted).
- " I. Statement of the nature and character of the permit, right of way or other authority, if any, claimed to be held by the applicant. (submitted).

In Witness Whereof the applicant has hereunto set ^{their} ~~his~~ hand
this 12th day of December, 1934.

(Sgd) Edward N. Brooks.

(Sgd) W. M. Davidson M.D.

(Sgd) James C. Hay

EXHIBIT A--1

Affidavit of Citizenship

State of Washington

County of Clallam

W.M. Davidson, being duly sworn, says that he is a
citizen of the United States.

(Sgd) W. M. Davidson

Subscribed and sworn to me this 1st day of March, 1935.

(SEAL)

(Sgd) Wm. J. Conniff
Notary Public

EXHIBIT A--2

Affidavit of Citizenship

State of Washington

County of Clallam

James C. Hay, being duly sworn, says that he is a
citizen of the United .

(Sgd) James C. Hay

Subscribed and sworn to before me this 1st day of March, 1935

(Sgd) Wm. J. Conniff
Notary Public

(SEAL)

EXHIBIT A---3

AFFIDAVIT OF CITIZENSHIP

State of Washington

County of Clallam

Edward N. Brooks, being duly sworn, says that he is
a citizen of the United States.

(Sgd) Edward N. Brooks.

Subscribed and sworn to before me this 1st day of March, 1935.

(SEAL)

(Sgd) Wm. J. Conniff
Notary Public.

EXHIBIT B

Not applicable.

EXHIBIT C

Not submitted. Information given on map, Exhibit F.

EXHIBIT D

Statement of Applicant's Water Rights.

Application #3736

Permit #1974

1 cubic foot per second.

Priority date October 21, 1932.

EXHIBIT E

Time desired for construction.

Commencement May 1, 1934

To be completed June 30, 1935

EXHIBIT F

Map of the Project (filed herewith).

EXHIBIT G

Description of Mechanical, Electrical and Transmission Equipment.

Waterwheel: 18" Pelton Wheel

Generator: 15 K.W. Alles Chalmers Generator.

Transmission Line: Approximately 2,000 lineal feet
of No 4 Insulated wire

Power House: building of frame construction 7 ft. by
9 feet with concrete floor and foundation
for purpose of housing on 18" Pelton Wheel
and one 15 K.W. Generator. Said building
situated on applicants property.

EXHIBIT H

Statement of Cost.

Machinery	\$500.00
Power House	50.00
Pipe Line	1,000.00
Transmission Line	200.00
Labor	250.00
Total:	<u>2,000.00</u>

EXHIBIT I

Statement of the Nature and Character of the Permit, Right of Way
or Other Authority, if any, Claimed to be Held by the Applicant.

None Claimed.

Form 16

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. 3736Permit No. 1974

I, Edward H. Brooks
(Name of applicant)
of Dedmont
(Postoffice), County of Clallam
State 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 Lapael Creek
(Name of stream)
tributary of Lake Crescent
2. The amount of water which the applicant intends to apply to beneficial use is one
cubic feet per second.
3. The use to which the water is to be applied is Domestic supply and
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)
power for resort
4. Time during which water will be required each year 365 days Continuously

5. The approximate point of diversion is located 970 feet South and
(Give distance and bearing to section corner)
385 feet East of the Meander corner between
Lot 18 and Lot 4 of Sec. 22 respectively
being within the SW 1/4 of 31 of Sec. 22 Tp. 30 N., R. 9 W. M.,
(Give smallest legal subdivision) (No. E. or W.)
in the county of Clallam

6. The pipe line to be 900 ft. or miles in length, terminating
(Main ditch, canal, or pipe line)
in the Lot 18 of Sec. 31, Tp. 30 N. R. 9 W. M.,
(Smallest legal subdivision) (No. E. or W.)
the proposed location being shown on the accompanying map.

7. The name of the ditch, canal or other works is _____

8. Estimated cost of development necessary to utilize fully the appropriation herein asked for
\$ 500

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? No

10. Do you own the required right-of-way for the proposed works? No

DESCRIPTION OF WORKS.

DIVERSION WORKS—

11. (a) Height of diversion dam _____ feet; length on top _____ feet;
length at bottom _____ feet; material to be used and character of construction

timber

(Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate timber

(Timber, concrete, etc.; number and size of openings)

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.

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 _____ Sec. _____, Tp. _____ N., Rge. _____ W. M.
(Legal subdivisions) (E. or W.)

(a) To what stream is water returned Lake Cushman

(b) Locate the point of return Lot 18 Sec. 31, Tp. 30 N., Rge. 9 W. W. M.
(Smallest legal subdivision of section) (E. or W.)

POWER—

15. (a) Total amount of power to be developed 12 19.8 theQ. H. P.
(Theoretical horsepower)

(b) Total fall to be utilized 175 feet.
(Head)

(c) The nature of the works by means of which the power is to be developed _____

Pelton wheel and generator

(d) Such works to be located in Lot 18 of Sec. 31,
(Legal subdivision)
Tp. 30 N., Rge. 9 W. W. M.
(No. E. or W.)

(e) To what stream is the water to be returned Lake Cushman

(f) Locate point of return 100 Feet N. of MEANDER COR of Lot 18 Sec. 31
and Lot 4, Sec. 32
Tp. 30 N., Rge. 9 W. W. M.
(No. E. or W.)

(g) The use to which power is to be applied is lighting resort

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 will begin on or before January 1st 1933

18. Construction work will be completed on or before April 1st 1933

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

Edmund R. Brooks
(Name of applicant)

Signed in the presence of us as witnesses:

(1) H. M. Daly (Name) Port Angeles, Wash. (Address of witness)
(2) James C. Hay (Name) Port Angeles, Wash. (Address of witness)

Remarks: _____

STATE OF WASHINGTON, } ss.
COUNTY OF THURSTON.

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: If for irrigation, this appropriation shall be subject to such reasonable rotation system as may be ordered by the State Supervisor of Hydraulics. Sufficient water must be allowed to flow past this intake at all times to provide the Government camp ground below with domestic water.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 1.0 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is October 21st, 1933.

Actual construction work shall begin on or before May 1st, 1934 and shall thereafter be prosecuted with reasonable diligence and be completed on or before May 1st, 1935.

Complete application of the water to the proposed use shall be made on or before October 1st, 1935.

Given under my hand and the seal of this office at Olympia, Washington, this 9th day of February, 1933.

Chas. J. Bannister
State Supervisor of Hydraulics

Application No. 3736 Permit No. 1974	PERMIT To Appropriate Public Waters of the State of Washington	Filed by Edward M. Brooks County of Clallam	This instrument was first received in the office of the State Supervisor of Hydraulics, Olympia, Washington, on the 21st day of October, 1933, at 9:45 o'clock A. M.	Approved February 9th, 1933 Recorded in Book No. 8 Permits, on Page 1974	CHAS. J. BANNISTER State Supervisor of Hydraulics
---	--	--	---	---	--

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 prosecution of work with diligence.
- 5th. Notice of completion of construction.
- 6th. Notice of application of water to a beneficial use.
- 7th. 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 were furnished by the office of State Supervisor of Hydraulics)

257807

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WARRANTY DEED

THE GRANTOR Frank P. Donahue and Ethel D. Donahue, his wife,
for and in consideration of Ten Dollars and other valuable considerations in hand paid, conveys and warrants to United States of America, or its assigns, the following described real estate, situated in the County of Clallam, State of Washington:

PARCEL A: That portion of the east five hundred fifty (550) feet of Government Lot eighteen (18) in Section thirty-one (31), Township thirty (30) North, Range nine (9) West of the Willamette Meridian, lying northerly of State Road No. 9, (known as the Olympic Highway), as the same is now located, together with all appurtenances, water rights, easements, belonging to said real estate and owned by the Sellers.

PARCEL B: All that portion of Government Lot seventeen (17) in Section thirty-one (31), Township thirty (30) North, Range nine (9) West of the Willamette Meridian, lying northerly of State Road No. 9 (Known as Olympic Highway) as same is now located.

Also, all that portion of Government Lot eighteen (18) in Section thirty-one (31), Township thirty (30) North, Range nine (9), West of the Willamette Meridian, lying northerly of State Road No. 9 (Known as Olympic Highway) as same is now located, EXCEPT the east five hundred fifty (550) feet thereof.

PARCEL C: H. E. Survey No. 53, comprising tracts "A" and "B", embracing a portion of the Unsurveyed Public Domain, Washington, more particularly bounded and described as follows:
Beginning for the description of tract "B" at corner No. 1, from which U. S. Location Monument No. 53, bears north 64 degrees 53 minutes 17 seconds west 81.84 chains distant; thence north 1.89 chains to corner No. 2; thence south 79 degrees east 5.36 chains to corner No. 3; thence south 55 degrees east 7.64 chains to corner No. 4; thence south 50 degrees east 6.61 chains to corner No. 5; thence south 60 degrees east 5.15 chains to corner No. 6; thence south 70 degrees east 6.19 chains to corner No. 7; thence south 38 degrees east 6.24 chains to corner No. 8; thence south 15 degrees east 8.15 chains to corner No. 9; thence south 45 degrees east 4.07 chains to corner No. 10; thence south 40 degrees east 7.10 chains to corner No. 11; thence south 6 chains to corner No. 12; thence west 6.43 chains to Corner No. 13; thence meandering right bank of the Elwha River, North 44 degrees 15 minutes west 3.17 chains, North 33 degrees west 3.7 chains, north 18 degrees 30 minutes, west 1.4 chains, north 40 degrees 15 minutes west 4.3 chains, north 34 degrees west 5.9 chains, north 25 degrees 45 minutes west 1.3 chains, north 32 degrees 30 minutes west 1.8 chains, north 39 degrees 45 minutes west 2.4 chains, north 30 degrees 30 minutes west 2.4 chains, north 39 degrees 30 minutes west 4.8 chains, north 25 degrees 15 minutes west 4.6 chains, north 44 degrees 15 minutes west 3.3 chains, north 63 degrees 45 minutes west 2.7 chains, north 60 degrees 30 minutes west



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3.2 chains, north 44 degrees west 4.1 chains, north 60 degrees west 1.2 chains, north 53 degrees 15 minutes west 2.8 chains to Corner No. 1, the place of beginning;

Beginning for the description of tract "A" at corner No. 14; from which corner No. 2 of said tract "B" bears south 61 links distant; thence south 79 degrees east 5.64 chains to corner No. 15; thence south 55 degrees east 7.82 chains to corner No. 16; thence south 50 degrees east 6.59 chains to corner No. 17; thence south 60 degrees east 5.07 chains to corner No. 18; thence south 70 degrees east 6.35 chains to corner No. 19; thence south 38 degrees east 6.56 chains to corner No. 20; thence south 15 degrees east 8.11 chains to corner No. 21; thence south 45 degrees east 3.93 chains to corner No. 22; thence south 40 degrees east 6.52 chains to corner No. 23; thence north 46.95 chains to corner No. 24; thence west 40 chains to corner No. 25; thence south 11.88 chains to corner No. 14, the place of beginning.

Dated this 31st day of October, 1950

Frank P. Donahue
Ethel D. Donahue

STATE OF WASHINGTON)
County of Clallam) ss.

On this day personally before me Frank P. Donahue and Ethel D. Donahue, his wife, to me known to be the individuals described in and who executed the within and foregoing instrument, and acknowledged that they signed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 31st day of October, 1950.



My Commission
Notary Public in and for the
State of Washington
Residing at Port Angeles



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UNITED STATES
DEPARTMENT OF THE INTERIOR
National Park Service

The within deed is accepted on behalf of the United States as of April 25, 1951, pursuant to authority delegated by Departmental Order No. 2402, dated January 14, 1948 (13 F. R. 361).

J. E. Sumner
Director
National Park Service

257607

Filed for Record at the request
of *W. L. S.*
OCT 31 1950 A. B. 19
at E. H. Ford 328 P. M.
and recorded in vol. 215 of
deeds page 599
records of Cl. Co., Wn.
By *W. J. P. Sullivan* County Auditor
By *W. J. P. Sullivan* Deputy

*Olympic Natl Park Mgmt
Co.*

Other Supporting Information



IN REPLY REFER TO:
L54-ALW

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
WASHINGTON 25, D.C.

January 4, 1962

RECEIVED	
NPS REGION FOUR OFFICE	
JAN 5 - '62	
SURNAME DATE	
REG. DIR.	
ASST. R.D.	
OPERATIONS	
ADMIN.	
RECREATION	
INTERP.	
RANGER ACT	

Memorandum

To: Regional Director, Region Four

From: Assistant Chief, Water Resources Branch

Subject: Conversion of Alien Water Right No. 2 to Water Right
Docket No. 23, Olympic

During a recent review of Park water use for power generation to comply with a request for data for the Secretary, it was noted that the subject alien water right folder should have been converted to a docket as an appurtenance to related land which has been under Federal ownership for some time.

We have added a partitioned section to the back of the assembly containing a copy of the Warranty Deed accepted April 25, 1951, as record of Federal acquisition, and have changed the alien water right number to Docket 23. The balance of the assembly can remain intact for its historical and water right record value. There is attached a copy of the deed and the divider for your folder so that you can make the same revision. Since WODC is without the original folder, a folder with the attachment and the principal water right records (Certificate 2-876, Application 3736, and Permit 1974 and supporting map) is transmitted to them with a copy of this memorandum for their upper portion of the docket.

Gordon W. Robertson
Assistant Chief, Water Resources Branch

Attachments

Copy to: Superintendent, Olympic, w/c attachments
Chief, WODC (2), w/partial Docket 23

Oly
901
Horton

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
OLYMPIC NATIONAL PARK
PORT ANGELES, WASH.

1. McCallum
2. [unclear] OFM
[unclear]

October 18, 1950

Memorandum

To: Regional Director, Region Four
From: Acting Superintendent, Olympic
Subject: Special use permit I-47np-397, E. C. Horton

This refers to your October 11 memorandum transmitting Mr. Telson's October 4 memorandum (L3031 OLYM) on the above subject.

Inasmuch as the property is being acquired by Peninsula Plywood Company on the 3-way salvage timber exchange and will result shortly in transfer of title to this Service, a permit for any part of the water system will not present a problem. It is our understanding that water rights are appurtenant to the land, which will mean that the resort, water system and water rights all become the property of the United States, when the title transfer is effected.


Thos. J. Williams
Acting Superintendent



UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
OLYMPIC NATIONAL PARK
PORT ANGELES, WASH.

REGION IV OFFICE	
ROUTING	DATE
<i>X McClellan</i>	<i>3/22</i>
	MAR 17 1949
<i>Crowley</i>	<i>in 3-22</i>

March 15, 1949

MEMORANDUM for the Regional Director, Region Four.

Reference is made to your March 2 memorandum concerning special use permit I-47np-282 proposed for issuance to E. C. Horton to cover water system.

It was our intention to go over the several angles involved, with Mr. Horton and with Mr. Crowley of your office as suggested in your June 16, 1948 memorandum, but unfortunately Mr. Crowley's visit did not materialize and the study of expansion and inherent problems is still pending. If Mr. Cameron, or others of your engineering staff can spend sufficient time in Olympic this summer, we hope to take care of it at that time.

We believe it advisable to speak definitely as to possibilities and feasibility to Mr. Horton, hence our desire for a preliminary engineering study.

As to the fee and electric rates, the amount for electric energy to be purchased by us will be small, and if Mr. Horton expanded very materially, it is doubtful that he would have any surplus power to sell. The fee for water right of way is another problem. FO563 fixes the policy of charging rates that compare with local charges for similar services. We have no precedent or comparison for fixing a fee for water used where the water is taken from a stream by the permittee's facilities. The State makes no charge other than a fee for filing and granting a water right. By example of the State in water matters, it would appear that no fee would accrue for the water itself, and an annual fee of \$5.00 for diversion and pipeline right of way would be in keeping with our present practices.

We are loath to give, sell or in any way convey a water right that will enhance a property that we may sometime want to acquire, but on the other hand we cannot very well refuse to continue a legitimate use.

In order that a complete study may be made, and decision made as to rates, etc., we recommend special use permit I-47np-282 be approved for 1949.

Preston P. Macy
Preston P. Macy
Superintendent

180 New Montgomery

March 2, 1949.

McGowan.
C. W. Ley.
C. W. Ley.
FILE COPY

MEMORANDUM for the Superintendent, Olympic.

This refers to your memorandum of February 9 submitting for the approval of this office special use permit No. I-47np-282 proposed for issuance to E. C. Horton covering the use of land described therein for headworks, intake flume, and right of way for pipe line for conveying water for domestic use and power purposes. We note that the proposed permit is without charge and that the permittee is to furnish free use of surplus electric current for the LaPool campground and LaPool ranger station.

In a memorandum of September 16, 1947, to this office Acting Director Tolson stated that ordinarily in situations of this kind the Government charges the permittee for his hydroelectric installation and the permittee in turn charges the Government for any electricity furnished to it. The Tolson memorandum, however, authorized the granting of a permit for one year without charge with the understanding that conditions for a new permit would be studied during the ensuing year which would set up a fee to be charged the permittee. Your attention is also invited to Mr. Dunn's memorandum of August 22, 1947, for the Director and to our memorandum of June 16, 1948, to you transmitting a copy of Mr. Demaray's memorandum of May 27, 1948, all pertaining to this matter.

You make no mention of these memoranda or of having taken up the question of Mr. Horton's expansion of his project to include Government land or the matter of charges. We would appreciate receiving your views in connection with same before approving the proposed permit. We would particularly like to know whether there has been any change in the hydroelectric project, what you would consider to be a reasonable fee for the use of Government lands, and what would be a reasonable amount to pay for the electricity furnished to the park. If comparatively nominal sums are involved which would hardly justify the setting up of the accounts, it is possible that the proposed permit should be issued for another year pending further study.

(SGD) HERBERT MAIER
Herbert Maier,
Acting Regional Director.

SM:hg



UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
WASHINGTON 25, D. C.

May 27, 1948

MEMORANDUM for the Regional Director, Region Four.

Special Use Permit No. I-47np-173 was issued to E. C. Horton for 1948 to serve as a temporary extension of Federal Power Permit No. 1312 to provide time for this Service to make a complete study of and plan for the future development of the LaPoel area of Olympic National Park. We shall appreciate receiving your recommendations for such development.

During Mr. Vint's visit last summer, Mr. Horton pointed out that he had no room for further development on his own property, and would like to expand onto Federal land above the road. There would be considerable merit in this, because it would bring Mr. Horton under Federal supervision and it would result in a larger Federally controlled resort to discourage further private competing developments along the shores of Lake Crescent. However, the total area which is suitable for this development, the adjacent campground, and the ranger's station, is small.

During a subsequent visit by Mr. Dunn, he determined that the expiring Federal Power permit and Mr. Horton's water rights authorized the use of more water than that made by the existing plant; and that any further development by Mr. Horton, or additional electric demand by this Service for the campground and ranger station, would require electric development at least equal to that authorized under the water rights and Federal Power permit. He pointed out that more power could be developed with the same amount of water now being used if the point of diversion were moved upstream. He also suggested that the whole power development might be moved upstream so that the water would be returned to its natural channel to flow across the road and through the campground.

Mr. Horton's expansion and concession status could be considered as supplemental to his private operations, or as conditional on his conveyance of his private land and water rights to the United States. Both procedures should be considered, and discussed with him.

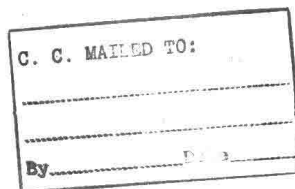
Mr. Tolson	6/16
Mr. E. A. Tamm	6/16
Mr. Clegg	6/16
Mr. Glavin	6/16
Mr. Ladd	6/16
Mr. Nichols	6/16
Mr. Rosen	6/16
Mr. Tracy	6/16
Mr. Carson	6/16
Mr. Egan	6/16
Mr. Gurnea	6/16
Mr. Harbo	6/16
Mr. Hendon	6/16
Mr. Jones	6/16
Mr. Mumford	6/16
Mr. Quinn	6/16
Mr. Nease	6/16
Mr. Gandy	6/16

See Crowley's note attached 6/16

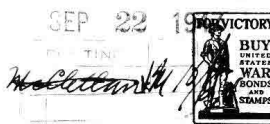
Your early consideration of this matter will be appreciated so that we may take proper action when Special Use Permit No. I-47np-173 comes up for renewal this fall.

G. E. Semaray
Associate Director.

In duplicate.



UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
CHICAGO 54, ILL.



ADDRESS ONLY
THE DIRECTOR, NATIONAL PARK SERVICE

September 17, 1947.

MEMORANDUM for the Regional Director, Region Four.

Two photostat copies of the Operation Report on Federal Power Permit No. 1312, relating to Mr. Horton's hydroelectric plant on LaPoel Creek in Olympic National Park are enclosed. These should be placed in the assemblies of Olympic Alien Water Right No. 1 in your office and at the Park.

The name of owner, on the tab of the water right assembly, should also be changed from Edward N. Brooks to E. C. Horton.

A. van V. Swan

Chief, Water Division.

Enclosure 105.
In duplicate.

OPERATION REPORT

TO FEDERAL POWER COMMISSION

For the period January 1, 1947, to September 9, 1947Supervising Agency National Park Service

Office of

Licensee E C Horton, successor to Edw. H. Brooks Project No. 1312Name of plant No nameLocation LaPeel Creek, Olympic National Park, Washington
(Waterway or reservation) (State)License issued September 10, 1937 for 10 years.
(Date)Inspected by Chas. B. Browne Date August 12, 1947Parts of project inspected Power house and electric distribution system

Memorandum report (see instructions on reverse side):

The licensee is complying fully with the conditions of the permit. The answers to questions 1-8, on reverse, are nominally as previously reported for the year 1944. Since the close of the war he has also provided 2 additional guest cabins and extended the water and power systems to serve them.

Licensee has applied to the Secretary of the Interior for a renewal of his permit, in compliance with your instructions, and it is proposed to grant a standard National Park Service Permit, of the special use type, with some modifications of the conditions prescribed by the Federal Power Commission but the same general effect.

This report, therefore, is intended to terminate the administration of the Federal Power Commission and recommend cancellation of Permit 1312 on the designated date of expiration.

Supervision expense for period:

Salaries NoneSubmitted August 18, 1947Nonpersonal expenses None

(Reporting officer)
Asst Chief Ranger
Olympic National Park

16-4473

INSTRUCTIONS

This report, whether or not based upon an inspection, is to be made semiannually, at the close of the fiscal and calendar years, on all major projects, and annually at the close of the fiscal year on all other projects. Special reports should be made immediately following inspection if there is information to be furnished which should not be delayed until the next regular report. Each report submitted should cover the period from the last previous report. If a license covers more than one generating plant, reports are to be made on each plant. Inspection of operating projects should be made once a year, at least; provided, however, that such inspection may be deferred at the discretion of the field representative in the case of minor, minor part, or transmission-line projects which are difficult of access and regarding which no questions or complaints have arisen.

The report should furnish the information called for in the following questions, supplemented by any other fact or condition disclosed by the inspection which should be brought to the attention of the Commission, or in which it may be interested. Use additional sheets if necessary.

1. *Compliance with act.*—Is the licensee complying with section 10 (c) of the act with respect to—
 - (a) Maintaining the project structures, machinery, and equipment?
 - (b) Making necessary renewals and replacements?
 - (c) Impairment of navigation?
2. *Clearing.*—Are clearing requirements of the license being complied with, particularly with respect to reservoirs and transmission lines?
3. *Operation of reservoir.*—Is the project reservoir being maintained and operated as required by the license, and satisfactorily in respect to sanitation and mosquito control?
4. *Compliance with other license provisions.*—Is the licensee complying with all other provisions of the license, standard and special? (It will be necessary that the inspector inform himself as to the provisions of each license and the obligations of the licensee thereunder. This question is not intended to cover stream gaging under separate supervision or such things as accounting, filing of statements and reports by licensee, payment of annual charges and similar matters, concerning which the licensee deals directly with the Commission.)
5. *Safety and permanence of project works.*—Has the safety or permanence of any of the main project works, such as dams, conduits, or power houses, becomes seriously impaired by erosion, seepage, deterioration of construction materials, or any other cause? If so, submit full information, including photographs.
6. *Efficiency of operation.*—Is the project being operated efficiently? If any appreciable amount of water which could have been used for developing power was allowed to waste over or through the dam, explain the reasons therefor. If the waste was due to abnormal fluctuations in power demand, poor reservoir management, or other controllable causes, has the inspector or reporting agency any suggestions for increasing the utilization of the water available?
7. *Shut-downs and suspensions.*—Were there any shut-downs or reduction of output or suspensions of operation for any cause? If so, state reason for suspension or reduction of operation and period or periods during which they occurred, and the approximate loss in kilowatt-hours resulting therefrom.
8. *General information as to additions, betterments, retirements, etc.*—
 - (a) Furnish general information with respect to—
 - (1) Any extensions to or changes in the project works made during the period.
 - (2) Any important replacements, betterments, or retirements other than ordinary or periodical maintenance.
 - (3) Any unusual repairs or replacements, such as might be due to washing out or breakage of a flow line, damages to transmission line by storm, flood, etc., or any accident or unusual occurrence.
 - (b) Have additions, betterments, and retirements been made as claimed by licensee?
 - (c) What further additions, betterments, or retirements should be made?
9. *Needed extensions of project area.*—In case there were any extensions of project works or additions and betterments, the cost of which has been or is intended to be included by the licensee as investment in the licensed project, are such extensions or additions and betterments located on the project area as defined by the license?
10. *Nonproject extensions or additions.*—Have any extensions or additions been made outside of the project area, which the licensee proposes to treat as nonproject property but which in the opinion of the inspector should be brought under license? If so, give particulars.
11. *Lease or nonproject use of project property.*—Is any of the project property being leased to other parties or devoted to nonproject use? If so, report fully thereon.
12. *Matters requiring Commission action.*—Has there been any new construction, abandonment or modification of project works, acquisition or abandonment of lands, sale or transfer of the project or any part thereof, lease of the project, or contract or arrangement for the sale of the power developed by the project, which would require an amendment or modification of the license, or approval, or other action by the Commission but which the licensee has not called to the attention of the Commission?
13. *Other matters of interest to the Commission.*

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

ADDRESS ONLY
THE DIRECTOR, NATIONAL PARK SERVICE

SEP 22 1947	
ROUTING	DATE
<i>Mr. C. C. [unclear]</i>	<i>10/6</i>
<i>M. [unclear]</i>	<i>10/2</i>

September 16, 1947.

MEMORANDUM for the Regional Director, Region Four.

There is enclosed a copy of Mr. Dunn's memorandum of August 22 relating to the renewal of a power permit to Mr. Horton, concessioner operating the LaPoel Lodge at Olympic National Park. Other copies were forwarded to you the last of August.

It is our recommendation that Mr. Horton be granted a one year permit to continue the maintenance and operation of the hydroelectric plant at LaPoel on the same terms as set forth in the expired Federal Power Permit No. 1312 except that the National Park Service and not the Federal Power Commission will be indicated as having jurisdiction. This permit is to be granted with the understanding that conditions for a new permit will be studied during the ensuing year which will set up a fee to be charged the concessioner for this hydroelectric installation. It is our thought that Mr. Horton should pay the Government for this privilege and the park in turn should pay him for electric service furnished the campground and ranger quarters. This is in accordance with regular park policy. The Park Superintendent can advise what block of power should be reserved for the park requirements and determine what would be a reasonable rate and acceptable to Mr. Horton.

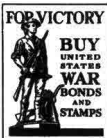
Henry A. Tolson
Acting Director.

Enclosure 946.

In duplicate.

Allen WR No 2

This will be — A new permit



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

ADDRESS ONLY
THE DIRECTOR, NATIONAL PARK SERVICE

54

ROUTING

McClellan 7/18
C. M. H. 7/18
Hart 7/18

09-13-1945
66.1

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
OLYMPIC NATIONAL PARK
PORT ANGELES, WASHINGTON

19 1945	
ROUTING	Date
X Tolson	RDW 9/10
	11/1/4

September 13, 1945

MEMORANDUM for the Regional Director, Region Four.

Reference is made to memorandum for the Regional Director, Region Four, dated April 19, 1945 by Acting Director Tolson, which was transmitted with your memorandum of April 30, in connection with operation report to the Federal Power Commission for the LaPoel Hydro-electric plant of Edward N. Brooks in the Olympic National Park under Project License No. 1312. *cc 4 forms to Dir 9/10* *File form* *Water rights* *R*

A report has been prepared by Assistant Chief Ranger Charles B. Browne and there are now enclosed herewith five copies of the report.

Mr. Tolson's memorandum mentioned that two copies would be sent to the Commission, copy each would go to the four water right assemblies, being the Director, the Regional Director, the Superintendent and the Water Rights Division. The sixth copy is therefore being retained here for our files.

It will be noticed that the two copies for the Commission are included since it appears to us that these will have to be sent through the regular channels. We notice that when the designated representative was the Forest Service that they always sent their report through their Regional Forester so this would seem to us to be the accepted procedure.

We regret that this has not been available sooner but our duties are so multitudinous that it is literally impossible to get these things out at an early date.

B. F. Manbey
B. F. Manbey
Acting Superintendent

Enclosure 636

OPERATION REPORT

TO FEDERAL POWER COMMISSION

For the period, 19....., to December 31, 19 44Supervising Agency National Park Service

Office of

Licensee Edward M. Brooks -ex. Davidson, Hay & BrooksProject No. 1312Name of plant No nameLocation LaPeel Creek, Olympic National Park,Washington

(Waterway or reservation)

(State)

License issued September 10, 1937

(Date)

for ten years.Inspected by Chas. B. Browne

Date

Parts of project inspected Intake flume, pipe line and power house.

Memorandum report (see instructions on reverse side):

See supplementary sheet attached.

Supervision expense for period:

Salaries NoneSubmitted August, 19 45Nonpersonal expenses None

Chas. B. Browne
 (Reporting officer)
Asst. Chief Ranger
Olympic National Park

INSTRUCTIONS

This report, whether or not based upon an inspection, is to be made semiannually, at the close of the fiscal and calendar years, on all major projects, and annually at the close of the fiscal year on all other projects. Special reports should be made immediately following inspection if there is information to be furnished which should not be delayed until the next regular report. Each report submitted should cover the period from the last previous report. If a license covers more than one generating plant, reports are to be made on each plant. Inspection of operating projects should be made once a year, at least; provided, however, that such inspection may be deferred at the discretion of the field representative in the case of minor, minor part, or transmission-line projects which are difficult of access and regarding which no questions or complaints have arisen.

The report should furnish the information called for in the following questions, supplemented by any other fact or condition disclosed by the inspection which should be brought to the attention of the Commission, or in which it may be interested. Use additional sheets if necessary.

1. *Compliance with act.*—Is the licensee complying with section 10 (c) of the act with respect to—
 - (a) Maintaining the project structures, machinery, and equipment?
 - (b) Making necessary renewals and replacements?
 - (c) Impairment of navigation?
2. *Clearing.*—Are clearing requirements of the license being complied with, particularly with respect to reservoirs and transmission lines?
3. *Operation of reservoir.*—Is the project reservoir being maintained and operated as required by the license, and satisfactorily in respect to sanitation and mosquito control?
4. *Compliance with other license provisions.*—Is the licensee complying with all other provisions of the license, standard and special? (It will be necessary that the inspector inform himself as to the provisions of each license and the obligations of the licensee thereunder. This question is not intended to cover stream gaging under separate supervision or such things as accounting, filing of statements and reports by licensee, payment of annual charges and similar matters, concerning which the licensee deals directly with the Commission.)
5. *Safety and permanence of project works.*—Has the safety or permanence of any of the main project works, such as dams, conduits, or power houses, becomes seriously impaired by erosion, seepage, deterioration of construction materials, or any other cause? If so, submit full information, including photographs.
6. *Efficiency of operation.*—Is the project being operated efficiently? If any appreciable amount of water which could have been used for developing power was allowed to waste over or through the dam, explain the reasons therefor. If the waste was due to abnormal fluctuations in power demand, poor reservoir management, or other controllable causes, has the inspector or reporting agency any suggestions for increasing the utilization of the water available?
7. *Shut-downs and suspensions.*—Were there any shut-downs or reduction of output or suspensions of operation for any cause? If so, state reason for suspension or reduction of operation and period or periods during which they occurred, and the approximate loss in kilowatt-hours resulting therefrom.
8. *General information as to additions, betterments, retirements, etc.*—
 - (a) Furnish general information with respect to—
 - (1) Any extensions to or changes in the project works made during the period.
 - (2) Any important replacements, betterments, or retirements other than ordinary or periodical maintenance.
 - (3) Any unusual repairs or replacements, such as might be due to washing out or breakage of a flow line, damages to transmission line by storm, flood, etc., or any accident or unusual occurrence.
 - (b) Have additions, betterments, and retirements been made as claimed by licensee?
 - (c) What further additions, betterments, or retirements should be made?
9. *Needed extensions of project area.*—In case there were any extensions of project works or additions and betterments, the cost of which has been or is intended to be included by the licensee as investment in the licensed project, are such extensions or additions and betterments located on the project area as defined by the license?
10. *Nonproject extensions or additions.*—Have any extensions or additions been made outside of the project area, which the licensee proposes to treat as nonproject property but which in the opinion of the inspector should be brought under license? If so, give particulars.
11. *Lease or nonproject use of project property.*—Is any of the project property being leased to other parties or devoted to nonproject use? If so, report fully thereon.
12. *Matters requiring Commission action.*—Has there been any new construction, abandonment or modification of project works, acquisition or abandonment of lands, sale or transfer of the project or any part thereof, lease of the project, or contract or arrangement for the sale of the power developed by the project, which would require an amendment or modification of the license, or approval, or other action by the Commission but which the licensee has not called to the attention of the Commission?
13. *Other matters of interest to the Commission.*

1. Apparently the license is complying with section 10 (c) of the act.
 - (a) Proper maintenance of machinery and equipment.
 - (b) Making renewals and replacements when necessary.
 - (c) There is no impairment of navigation.
2. Clearing - All clearing requirements are complied with.
3. Operation of reservoir - Operation OK.
4. Compliance with other license provisions - All provisions have been complied with.
5. Safety and permanence of project works - A short wooden flume to intake is beginning to show deterioration from use and age. This will require replacement within the next two years.
6. Efficiency of operation - This project is being operated efficiently.
7. Shut-downs and suspensions - In July 1944 there was a shutdown of two weeks due to a large tree falling across the pipe line and damaging same.
8. General information as to additions, betterments, retirements, etc. - During the shut down in 1944 the old 15 K.W. generator was replaced by a used but nearly new 10 K.W. D. C. generator. This provides sufficient power and is much more efficient than the old equipment.

No recommendations for extensions or additions are made at this time. There are apparently no matters requiring action by the Commission.

Chas. B. Brown
Asst. Chief Ranger
Olympic National Park

Daly
6/8/47

C O P Y
UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
CHICAGO, ILLINOIS

TIME	
DATE	8/22/47
INITIALS	McAdams 9/13 Conley 12/13 Holt 12/4/45

ADDRESS ONLY
THE DIRECTOR, NATIONAL PARK SERVICE

At Glacier National Park,
August 22, 1947.

Copy sent to Olympic N.P. 9/3 E.C.H.

AIR MAIL

MEMORANDUM for the Director.

While at Olympic National Park I prepared an annual Operation and Maintenance Report for signature by Assistant Chief Ranger Browne, covering the operation of the LaPeel hydroelectric plant for the years 1945, 1946, and through September 9, 1947, under Federal Power Permit No. 1312. The plant, to supply the lodge just west of the LaPeel Campground, was formerly owned by Edward N. Brooks, and was acquired by a Mr. Horton. The Federal Power Permit expires on September 9, and the Commission has notified Mr. Horton that further permit must be obtained from the Department of the Interior.

Your files will show that we requested a field report and recommendations with regard to renewal in April. In discussing the matter with Assistant Superintendent Overly, on August 18, I found that Mr. Horton has made application for a renewal of the permit, sending it to the Superintendent, who had referred it to the Region shortly before my arrival, and suggesting that I might investigate the matter during my visit. I might add that a copy of the permit, and the related water right, Certificate 2-876, are filed as Alien Water Right No. 2, for Olympic, in all interested offices.

The Federal Power Permit is free, with the condition that permittee will supply power to the LaPeel Campground, but only the Ranger Station is now electrified (with undersized wire from the lodge system.) The permit authorizes the development of 20 HP, but the plant burned about 1943 and was replaced by a 10 KW unit. Mr. Overly thought it would be better to specify the amount of power to be delivered to the Federal development, to which I agreed, subject to determination of the potential Federal demand, and the permittee's ability to deliver. I was particularly concerned with the existing condition that delivery to the campground was to be surplus, because the present generator was only 67% of the authorized capacity, and concession demands are certainly increasing rapidly.

As a result, I drove to the LaPeel Lodge for supper and discussed the matter with Mr. Horton. I told him that we would grant another permit, but that this Service made a charge for its permits, and would like a more specific definition of the amount of power it could obtain, and the ability, or proposed ability of the permittee to deliver without detriment to himself.



I did not get into a cabin (Mr. Horton pointed out that they are cottages) but found they were large and well lighted. There are 14 cottages, largely with kitchens, living rooms, baths, and one or more bedrooms. The total capacity is 46 guests, and there are now 10 employees and families. Mr. Horton counted 117 light bulbs, ranging from 25 to 250 watts, each. Two of the cabins are new, and more are proposed. I understand he asked Mr. Vint about obtaining adjacent Federal land for expansion, and felt encouraged by replies during Mr. Vint's recent visit.

I also called on the Ranger, and found that his quarters had 8 bulbs, all low powered, or suffering from heavy line losses.

I was impressed with Mr. Horton's facilities -- better than I had expected--and judged him to be reliable and progressive. I find he has been a county commissioner until recently, too, for what may, or may not, be worth.

It seems to me that the development will grow, that there is now about 12.2 KW of demand, satisfied only because the load factor is about 80%. The ranger station needs better light, and the campground should have about 1.5 KW in lights. Assuming that there is water for 50% more power with the present head, there is also a chance to divert much higher, and even more the generator unit upstream so that return flow would increase the stream of water at road and campground.

I recommend, and told Mr. Horton I would do so, that he be granted only a one-year permit--or September 10, 1947, to December 31, 1948, approximately on the terms of the Federal Power Permit, which expires, but at a fee of a nominal amount, and that a better permit be prepared during that time, for the better satisfaction of his and Federal interests. I assume that a letter of reply to his request could accomplish the immediate needs.

Please send two copies of this memo to the Region with your comments, as I told Mr. Overly I believed actual action should originate in the Park.

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

cc: Regional Director, Region Four (2).

Oly
667

Manbey *BF*
Hoyt *BF*
McClellan *BF*

601 Sheldon Bldg.

August 22, 1947.

MEMORANDUM for the Director.

There is attached copy of the Operating Report issued in connection with Federal Power Permit No. 1312 covering the hydro-electric plant of Mr. E. C. Horton, successor to Edw. H. Brooks on La Pool Creek, Lake Crescent, Olympic National Park.

Mr. Dunn has asked that it be sent to his office for duplication for the various assemblies for ONP. Alien Water Right No. 2.

This FPC License expires on September 8, 1947, and if the use is continued this must be by NPS Special Use Permit. Mr. Dunn has discussed general terms for such a permit with Superintendent Macy.

FILE COPY

C. A. Tomlinson,
Regional Director.

Enclosure 2471063

cc: Supt., Olympic

bfm/ew

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
OLYMPIC NATIONAL PARK
PORT ANGELES, WASHINGTON

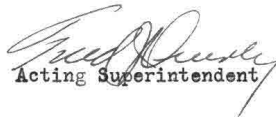
AUG 21 1947	
ROUTING	DATE
Mentem	8/22
Mellisham	8/22
Crowliff	8/22
Write Director	8/22

August 18, 1947

Memorandum for the Regional Director, Region Four

The enclosed carbon copy of the operating report under Federal Power Permit No 1312, covering the hydro-electric plant of Mr E C Horton, successor to Edw. B. Brooks, on LaPoel Creek, should be forwarded to the Director for duplication for the various assemblies of Olympic National Park Alien Water Right No. 2. The original is being sent directly to the Federal Power Commission in Washington.

This permit, and the plan to issue a Special Use Permit, to supercede it, have been discussed with Mr Dunn, today. We agree on the general terms of the new permit, and Mr Dunn is planning to submit his report on the matter after a visit to the area. Our recommendations will follow receipt of his report.


Acting Superintendent

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
OLYMPIC NATIONAL PARK
PORT ANGELES, WASHINGTON

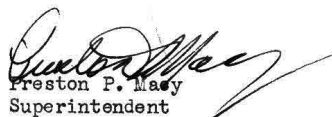
AUG 20 1947	
ROUTING	DATE
Hoyt	8/15/47
X Mendenhall	8/15/47
Mr. C. L. ...	8/15/47
...	...
See Overly's memo Aug 18	

August 15, 1947

MEMORANDUM for the Regional Director, Region Four.

Enclosed is a letter of August 11 to the Secretary of the Interior through this office from Mr. E. C. Horton making application for use of water from LaPoel Creek within the Olympic National Park.

We understand that Mr. Van V. Dunn of the Water Rights Division plans to be in this park soon and we shall request him to go over this matter with Mr. Horton while he is here, in case further information is needed for the Secretary's office.


Preston P. Masy
Superintendent

Enclosure 321



STAR ROUTE, PORT ANGELES, WASHINGTON PHONE LAKE CRESCENT 224 . . .

Open Year 'Round August 11, 1947

Secretary of the Interior
National Park Service
Washington, D. C.

Thru: Superintendent of the
Olympic National Park

Gentlemen:

We are in receipt of a letter from the Federal Power Commission relative to water-power Project, their No. 1312, on Lapoel Creek in Clallam County, Washington, which reads:

"The license issued by the Federal Power Commission for your water-power Project No. 1312 on Lapoel Creek in Clallam County, Washington, will expire September 9, 1947.

"The lands of the United States occupied by the project are within the boundaries of the Olympic National Park, which was established by Act of Congress approved June 29, 1938 (52 Stat. 1241), and placed under the jurisdiction of the Secretary of the Interior.

"Therefore, if you propose to continue maintenance and operation of the project after September 9, 1947 (the date the Federal Power Commission license expires), it will be necessary for you to apply for and obtain authorization therefor from the Secretary of the Interior."

In compliance therewith, it is respectfully requested that we be authorized to continue maintenance and operation of the project above referred to.

Yours very truly,

MODERN CABINS . . . WITH OR WITHOUT HOUSEKEEPING ACCOMMODATIONS . . . RATES FROM \$3.50 SINGLE . . . \$5.50 DOUBLE
OIL HEAT . . . OIL FOR COOKING . . . BOATS . . . STORE . . . RESTAURANT . . . TAP ROOM . . .



FILE COPY

5
601 Sheldon Building

April 30, 1945.

MEMORANDUM for Superintendent Macy,
Olympic National Park.

Enclosed are the following which are related to the La Pool Hydroelectric Plant of
Edward N. Brooks in Olympic National Park:

1. Alien Water Right - Priority Oct. 21, 1932. (One copy).
2. Form L-5 to cover Item 1. (One copy).
3. Federal Power Act 1940. (One copy).
4. Operation Report Form. (Seven copies).
5. Memorandum by Acting Director Tolson, dated April 19, 1945.

Please take the action requested in the memorandum listed as Item 5 above.

/s/ Rex Wendle

Rex Wendle,
Acting Regional Director.

Enclosure 660.
HEU:rw

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

ADDRESS ONLY
THE DIRECTOR, NATIONAL PARK SERVICE

See memo to Gley 4/26/45
WCC

APR 19 1945

MEMORANDUM for the Regional Director, Region Four.

This relates to the following enclosures concerning the LaPoel Hydroelectric Plant of Edward N. Brooks in Olympic National Park:

1. Alien Water Right No. 2 covering water rights under License No. 2-876 and Federal Power Project License No. 1312, Washington (in duplicate).
2. Form L-3 to cover item 1 (in duplicate).
3. Federal Power Act (in duplicate). *See file 4/28/45*
4. Operation Report Form (7 copies).

Your attention is invited to the letter of March 13 from Mr. Leon M. Fuquay, Secretary, Federal Power Commission, a copy of which is included at the top of the water right assembly, which requests that Mr. Macy file an Operation Report. The seven copies of the form are included in order that two copies may be sent to the Commission, a copy may be supplied for the four water right assemblies of the Director, Regional Director, Superintendent, and Water Rights Division, and one copy may be available for Mr. Brooks. The copy for Mr. Brooks may not be required, and should be retained by Mr. Macy while he requests instructions on the matter when filing the two copies with the Commission. We desire to know what final procedure is followed.

It is suggested that the report cover the period from the date the area became part of the park until December 31, 1944. The supervising agency is the National Park Service. The location should be designated as LaPoel Creek in Olympic National Park. It will have to be determined from Mr. Brooks whether the plant has a name.

The inspection and report should indicate the state of repair, adequacy of safety features, any replacements or changes in the installation, any major flood damage and its repair, and whether the installation is adequate to the demand. Either in this report or a separate one for this Service, there should be a description of the electric service to the LaPoel Campground.

A separate memorandum is being prepared in regard to the general application of the Federal Water Power Act within the national parks and monuments. In connection with the Operation Report, it is merely necessary



to consider that License 1312 has only a little over two years to run, cannot be renewed, and the Federal Power Commission will not have authority to issue a new license. On this basis, the Operation Report need show only that maintenance is adequate to provide full output without unwarranted shutdowns through the summer of 1947.

If it is planned to run the plant after September 1947, a new permit will have to be issued by the Secretary. The new permit would merely cover the right to use the land occupied by the headworks and pipe line on Federal land. Such a permit must be conditioned on benefit to the United States. The benefits are probably largely measured by the public accommodations at Mr. Brooks' resort and the power delivered to the LaPoel Campground. Any questions regarding these features should be considered in advance in order that this Service will be prepared to act promptly on any application by Mr. Brooks in 1947.

Henry A. Johnson
Acting Director.

Enclosure 227.
In duplicate.

C O P Y

FEDERAL POWER COMMISSION
WASHINGTON 25

Project No. 1312-Washington

MAR 13 1945

The Director,
National Park Service,
U. S. Department of the Interior,
Chicago 54, Illinois.

Dear Sir:

There has been forwarded by the Chief, Forest Service, to the Commission a letter dated February 20, 1945, which was signed by Mr. Hillory A. Tolson of your office. The letter refers to minor power Project No. 1312 of Edward N. Brooks on Lapoel Creek and on lands of the United States within Olympic National Park but formerly within the Olympic National Forest.

A license was issued by the Commission on September 10, 1937, to W. M. Davidson, James C. Hay, and Edward N. Brooks for a period of 10 years authorizing them to operate and maintain the project on the forest lands under the direct supervision of the Regional Forester, Portland, Oregon.

Upon receipt of information that the lands had been transferred to your jurisdiction, you were advised by letter dated February 14, 1940, that supervision was being transferred from the Forest Service to the National Park Service, and that Mr. Preston B. Macy, Superintendent of Olympic National Park, Port Angeles, Washington, would act as the accredited representative of the Commission.

It appears that at the time of notifying you in regard to the change in supervision, a copy of the license with supplemental information about the project, should have been forwarded to you for Mr. Macy's use in supervising the project. Therefore, this office is transmitting herewith two copies of the license, two prints of map (FPC No. 1312-1), and one copy of the application filed by the licensees April 17, 1935.

There are also inclosed 10 copies of Commission's Operation Report Form No. 160 (Revised December 1939). It is requested that a report be filed with the Commission at the end of each fiscal year by the supervisor on the annual operation and maintenance of the project.

Very truly yours,

LEON M. FUQUAY

Secretary.

Inclosures 168691, 92, 93, 94.

C O P Y

FEDERAL POWER COMMISSION

PROJECT NO. 1312 - WASHINGTON

MINOR PROJECT ON GOVERNMENT LANDS

W. M. DAVIDSON, JAMES C. HAY, AND EDWARD N. BROOKS

Pursuant to the provisions of the Federal Power Act (hereinafter referred to as the Act), the FEDERAL POWER COMMISSION (hereinafter referred to as the Commission) HEREBY ISSUES to W. M. Davidson, James C. Hay, and Edward N. Brooks, of Port Angeles, Washington (hereinafter referred to as the Licensees), THIS LICENSE for a period of 10 years from the date hereof, for the purpose of operating and maintaining certain project works, as hereinafter described, upon lands of the United States in Clallam County, in the State of Washington, subject to the conditions, provisions, and requirements of the Act, not hereinafter expressly waived, and to the rules and regulations of the Commission, all of which are referred to and incorporated as a part hereof, and subject to the conditions, provisions, and requirements hereinafter set forth.

Article 1. The project covered by and subject to this license is located within the Olympic National Forest and consists of all lands constituting the project area and the following constructed project works located thereon:

Diversion works on Lapoel Creek; a water conduit 1,040 feet long; a power house with 20 horsepower installed capacity on the shore of Lake Crescent; and about 2,000 feet of low-voltage distribution lines to deliver energy for light and power to buildings of Lapoel Resort; all in Secs. 31 and 32, T. 30 N., R. 9 W., Willamette meridian;

together with all other structures, equipment, or facilities used or useful in the maintenance of the project and located upon the project area, which

project area and project works are more specifically shown and described by a certain exhibit which formed part of the application for license, and which is designated and described as:

Exhibit F: (F.P.C. No. 1312-1), Map entitled "Hydroelectric Power Project," signed on December 12, 1934, by Edward N. Brooks, W. M. Davidson, and James C. Hay;

and in consideration of this license and the benefits and advantages accruing hereunder to the Licensees, it is expressly agreed by the Licensees that the project above described shall be subject to all the terms and conditions of this license.

Article 2. The maps, plans, specifications, and statements designated and described as exhibits in article 1 hereof, and approved by the Commission, are hereby made a part of this license, and no substantial change shall hereafter be made in said exhibits until such change shall have been similarly approved; provided, however, that if the Licensees deem it necessary or desirable that said approved maps, plans, specifications, and statements, or any of them, be changed there shall be submitted to the Commission for approval corrected, supplemental, or additional maps, plans, specifications, and statements which upon approval shall become a part of this license and shall supersede, in whole or in part, such map, plan, specification, or statement theretofore made a part of this license as may be specified, respectively, in the order or endorsement of approval.

Article 3. The operation and maintenance of the project works under this license, whether or not conducted upon lands of the United States, shall be subject to the inspection and approval of the Regional Forester, United States Forest Service, Portland, Oregon, or of such other officer or agent as the Commission may designate, who shall be the accredited

representative of the Commission for such purposes.

Article 4. The Licensees shall clear the bottom and margins of all reservoirs up to high-water level, shall clear and keep clear to an adequate width lands of the United States along open conduits and electric power lines, and shall, to the satisfaction of the Commission or of its authorized representative, dispose of all temporary structures, brush, refuse, or unused timber on lands of the United States resulting from the clearing of lands or from the construction and maintenance of said project works.

Article 5. The Licensees shall be liable for injury to, or destruction of, any buildings, bridges, roads, trails, lands, or other property of the United States occasioned by the construction, maintenance, or operation of the project works or of the works appurtenant or accessory thereto. Arrangements to meet such liability either by compensation for such injury or destruction, reconstruction, or repair of damaged property, or otherwise, shall be made with the appropriate department or agency of the United States.

Article 6. To the extent that it has not already been so done, timber upon lands of the United States, used or destroyed in the construction of the project works, shall be paid for in accordance with the requirements and estimates of the department concerned.

Article 7. The Licensees shall allow officers and employees of the United States free and unrestricted access in, through, and across the lands occupied by the project works in the performance of their official duties, and shall allow the Forest Service, or other agency of the United States, without charge, to construct or permit to be constructed in, through, and across lands of the United States, railroads, chutes,

roads, trails, conduits, and other means of transportation not inconsistent with the enjoyment of said lands by the Licensees for the purposes herein set forth.

Article 8. The Licensees shall do everything reasonably within their power, and shall require their employees, contractors, and employees of contractors to do everything reasonably within their power, both independently and upon request of officers of the Forest Service or other agents of the United States, to prevent and suppress fires on or near the lands occupied under this license.

Article 9. The Licensees will interpose no objections to, and will in no way prevent, the use of water for domestic purposes by persons or corporations occupying lands of the United States under permit along or near any stream or body of water, natural or artificial, used by the Licensees in the operation of the project works covered by this license.

Article 10. The Licensees agree to allow the free use of surplus electric current for lighting the Lapoel camp ground and the Lapoel guard station of the United States Forest Service.

Article 11. If and when called for by the Commission, the Licensees shall file with the Commission under oath and in such detail as the Commission may require, a statement in duplicate showing the actual cost of construction of said project works or of any additions thereto or betterments thereof.

Article 12. The conditions, provisions, and requirements contained in the following sections of the Act are hereby waived to the extent indicated: Sections 4(b), except the second sentence thereof; 4(e), insofar as it relates to approval of plans by the Chief of Engineers and

the Secretary of War and to public notice; 6, insofar as it relates to public notice and to the acceptance and expression in the license of terms and conditions of the Act/ 10(a); 10(c), insofar as it relates to depreciation reserves; 10(d); 10(f); 11; 12; 14; 15; 18, except insofar as it relates to fishways; 19; 20; 22; and 23, insofar as it relates to the determination of fair value.

Article 13. If the Licensees shall cause or suffer essential project property to be removed or destroyed, or become unsatisfactory for use, without replacement, or shall abandon or discontinue good faith operation of the project for a period of more than three years, or refuse or neglect to comply with the terms of the license and the lawful orders of the Commission after due notice thereof, the Commission will deem it to be the intent of the licensees to surrender the license and after thirty days' public notice, may in its discretion enter an order terminating the license.

Article 14. The right of the Licensees and of their transferees, customers, and successors to use or occupy the lands covered by this license, for the purpose of maintaining the project works or otherwise, shall absolutely cease at the end of the period thereof, unless a new license shall be issued pursuant to then existing laws and regulations.

IN WITNESS WHEREOF, the Commission has caused its name to be
hereto signed by Clyde L. Seavey, its Vice
Chairman, and its seal to be hereto affixed and attested by Leon M. Fuquay,
its --- Secretary, this 10th day of September,
1937, pursuant to its order of October 6, 1936, a certified copy thereof
being attached hereto.

FEDERAL POWER COMMISSION

By Clyde L. Seavey
Vice Chairman.

Attest:

Leon M. Fuquay
Secretary.

IN TESTIMONY OF ACCEPTANCE of all the provisions and conditions
of the Federal Power Act to the extent that they are not waived by
the foregoing license, and the further conditions imposed in said
license, the Licensees this 24th day of August,
1937, have signed their names hereto.

W. M. Davidson

James C. May

Edward N. Brooks

WITNESSES:

Bertha Jacobs

Jeanne Vallendorff

(Executed in triplicate)

FEDERAL POWER COMMISSION

Frank R. McNinch, Chairman }
Basil Manly, Vice Chairman }
Herbert J. Drane } Commissioners
Claude L. Draper }
Clyde L. Seavey }

Application of)
W. M. Davidson, James C. Hay) Project No. 1312 Authorization of
and Edward N. Brooks) license (minor)

Upon application, filed April 18, 1935, of W. M. Davidson, James C. Hay and Edward N. Brooks, of Port Angeles, Washington, for a license for a constructed project consisting of diversion works on Lapoel Creek, a water conduit 1,040 feet long, a power house on the shore of Lake Crescent, and about 2,000 feet of low-voltage distribution lines to deliver energy for light and power to buildings of Lapoel Resort, owned by applicant, having an installed capacity of 20 horsepower and being located in Clallam County, Washington;

The Commission having considered said application and the information therein contained, and the report of the Forest Service as approved by the Secretary of Agriculture, finds:

- (1) That applicants are citizens of the United States;
- (2) That the diversion works on Lapoel Creek and 970 feet of the water conduit are on public lands of the United States within the Olympic National Forest, in section 32, T. 30 N., R. 9 W., Willamette meridian;
- (3) That a license subject to and containing conditions as hereinafter provided for will not interfere or be inconsistent with the purposes for which said National Forest was created;
- (4) That the Secretary of Agriculture, who has supervision of said National Forest, has recommended the issuance of said license upon terms and conditions included in those hereinafter provided for;
- (5) That said application does not affect a Government dam;
- (6) That no other application for a license for such project, or in conflict therewith, is before the Commission;
- (7) That the applicant has submitted satisfactory evidence of compliance with all applicable State laws with respect to bed and banks and to the appropriation, diversion, and use of water for power

- 2 -

purposes, and with respect to the right to engage in the business of developing, transmitting and distributing power, and any other business, insofar as necessary to effect the purposes of such license;

- (8) That the licensing of said project as hereinafter provided for will not affect the development of any water resources for public purposes which should be undertaken by the United States;
- (9) That the installed capacity of said project is estimated to be 20 horsepower;
- (10) That it is to the public interest to waive the following terms and conditions of Part I of the Federal Power Act: Sections 4(b) except the second sentence thereof, 4(e) insofar as it relates to approval of plans by the Chief of Engineers and the Secretary of War and to public notice, 6 insofar as it relates to public notice and to the acceptance and expression in the license of terms and conditions of the Act, 10(a), 10(c) insofar as it relates to depreciation reserves, 10(d), 10(f), 11, 12, 14, 15, 18 except insofar as it relates to fishways, 19, 20, 22, and 23 insofar as it relates to the determination of fair value.

And the Commission orders:

- (1) That the terms and conditions of Part I of the Federal Power Act, set forth in finding 10 above, be waived to the extent therein indicated;
- (2) That a minor license be issued without charge to said applicants to operate and maintain said project for a period of 10 years from the date thereof, said license to contain the usual conditions and provisions of such licenses, and to provide:

That the licensees agree to allow the free use of surplus electric current for lighting the Lapoel camp ground and the Lapoel guard station of the United States Forest Service:

- (3) That the map, designated in said application as Exhibit F, be and it hereby is approved as part of such license.

From minutes of October 6, 1936.

Application of	)	
	)	
W. M. Davidson, James C. Hay	)	Project No. 1312 Authorization of
and Edward N. Brooks	)	<u>license (minor)</u>

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- (4) That the Secretary of Agriculture, who has supervision of said National Forest, has recommended the issuance of said license upon terms and conditions included in those hereinafter provided for;
- (5) That said application does not affect a Government dam;
- (6) That no other application for a license for such project, or in conflict therewith, is before the Commission;
- (7) That the applicant has submitted satisfactory evidence of compliance with all applicable State laws with respect to bed and banks and to the appropriation, diversion, and use of water for power purposes, and with respect to the right to engage in the business of developing, transmitting and distributing power, and any other business, insofar as necessary to effect the purposes of such license;

- 2-

- (8) That the licensing of said project as hereinafter provided for will not affect the development of any water resources for public purposes which should be undertaken by the United States;
- (9) That the installed capacity of said project is estimated to be 20 horsepower;
- (10) That it is to the public interest to waive the following terms and conditions of Part I of the Federal Power Act: Sections 4(h) except the second sentence thereof, 4(e) insofar as it relates to approval of plans by the Chief of Engineers and the Secretary of War and to public notice, 6 insofar as it relates to public notice and to the acceptance and expression in the license of terms and conditions of the Act, 10(a), 10(c) insofar as it relates to depreciation reserves, 10(d), 10(f), 11, 12, 14, 15, 18 except insofar as it relates to fishways, 19, 20, 22, and 23 insofar as it relates to the determination of fair value.

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That the licensees agree to allow the free use of surplus electric current for lighting the Lapoel camp ground and the Lapoel guard station of the United States Forest Service;

- (3) That the map, designated in said application as Exhibit F, be and it hereby is approved as part of such license.

OPERATION REPORT

TO FEDERAL POWER COMMISSION

For the period, 19....., to December 31, 1944.

Supervising Agency National Park Service

Office of

Licensee Edward M. Brooks - ex. Davidson, Roy A. Brooks Project No. 1312

Name of plant No name

Location Lafol Creek, Olympic National Park, Washington
(Waterway or reservation) (State)

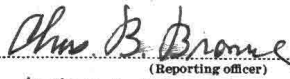
License issued September 10, 1937 for ten years.
(Date)

Inspected by Chas. B. Brown Date July 18, 1945

Parts of project inspected Intake flume, pipe line and power house.

Memorandum report (see instructions on reverse side):
See supplementary sheet attached.

Supervision expense for period:

Salaries NoneNonpersonal expenses NoneSubmitted August, 1945

(Reporting officer)
Assistant Chief Ranger,
Olympic National Park.

INSTRUCTIONS

This report, whether or not based upon an inspection, is to be made semiannually, at the close of the fiscal and calendar years, on all major projects, and annually at the close of the fiscal year on all other projects. Special reports should be made immediately following inspection if there is information to be furnished which should not be delayed until the next regular report. Each report submitted should cover the period from the last previous report. If a license covers more than one generating plant, reports are to be made on each plant. Inspection of operating projects should be made once a year, at least; provided, however, that such inspection may be deferred at the discretion of the field representative in the case of minor, minor part, or transmission-line projects which are difficult of access and regarding which no questions or complaints have arisen.

The report should furnish the information called for in the following questions, supplemented by any other fact or condition disclosed by the inspection which should be brought to the attention of the Commission, or in which it may be interested. Use additional sheets if necessary.

1. *Compliance with act.*—Is the licensee complying with section 10 (c) of the act with respect to—
 - (a) Maintaining the project structures, machinery, and equipment?
 - (b) Making necessary renewals and replacements?
 - (c) Impairment of navigation?
2. *Clearing.*—Are clearing requirements of the license being complied with, particularly with respect to reservoirs and transmission lines?
3. *Operation of reservoir.*—Is the project reservoir being maintained and operated as required by the license, and satisfactorily in respect to sanitation and mosquito control?
4. *Compliance with other license provisions.*—Is the licensee complying with all other provisions of the license, standard and special? (It will be necessary that the inspector inform himself as to the provisions of each license and the obligations of the licensee thereunder. This question is not intended to cover stream gaging under separate supervision or such things as accounting, filing of statements and reports by licensee, payment of annual charges and similar matters, concerning which the licensee deals directly with the Commission.)
5. *Safety and permanence of project works.*—Has the safety or permanence of any of the main project works, such as dams, conduits, or power houses, becomes seriously impaired by erosion, seepage, deterioration of construction materials, or any other cause? If so, submit full information, including photographs.
6. *Efficiency of operation.*—Is the project being operated efficiently? If any appreciable amount of water which could have been used for developing power was allowed to waste over or through the dam, explain the reasons therefor. If the waste was due to abnormal fluctuations in power demand, poor reservoir management, or other controllable causes, has the inspector or reporting agency any suggestions for increasing the utilization of the water available?
7. *Shut-downs and suspensions.*—Were there any shut-downs or reduction of output or suspensions of operation for any cause? If so, state reason for suspension or reduction of operation and period or periods during which they occurred, and the approximate loss in kilowatt-hours resulting therefrom.
8. *General information as to additions, betterments, retirements, etc.*—
 - (a) Furnish general information with respect to—
 - (1) Any extensions to or changes in the project works made during the period.
 - (2) Any important replacements, betterments, or retirements other than ordinary or periodical maintenance.
 - (3) Any unusual repairs or replacements, such as might be due to washing out or breakage of a flow line, damages to transmission line by storm, flood, etc., or any accident or unusual occurrence.
 - (b) Have additions, betterments, and retirements been made as claimed by licensee?
 - (c) What further additions, betterments, or retirements should be made?
9. *Needed extensions of project area.*—In case there were any extensions of project works or additions and betterments, the cost of which has been or is intended to be included by the licensee as investment in the licensed project, are such extensions or additions and betterments located on the project area as defined by the license?
10. *Nonproject extensions or additions.*—Have any extensions or additions been made outside of the project area, which the licensee proposes to treat as nonproject property but which in the opinion of the inspector should be brought under license? If so, give particulars.
11. *Lease or nonproject use of project property.*—Is any of the project property being leased to other parties or devoted to nonproject use? If so, report fully thereon.
12. *Matters requiring Commission action.*—Has there been any new construction, abandonment or modification of project works, acquisition or abandonment of lands, sale or transfer of the project or any part thereof, lease of the project, or contract or arrangement for the sale of the power developed by the project, which would require an amendment or modification of the license, or approval, or other action by the Commission but which the licensee has not called to the attention of the Commission?
13. *Other matters of interest to the Commission.*

1. Apparently the license is complying with section 10 (a) of the act.
 - (a) Proper maintenance of machinery and equipment.
 - (b) Making renewals and replacements when necessary.
 - (c) There is no impairment of navigation.
2. Clearing - All clearing requirements are complied with.
3. Operation of reservoir - Operation OK
4. Compliance with other license provisions - All provisions have been complied with.
5. Safety and permanence of project works - A short wooden flume to intake is beginning to show deterioration from use and age. This will require replacement within the next two years.
6. Efficiency of operation - This project is being operated efficiently.
7. Shut-downs and suspensions - In July 1944 there was a shutdown of two weeks due to a large tree falling across the pipe line and damaging same.
8. General information as to additions, betterments, retirements, etc. - During the shut down in 1944, the old 15 K.W. generator was replaced by a used but nearly new 10 K.W. D.C. generator. This provides sufficient power and is much more efficient than the old equipment.

No recommendations for extensions or additions are made at this time. There are apparently no matters requiring action by the Commission.

Chas. B. Brome

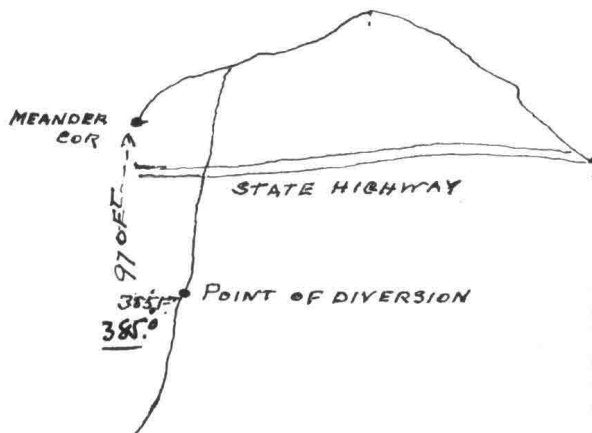
Assistant Chief Ranger,
Olympic National Park.

No. 1854 A-1930.
Approved as to Form by Dept. of Efficiency

SECTION PLAT

Sec. 32 Twp. 30 R. 9 W. N.M.

LAKE CRESCENT



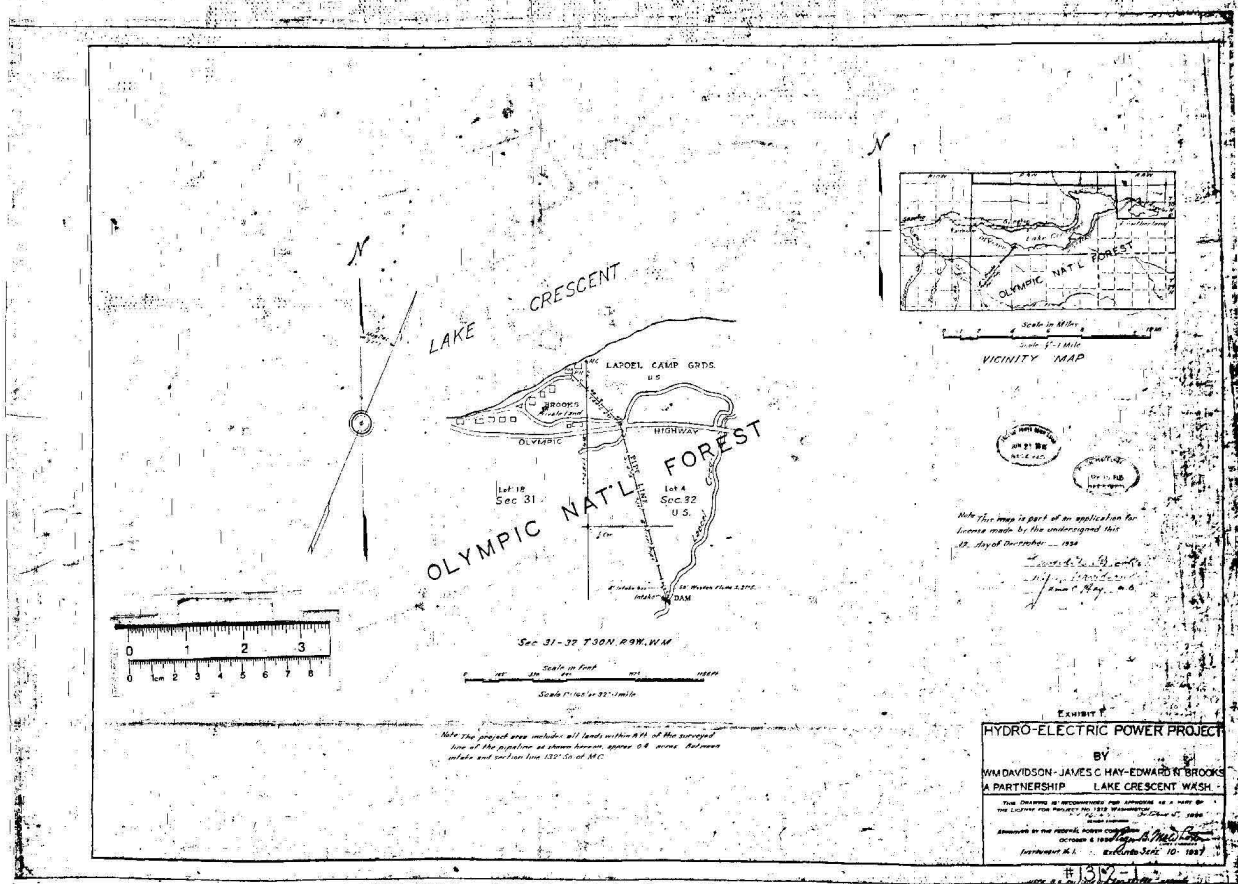
3736

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

Lapool Creek flows through Government Camp ground on State highway along the South shore of Lake Crescent 24 miles West of Port Angeles, Wash. spanning property 300 feet west of camp ground is where water is intended to be used.

Cent. 876

EW Brooks 5



Docket Information

Number of Documents in Docket 64

Documents Dated from 10/21/1932 to 1/4/1962

Docket Compiled: 6/3/2011