



WATER-RIGHT DOCKET

Oregon Caves National Monument

Docket No: 1

LAKE CREEK SYSTEM

Preliminary Docket Information

09-08-1934: water docket information

WATER DOCKET INFORMATION

A R E A OREGON CAVES N M

DOCKET NO. 1

APPLICATION NO. 15515

PERMIT NO. 11389

CERTIFICATE NO. 10-11631

TITLE OF DOCKET LAKE CREEK SYSTEM

PRIORITY 9/8/34

REMARKS: _____

C O P Y

STATE OF OREGON

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

THIS IS TO CERTIFY, That OREGON CAVES NATIONAL MONUMENT

of Medford, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of

Lake Creek
a tributary of Sucker Creek for the purpose of Domestic, hotel and fire protection under Permit No. 11389 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from September 8, 1934;

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.15 cubic foot per second measured at the point of diversion from the stream,

or its equivalent in case of rotation.
The point of diversion is located in the NE 1/4, Section 10, Township 40 South, Range 6 West, W. M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to of one cubic foot per second per acre,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

PLACE OF USE:

SE 1/4, Section 9,
Township 40 South, Range 6 West, W. M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

After the expiration of fifty years from the date of this certificate or on the expiration of any federal power license issued in connection with this right, and after not less than two years' notice in writing to the holder hereof, the State of Oregon, or any municipality thereof, shall have the right to take over the dams, plants and other structures and all appurtenances thereto which have been constructed for the purpose of devoting to beneficial use the water rights specified herein, upon condition that before taking possession the State or municipality shall pay not to exceed the fair value of the property so taken, plus such reasonable damages, if any, to valuable, serviceable and dependable property of the holder of this certificate, not taken over, as may be caused by the severance therefrom of the property taken in accordance with the provisions of section 47-508, Oregon Code 1930.

WITNESS the signature of the State Engineer,
affixed
this 7th day of December, 1936

(Sgd.) Chas. E. Stricklin
State Engineer

Recorded in State Record of Water Right Certificates, Volume 10, page 11631

CERTIFICATE OF
WATER RIGHT
STATE OF OREGON
to

State of Oregon,) ss. No. 55443
County of Josephine)

I, F. L. Coon, County Clerk, and
ex-officio Recorder of Conveyances
in and for said County, do hereby
certify that the within instrument was
received for record at

A M 9:52
1936
Dec.
8

and
Recorded
at Page 352 of Vol. 2

Water Right Certificate
Records of Josephine County, Oregon.

F. L. Coon
County Clerk.

By/s/ Grace Isham
Deputy.

David H. Canfield Supt. Crater
Lake Natl. Park, Medford, Ore.

1.00

(Attach separate sheet if necessary)

DESCRIPTION OF WORKS

9. (a) If a dam has been constructed, give description: Height, 8 ft.; length on top, 15 ft.; length on bottom 15 ft.; material used and character of construction, Rubble masonry. 3'x3' conc. box sump at side. Screened.
- (b) Give description of headgate: Width, _____ ft.; depth, _____ ft.; material used and character of construction, Valve in 3 inch pipe
- (c) Size of canal: Width on top (at waterline) _____ ft.; width on bottom, _____ ft.; depth of water, _____ ft.; grade, _____ ft. fall per 1,000 ft. Actual capacity, _____ sec. ft. Give general description: _____
- (d) Pipe line: Description of intake, Pipe inserted in 3'x3'-3' conc. basin.
at dam.
Length of pipe, 1 1/2 mi.; size at intake, 6 in.; size at 20 ft. from intake, 3 in.; size at place of use, 4 in. Difference in elevation between intake and place of use, 400 ft. Is grade uniform? No Actual capacity of pipe line, 0.25 sec. ft. Give general description: Steel pipe. Equipped with valves and control tank/
(Material: Steel, wrought, cast iron, wood stave, etc.)
leading to a 40,000 gal. conc. storage tank. 4" pipe from
- (e) Pumping plant: Give size and type of pump, _____
Suction lift, _____ ft.; discharge lift, _____ ft. Type of motor used _____
Horse power rating, _____ H. P. Actual capacity of pump, _____ sec. ft.
10. During what months is water beneficially used? Full year
11. State character of soil _____
Kind of crops raised _____
12. Does the accompanying map, filed with your application, show correctly the point of diversion, area of land irrigated, or place of use? Yes
13. If not, wherein is such map in error? _____
Oregon Caves hotel and fire protection
14. Domestic use: Give number of families actually using water at this time _____
15. If for power, mining, municipal, manufacturing, storage or any other purpose than irrigation, give extent and method of such use _____

AFFIDAVIT OF APPROPRIATOR

STATE OF OREGON,

County of Klamath } ss.

I, Jarvis H. Canfield, being first duly sworn, depose and say that I have read the above and foregoing proof of appropriation of water; that I know the contents thereof, and that the facts therein stated are true. ✓

IN WITNESS WHEREOF, I have hereunto set my hand this 9th day of September, 1936.

Subscribed and sworn to before me this 9th day of September, 1936.

[NOTARIAL SEAL]

Jarvis H. Canfield
Jean Gladstone Steel
U.S. Commissioner
 My commission expires 1936
CRATER LAKE NATIONAL PARK

AFFIDAVIT OF WITNESSES

STATE OF OREGON,

County of Klamath } ss.

We, Howard W. Buford, and William E. Roberts, being first duly sworn, depose and say that

we are well acquainted with the facts and conditions set forth in the foregoing statement relative to proof of appropriation of water under Permit No.; that we and each of us have been over and upon each tract described in said proof, and from such personal inspection have knowledge that all necessary ditches, dams and other diversion and distributing works have been constructed, and water used as stated therein; that we have carefully read such proof of appropriation, and that each and every statement contained therein is true to the best of our knowledge and belief.

Subscribed and sworn to before me this 9th day of September, 1936.

[NOTARIAL SEAL]

Howard W. Buford
William E. Roberts
Jean Gladstone Steel
U.S. Commissioner
 My commission expires 1936
CRATER LAKE NATIONAL PARK

REPORT OF PERSON MAKING INSPECTION

(For use by representative of State Engineer)

I, **Tom R. Pearce**, do hereby certify that I have made
 an inspection of the works described herein and in Permit No. **11389**, on the **12th** day
 of **April**, 193**6**, and found the foregoing statements and descriptions of works to
 be accurate. In my opinion the appropriation has been completed to the extent of **0.15**
 and I recommend the issuance of a water right certificate for this amount.

(Quantity of water in
second-feet or acre-feet)

NOTE TO INSPECTORS

If conditions do not justify the above re-
 port by you, please return the proof without
 your signature, with a full report by letter.

Tom R. Pearce
 (Name)

Watermaster Dist. No. 16.
 (Title)

PROOF OF APPROPRIATION

Permit No.

Recording fee paid

Receipt No.

Form A

NOTICE OF BEGINNING OF CONSTRUCTION

I, David H. Canfield, Acting Superintendent, the holder of Application No. 15515, being Reservoir, Permit No. 11389, issued by the State Engineer of the State of Oregon for the appropriation of .015 second-feet of the waters of Lake Creek in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engineer, began the actual construction of the works described therein on the 29th day of October, 1934, being within the time limitation as fixed in said permit for the beginning of construction work.

By laying pipeline and surveying same, excavating for reservoir, employing about fifty men. Most of the pipe have been strung along the line.

The above is a true and correct statement of the manner of beginning construction work, number of men and teams employed, the amount of work completed up to the date of this statement, and any additional information which may tend to show the beginning of work in good faith.

Work about 40% completed.

IN WITNESS WHEREOF, I have hereunto set my hand this 23rd day of March, 1935.

Federal Building, Medford, Oregon

(Printer Address)

Fill out, detach, and mail to the State Engineer, Salem, Oregon.

David H. Canfield
(Signature of Applicant)
Superintendent

Form B

NOTICE OF COMPLETION OF CONSTRUCTION

I, David H. Canfield, the holder of Application No. 15515, being Superintendent Oregon Caves Natl. Monument, Permit No. 11389, issued by the State Engineer of the State of Oregon for the appropriation of .015 second-feet of the waters of Lake Creek, in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engineer, have completed the construction of the works described therein the 15th day of November, 1934, being within the time limitation as fixed in said permit or as extended by the State Engineer for the completion of construction work.

Remarks:

If the works have a less capacity than as described in the permit, or if a how definitely abandoned your plan of utilizing any of the lands described in your permit, you should so state in order that our records may not be unnecessarily misstated.

IN WITNESS WHEREOF, I have hereunto set my hand this 15th day of November, 1934.

c/o Crater Lake National Park

Medford, Oregon

(Printer Address)

Fill out, detach, and mail to the State Engineer, Salem, Oregon.

David H. Canfield
(Signature of Applicant)
Superintendent Oregon Caves National Monument

Form C

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

I, David H. Canfield, the holder of Application No. 15515, being Superintendent Oregon Caves Natl. Monument, Permit No. 11389, issued by the State Engineer of the State of Oregon for the appropriation of .015 second-feet of the waters of Lake Creek, in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engineer, completely applied the water to a beneficial use, on the 15th day of November, 1934, being the time limitation as fixed in said permit or as extended by the State Engineer for the complete application of water to a beneficial use.

Remarks:

If all of the water granted in the permit has not been fully applied to beneficial use, you should so state, so that delinquent appropriators may be noted.

IN WITNESS WHEREOF, I have hereunto set my hand this 15th day of November, 1934.

c/o Crater Lake National Park

Medford, Oregon

(Printer Address)

Fill out, detach, and mail to the State Engineer, Salem, Oregon.

David H. Canfield
(Signature of Applicant)
Superintendent Oregon Caves National Monument

Permit—5M-5-39

Permit No. 11389

* APPLICATION FOR A PERMIT

To Appropriate the Public Waters of the State of Oregon

I, David H. Canfield, Acting Superintendent, Oregon Caves National Monument
 of Medford (Name of applicant), County of Josephine ~~Jackson~~
 (Post office), State of Oregon, do hereby make application for a permit to appropriate the following described public waters of the State of Oregon, SUBJECT TO EXISTING RIGHTS:

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

1. The source of the proposed appropriation is Lake Creek, a tributary of Sucker Creek (Name of stream) thence, a tributary of Illinois River
2. The amount of water which the applicant intends to apply to beneficial use is 0.15 cubic feet per second. (If water is to be used from more than one source, give quantity from each)
- **3. The use to which the water is to be applied is Domestic and Hotel supply (Irrigation, power, mining, manufacturing, domestic supplies, etc.) including fire protection.
4. The point of diversion is located 260 ft. south and 245 ft. west from the 1/4 corner of Sections 10 and 11 T. 40 S., R. 6 W. WM. (N. or S.) (E. or W.) (Section or subdivision)
 (If preferable, give distance and bearing to section corner)
 (If there is more than one point of diversion, each must be described. Use separate sheet if necessary)
 being within the NE 1/4 of the SE 1/4 of Sec. 10, Tp. 40 South, R. 6 West, W. M., in the county of Josephine (Give smallest legal subdivision) (N. or S.) (E. or W.)
5. The 3" pipe line (Main ditch, canal or pipe line) to be 8800 ft. approx. (Miles or feet) in length, terminating in the SE 1/4 of the SE 1/4 of Sec. 9, Tp. 40 South, R. 6 West, W. M., the proposed location being shown throughout on the accompanying map. (Smallest legal subdivision) (N. or S.) (E. or W.)

DESCRIPTION OF WORKS

DIVERSION WORKS—

6. (a) Height of dam 2 1/2 feet, length on top 18 feet, length at bottom 5 feet; material to be used and character of construction rubble masonry
 (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

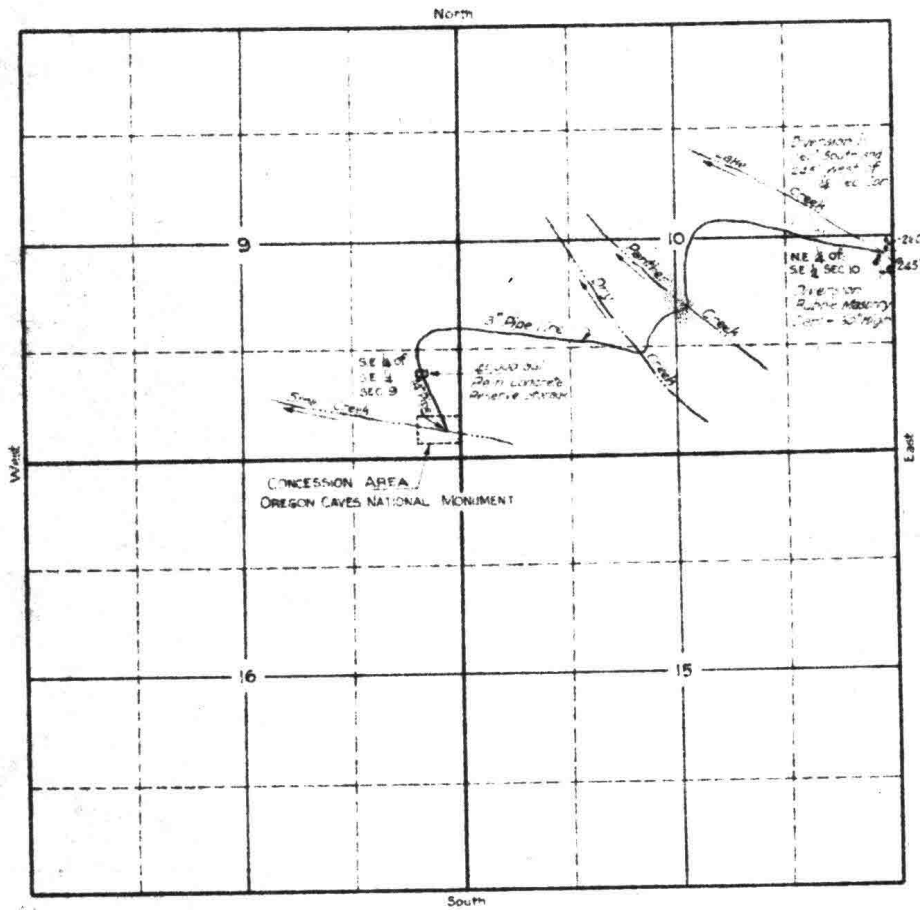
- (b) Description of headgate 3" standard gate valve, outside screw stem and yoke
 (Timber, concrete, etc., number and size of openings)

- (c) If water is to be pumped give general description
 (Size and type of pump)
 (Size and type of engine or motor to be used, total head water is to be lifted, etc.)

*A different form of application is provided where storage works are contemplated.

**Applications for permits to appropriate water for the generation of electricity, with the exception of municipalities, must be made to the Hydroelectric Commission. Either of the above forms may be secured, without cost, together with instructions by addressing the State Engineer, Salem, Oregon.

(i) *The nature of the mines to be served*.....

TOWNSHIP 40⁰, RANGE 6 W. M.

Scale: 4" = 1 Mile

APPLICATION No. 15515
 PERMIT No. 11389
 DEPARTMENT OF THE INTERIOR
 NATIONAL PARK SERVICE
OREGON CAVES NAT. MONUMENT
 MAP TO ACCOMPANY APPLICATION
 FOR WATER RIGHTS IN THE STATE OF OREGON
 OFFICE OF THE CHIEF ENGINEER
 SAN FRANCISCO, CALIF.
 AUGUST 1934

NM
 OC-4931





MUNICIPAL OR DOMESTIC SUPPLY—

10. (a) To supply the city of Concession Area of Oregon Caves National Monument
Josephine County, having a present population of 500 guests daily
 (Name of)
 and an estimated population of 1000 guests in 1939.

(b) If for domestic use state number of families to be supplied See 10 (a)

(Answer questions 11, 12, 13, and 14 in all cases)

11. Estimated cost of proposed works, \$ 7500.00
 12. Construction work will begin on or before Oct. 1, 1934
 13. Construction work will be completed on or before April 1, 1935
 14. The water will be completely applied to the proposed use on or before April 1, 1935

(Sgd.) David H. Canfield
 (Signature of applicant)

Signed in the presence of us as witnesses:

- (1) (Sgd.) Don C. Fisher Klamath Falls, Oregon.
 (Name) (Address of witness)
 (2) (Sgd.) Geo. F. Whitworth Crater Lake Park, Oregon.
 (Name) (Address of witness)

Remarks: A 40,000 gal. reinforced concrete storage tank to be constructed
at a point approximately 200 feet in elevation above point of mean usage to
act as pressure regulator and auxiliary fire protection. Approximately 85% of all
waters diverted will revert to Sucker Creek as result of overflow, etc., by way
of another tributary.

STATE OF OREGON, }
 County of Marion, } ss.

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for.....

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before....., 193....

WITNESS my hand this..... day of....., 193....

STATE ENGINEER

STATE OF OREGON }
County of Marion, }^{ss.}

PERMIT

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.15 cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from Lake Creek

The use to which this water is to be applied is Domestic, hotel and fire protection

If for irrigation, this appropriation shall be limited to ***** of one cubic foot per second

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is September 8, 1934

Actual construction work shall begin on or before October 16, 1935 and shall thereafter be prosecuted with reasonable diligence and be completed on or before

Oct. 1, 1936

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

October 1, 1937

WITNESS my hand this 16th day of October, 1934.

(Sgd.) Chas. E. Stricklin

STATE ENGINEER

Permits for power development are subject to the payment of annual fees as provided in sections 1 and 2, chapter 74, Oregon Laws 1933.

Application No. 15315

Permit No. 11389

PERMIT

TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE
OF OREGON

Division No. District No.

This instrument was first received in the
office of the State Engineer at Salem, Oregon
on the 8th day of Sept.
1934, at 8:00 o'clock A. M.

Returned to applicant:

Corrected application received:

Filed:

October 16, 1934

Recorded in book No. 38 of

Permits on page 11389

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 15 Page 381-B

Fees Paid \$10.00

40000

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*See letter 11-18-59
to Supd. Crater Lake
filed in Oregon Cases*

MEMORANDUM OF UNDERSTANDING BETWEEN THE FOREST SERVICE, UNITED STATES DEPARTMENT OF AGRICULTURE, AND THE NATIONAL PARK SERVICE, DEPARTMENT OF THE INTERIOR, FOR THE USE OF LANDS WITHIN THE SISKIYOU NATIONAL FOREST FOR CONSTRUCTION AND MAINTENANCE OF A PERMANENT PARK RANGER RESIDENCE AND RELATED FACILITIES.

WHEREAS, the National Park Service, United States Department of the Interior, desires to construct and maintain residences and related facilities on lands within the Siskiyou National Forest, and

WHEREAS, the Forest Service, United States Department of Agriculture, is desirous of making available to the National Park Service, United States Department of the Interior, the use of the desired national forest lands for this purpose;

NOW, THEREFORE, the Forest Service, United States Department of Agriculture, herein referred to as the Forest Service, acting by and through the Forest Supervisor, Siskiyou National Forest, Grants Pass, Oregon, and the National Park Service, United States Department of the Interior, herein referred to as the Park Service, acting by and through the Superintendent, Crater Lake National Park, Medford, Oregon, agree as follows:

- A. 1. Grant permission, subject to all valid existing claims and to limitations included herein, to the Park Service for the use of lands in the Siskiyou National Forest, as shown on the attached map for the purpose of constructing, improving, maintaining, and using a permanent Park Ranger Residence, together with necessary related facilities, such as a driveway into said residence from the adjacent State Highway, a two-inch pipeline from Lake Creek, storage tank for domestic water, telephone and electric lines, septic tank and drain field, all within the NE- $\frac{1}{4}$ Sec. 9 and NW- $\frac{1}{4}$ Sec. 10, T. 40 S., R. 6 W., W.M., Oregon.
2. Cooperate fully with the Park Service in all matters relating to the use and administration of national forest lands covered by this Memorandum of Understanding hereinafter referred to as Memorandum.
- B. The Park Service Will:
 1. Prior to use and occupancy of national forest lands, will establish liaison with the Forest Supervisor of the Siskiyou National Forest, Grants Pass, Oregon, and all matters relating to such use of national forest lands will be taken up directly with the forest supervisor.
 2. Will, prior to undertaking actual construction work, obtain review and approval by the forest supervisor of the proposed plans for all construction or betterment in the interest of affording adequate protection to national forest resources.

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3. Will take all reasonable precautions to prevent and suppress forest fires. No material shall be disposed of by burning in open fires during the closed season established by law or regulations without the written consent of the forest supervisor, or his authorized representative.
4. Make available Park Service personnel on the project area for fire suppression activities in the immediate area where their use will not interfere with Park Service operations and when such use is approved by the Superintendent, Crater Lake National Park.
5. Will, as directed by the Forest Service, cut into specified log lengths and deck for disposal by the Forest Service, any and all merchantable timber which is cut from the national forest lands occupied hereunder. This material will be disposed of by the Forest Service unless needed by the Park Service for use on the area covered by this Memorandum. Unmerchantable material, including tops, branches, etc., shall be piled and burned as directed by the forest supervisor.
6. Will obtain all necessary permits involved, such as water rights, access to State Highway, electric and telephone connections.
7. Will construct all buildings to recognized high standards and will observe recognized Oregon State sanitary requirements in the construction and maintenance of septic tanks and disposal fields.
8. Will permit no unsightly conditions to develop in the area during its use nor unsanitary conditions to exist.

The Forest Service and the Park Service mutually agree:

1. That this Memorandum shall automatically terminate three months after receipt of written notice from the Park Service stating that the lands within the terms of this Memorandum are no longer needed for the intended purpose, and shall revert to and revest in the Forest Service without further formality as if this agreement had never been executed.
2. This Memorandum may be amended by the mutual consent of the Forest Service and Park Service.
3. That upon termination of this Memorandum, the Park Service may remove any improvements that have been erected. Prior to removal of improvements, removal plans will be submitted for review and approval.

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of the Forest Service so that damage to the underlying real property may be held to a minimum. If determination is made to leave said improvements in place, the Park Service to the extent that it may lawfully do, will transfer said improvements to the Forest Service.

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

By /Sgd./ H. C. Obye

Title Forest Supervisor

June 12, 1958
(Date)

UNITED STATES DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE

By /Sgd.) Thos. J. Williams

Title Superintendent

June 28, 1958
(Date)

C O P Y

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
SISKIYOU NATIONAL FOREST

Address reply to
Forest Supervisor
and refer to

Grants Pass, Oregon

U
USES - Siskiyou
U.S. Natl. Park Service
Pipe Line
11/19/34

May 1, 1944

Mr. A. van V. Dunn, Hydraulic Engineer
National Park Service
Water Rights Section
601 Shelton Building
San Francisco 5, California

Dear Sir:

Reference is made to your letter of April 25.

Attached are five copies of the permit covering a pipe line right-of-way from Lake Creek to the boundary of the Oregon Caves National Monument as requested by you.

Very truly yours,

(Sgd) H. C. Obye
H.C. OBYE, Forest Supervisor.

Enclosures

L, Uses
 Siskiyou
 Pipe Line
 U.S. Natl. Park Service
 11/19/54

Form 832
 (Revised Nov. 1933)



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SPECIAL USE PERMIT

(Case designation)

Permission is hereby granted to U.S. National Park Service
 of San Francisco, California
 to use the following-described lands: pipe line right-of-way, across Sec. 10, Twp. 40 S.
(Describe the lands to be occupied, if unsurveyed, by metes and bounds, with reference to a road or
R. 6 W., W.M., from Lake Creek southwesterly to boundary of Oregon Caves
stream or well-known landmark; right of way by terminal points, direction, and lands occupied)
National Monument.

for the purpose of a pipe line, 3620 feet long and of sufficient width to provide
(Briefly but clearly describe the use, giving area of inclosures, length and width of right of way, etc.)
for maintenance

subject to the following conditions:

1. The permittee shall pay to the Regional Fiscal Agent designated by the Forest officer for deposit to the credit of the Treasurer of the United States, in consideration for this use, the sum of No charge; issued under Reg. L-2 (B) dollars (\$ --) for the period from --, 19--, to December 31, 19--, and thereafter annually, on January 1, -- dollars (\$ --).
2. The permittee shall comply with the regulations of the Department of Agriculture governing the National Forest, shall observe all sanitary laws and regulations applicable to the premises, and shall keep the premises in a neat and orderly condition and dispose of all refuse and locate outhouses and cesspools as required by the Forest officers.
3. This permit is subject to all valid claims.
4. The permittee shall take all reasonable precaution to prevent and suppress forest fires.

5. The permittee, if engaged in business, shall ~~comply with all requirements of the laws of the State of~~ ^{comply} ~~comply with all requirements of the laws of the State of~~ ^{Oregon}, as well as the laws of the United States.

6. The permittee shall pay the United States for any damage to its property resulting from this use.

7. The permittee shall fully repair all damage, other than ordinary wear and tear, to roads and trails in the National Forests caused by the permittee in the exercise of the privilege granted by this permit.

8. Construction work (or occupancy and use) under this permit shall begin within already begun months, be completed within one years from the date of the permit, and this use shall be actually exercised at least 90 days each year, unless the time is extended or shortened.

9. In case of change of address, permittee shall immediately notify the Forest Supervisor.

10. The charges for this use may be readjusted whenever necessary to place this permit on a basis consistent with the charge to other permittees for like privileges. A general readjustment will be made at the end of five years from the date of issuance of permit and at the end of each five-year period thereafter.

11. No National Forest timber may be cut or destroyed without first obtaining a permit from the Forest Supervisor.

12. Upon the abandonment, termination, or revocation of this permit, and in the absence of an agreement to the contrary, the permittee, if all the rental charges due the Government have been paid, may, within a reasonable period to be determined by the issuing officer, remove all structures which have been placed on the premises by him, except where the material was furnished by the Forest Service, but upon failure to remove the structures within that period they shall become the property of the United States.

13. This permit may be transferred with the approval of the officer by whom it was given or his successor, subject to such conditions as may be imposed at the time of transfer. It shall terminate upon breach of any of the conditions herein or at the discretion of the Regional Forester or the Forester.

14. The permittee shall provide, whenever requested by the Forest officers, a way across the land covered by this permit for the free ingress or egress of Forest officers and for users of National Forest land and purchasers of National Forest products.

15. ~~This permit confers no rights upon the permittee to the use of the~~

(Special stipulations necessary)

~~water involved.~~

November 26, 1954

(Date)

/s/ A.G. Jackson

(Signature of officer issuing permit)

Acting Forest Supervisor

(Title)

Other Supporting Information

Form 10-174
(June 1962)UNITED STATES DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE

Work Order No.

B-4-ORCA

FACE SHEET FOR COMPLETION REPORT

Park Oregon Caves National Monument	Region Western	Fund Symbol 14X1035
Location in Park Lake Creek	State(s) Oregon	Year Programmed 1962
	County or Counties Clatsop	PCP No. U-17
		Master Plan No. B-69-1875
☐ Contract and/or ☒ Day Labor		Master Plan Corrected By
Work Order Title Reconstruct Water Intake		As Built Drawings By
		Date Started 7/1962
		Date Completed 8/30/62
DESCRIPTION OF FIXED ASSETS (For completion by employee in charge of project)		TOTAL COSTS (For completion by FFO)

100.6 (1) Utilities, Water System
Improvement of Intake.

\$3,395.71

(Board of Survey Report No. 9-15-63 indicates
\$100.00 should be deducted from Utilities,
Water System, to compensate for original
structure replaced by new construction.)

JOURNAL VOUCHER NO. 34- 35

DATE MAY 17 1963

TOTAL

\$ 3,395.71

DISTRIBUTION		THE FIXED ASSET DESCRIBED ABOVE HAS BEEN COMPLETED IN ACCORDANCE WITH APPROVED DRAWINGS, SPECIFICATIONS, AND AUTHORIZED CHANGES		
No.	To	Submitted By:	Title:	Date:
1	WASO	Neal H. Luse	Assistant Superintendent	JAN 9 1963
1	WDC			
1	WRO	W. W. Yeager	Superintendent	APR 4 1963
1	FFO			
1	Medford	BY [Signature]	Title:	Date:
1	ORCA			
1	Park	Accountant		MAY 17 1963

11300

Narrative Report

Reconstruct Water Intake Oregon Caves National Monument

Work Order B-4-ORCA
P.C.P. No. U-17

This project was accomplished by day labor entirely, using men from Crater Lake National Park with supplemental pick-up labor at the Monument. Charles D. Skevington, Operator (General), was in direct charge of the work under the general supervision of Foreman III (M & C) Adams and Foreman II (B & U) Cooksey.

The site of the work (approximately $1\frac{1}{4}$ miles from an established road) made accomplishment very difficult. All materials, including cement, steel, sand and gravel, had to be transported over a narrow, twisting trail. For the very heavy items, a small motorized "Tote-Goat" was rented and used to good advantage without detrimental effect on the terrain and the vegetative cover.

A natural rock outcropping was located a few feet upstream from the then-existing intake structure and the new intake placed there to take advantage of the solid foundation of rock. Referring to the attached photograph, one can see how well the new structure was fitted into the natural outcropping. Ability to do this at this location resulted in considerable saving over the original cost estimate.

Reconstruction of this intake should have no effect on the existing water right permit since very little increase in capacity of the intake was obtained.

A very satisfactory structure was obtained under this project.



IN REPLY REFER TO:

L-54

UNITED STATES
DEPARTMENT OF THE INTERIOR

NATIONAL PARK SERVICE
Crater Lake National Park
Crater Lake, Oregon

May 19, 1961

RECEIVED	
MPS REGION FOUR OFFICE	
MAY 23 '61	
SURNAME DATE	
REG. DIR.	
ASST. R.D.	
OPERATIONS	
ADMIN.	
RECREATION	
INTERP.	
RANGER ACT.	

Memorandum

To: Regional Director, Region Four

From: Superintendent, Crater Lake

Subject: Lake Creek Water Intake, Water Right Docket No. 1, Oregon
Caves National Monument

Mr. Wosky's memorandum dated February 8, 1961 concerning the subject water intake was received some time ago.

Recently a test was conducted on the water flow and only about 25 gpm flow was observed. Since some of the vents have been blocked it is assumed that there is an air block in the line. Very shortly, as soon as the snow is gone further tests will be conducted.

Marvin L Nelson

for W. Ward Yeager
Superintendent

February 8, 1961

L 54

Spaulding: LSS

Whitworth

Manbey

Wosky

(Quiat)

Memorandum

To: Superintendent, Crater Lake
From: Regional Chief of Operations, Region Four
Subject: Lake Creek Water Intake, Water Right Docket No. 1,
Oregon Caves National Monument

We received a copy of Mr. P. E. Smith's memorandum of February 6 (K 3827) transmitting a copy of Drawing NM-OC-3118, Lake Creek Water Intake.

We note that a plan of 1946 (Dwg OC-6975) had called for moving the intake upstream to get sufficient head to increase the capacity of the pipeline to the amount of the licensed water right. (Refer to Water Right Docket No. 1, PCP U-1-1 and drawing OC-6975) Drawing OC-6975 shows the theoretical capacity of the line with the existing intake as 0.115 cfs (52 gpm) and shows that increased head is needed to increase the capacity to 0.15 cfs (67 gpm), the amount of the right.

Before the capacity of the water system is fixed by the construction of a new intake we believe it would be wise to check the theoretical flow by measuring the actual quantity the existing system is able to deliver to the storage tanks. We think the measurement could be made by catching the pipeline discharge at the tanks in a bucket or by timing the filling of the reservoir.

If the actual flow is no greater than the theoretical flow we believe consideration should be given to placing the intake at a higher elevation.

(SGD) JOHN B. WOSKY

Regional Chief of Operations

Copy to: Director (w/cy of incoming memo)
Chief, WODC (2)

LSSpaulding:lq

FILE COPY

February 6, 1961

K 3827

RECEIVED	
NPS REGION FOUR OFFICE	
FEB 7 '61	
SURNAME/DATE	
REG. DIR.	
ASST. R.D.	
OPERATIONS	
ADMIN.	
RECREATION	
INTERP.	
RANGER ACT.	

Memorandum

To: Superintendent, Crater Lake
 From: Supervisory Engineer, WODC
 Subject: Topographic Drawing, Lake Creek Water Intake, Oregon Caves

Attached for your information and files are two prints of Drawing Number MM-OC-311B, Lake Creek Water Intake. By copy of this memorandum we are forwarding one print to the Regional Director, Region Four, for their files.

Additional prints are available upon request.

During the past summer a survey was made, by our field crews, of the existing water intake on Lake Creek at Oregon Caves.

It was agreed at that time that we would supply the topographic sheet and the Park would do the design and construction. This was later confirmed in a telephone conversation between Mr. Cooper of this office and Mr. Bainbridge, Park Engineer.

The attached topographic sheet contains the proposed method of reconstruction, which was discussed with Mr. Bainbridge last summer. Section "A-A" at the top of the sheet was suggested by PHS Engineer Wright and is a slight modification of the reconstruction as discussed with Messrs. Brooks and Purse. We concur in the detail as suggested by Mr. Wright.

(Sgt) P. E. Smith

P. E. Smith
 Supervisory Engineer

In duplicate

✓ Attachments

Copy to: Reg. Dir., Reg. Four w/print

Handwritten: JLS 2/7 Whitworth

Crater Lake National Park
Crater Lake, Oregon

November 25, 1959

State Engineer
Water Resources Division
Salem, Oregon

Gentlemen:

Attached are the original and one signed notarized copy of
an affidavit of David H. Canfield relating to the appropriation of
public waters for use at Oregon Caves National Monument. This affi-
davit clarifies the ownership of ~~Application 16177, Certificate 10-11631~~
and Application 16177, Certificate 11-11917. Please amend the water
rights to show title in the United States of America instead of in
Oregon Caves National Monument.

The affidavit was previously submitted to your office on
December 11, but was returned together with our request for a transfer
of the Cove Springs water right (certificate 11-11917). It is requested
that title of the water right be amended regardless of the outcome of
our request for transfer of the point of diversion and place of use.

Sincerely

Fred J. Novak
Acting Superintendent

copy to: Regional Chief of Operations, Region Four ✓

File CRCA Docket 2
USeg. 4 copy made for Docket 1
L-54

RECEIVED	
NPS REGION FOUR OFFICE	
NOV 27 '59	
SURNAME	DATE
REG. DIR.	
ASST. R.D.	
OPERATIONS	
ADMIN.	
RECREATION	
RANGER ACT	

X Spaulding 11/27/59
✓ Manbey

WODE

Oregon Caves Deck 1

STATE OF NEW MEXICO }
COUNTY OF SANTA FE } SS

See letter 12-15-58

AFFIDAVIT OF DAVID H. CANFIELD RELATING TO
THE APPROPRIATION OF PUBLIC WATERS FOR USE
AT OREGON CAVES NATIONAL MONUMENT

I, David H. Canfield, now residing at Santa Fe, New Mexico,
and employed by the National Park Service, Department of the Interior,
Region Three Office, Santa Fe, New Mexico, being duly sworn, depose
and say:

1. That on or about the 8th day of September, 1934, I filed
in the Office of the State Engineer at Salem, Oregon, Application
No. ~~11515~~ for a permit to appropriate the public waters of the State
of Oregon for use at Oregon Caves National Monument, and that pursuant
to such application, Permit No. ~~11809~~ was thereafter issued by the
State Engineer and, following final proof, a certificate of water right
was issued on December 7, 1936 in the name of "Oregon Caves National
Monument".

2. That on or about the 9th day of December, 1935, I filed in
the Office of the State Engineer at Salem, Oregon, Application No. 16177
for a permit to appropriate the public waters of the State of Oregon
for use at Oregon Caves National Monument, and that pursuant to such
application, Permit No. 11986 was thereafter issued by the State
Engineer and, following final proof, a certificate of water right was
issued on December 16, 1937 in the name of "Oregon Caves National
Monument".

3. That the above-mentioned applications were filed in my own
name with the title "Acting Superintendent, Oregon Caves National
Monument". That, at all material times, I was employed by the National
Park Service, Department of the Interior, and acted on behalf of the
United States Government as part of my official duty in filing the
above-mentioned applications. The use of my name as applicant was
inadvertent, it being my intention that the applications would result
in the appropriation of public waters by and for the benefit of the
United States of America, the owner of Oregon Caves National Monument,
and that I would acquire no individual interest in the same.

David H. Canfield

Subscribed and sworn to before me this 4 day of December,
1958.

W. D. G. G. G.
Notary Public
My commission expires May 1, 1961



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

June 12, 1958

Memorandum

To: Regional Director, Region Four

From: Chief, Water Resources Section

Subject: Water Rights, Dockets 1 and 2, and Claims for Proposed
Ranger's Residence, Oregon Caves

Original Docket 1
Copy " " 2

IN REPLY REFER TO:
154-L #1

RECEIVED	
NPS REGION FOUR OFFICE	
JUN 16 '58	
SURNAME DATE	
REG. DIR.	
ASST. R.D.	
OPERATIONS	
ADMIN.	
RECREATION	
WATER	6/16
LEGAL	

Situation
changed - project
is now on cont.
program -
need immediate
water right action

My memorandum of January 8, and those of February 6 from
Mr. Johnston, May 5 from Superintendent Williams, and May 9 from
Mr. Whitworth, and cited drawings, suggest more need for a study than
immediate water right action.

See memo to
Supt. 7/11

Monument attendance seems to have been at a peak of 80,000
in the late 40's, and settled back at approximately 70,000 per year.
The rights to 0.185 sec.ft. was based on proof of use about 1936 and
1937 when annual attendance was about 55,000. There should be ample
rights for present use unless there has been an extensive increase in
the amount of incidental irrigation.

However, the rights to 0.035 sec.ft. of water from springs
tributary to Cave Creek (Docket 2) are subject to lapse if they have
not been exercised for some years. Since all future use seems to be
from Lake Creek, the point of diversion should be changed to Lake Creek
drainage before the abandonment becomes evident. It is not clear
whether the spring system is still in existence, but abandonment would
be less evident if the system were retained until the application for
change in point of diversion is made.

The change could be made to either the existing Lake Creek
diversion or a proposed new one. From Drawing 6975 there is some
question as to whether the existing system has a capacity equal to
even the established right to 0.15 sec.ft. However, any application
is supposed to be for an appropriation to be initiated by construction
in one year, and the new system now seems to be scheduled for 1960
or later. If construction should be deferred until 1961 or later,
it might be better to change the point to the existing system during
1959, or gamble on the chance that no one will challenge the unused
right to springs tributary to Cave Creek.

It would be advantageous to change the point of diversion from the springs to Lake Creek before any other water claimant enters the picture above the junction of Cave and Lake Creeks. Such a possibility is remote unless the Forest Service proposes to open the area in the drainage of both streams, above their junction, to some forms of private land and water use.

I recommend that efforts be made to develop a concrete plan of development under MISSION 66 during 1959, including selection of points of diversion, and determination of ultimate water demands for domestic, irrigation, fire protection, and utility purposes. A plan suitable for water right filing should follow, but that and the written application can be deferred until we decide just what we are going to do. We should also determine whether the existing system will deliver 0.15 sec.ft., or only the 0.115 sec.ft. at present headgate. A higher headgate, larger pipe, or supplemental diversion for the Ranger's residence should be provided to supply as much of the licensed 0.185 sec.ft. as will ultimately be needed.



A. van V. Dunn
Chief, Water Resources Section

Copy to: Superintendent, Oregon Caves
Chief, WODC

Study to:

- 1. select points of Diversion*
- 2. Determine ultimate water needs*
- 3. Determine capacity of Lake Creek System*

C O P Y

STATE OF OREGON

Office of The
STATE ENGINEER
Water Resources Department
SALEM

File No. 15515

David H. Canfield, Acting Supt.
Oregon Caves National Monument
Medford, Oregon

Dear Sir:

Herewith you will find Application No. 15515, Permit No. 11389, together with a print of the map submitted.

This application has been approved and recorded in this office.

Please read carefully the following instructions:

Your permit has been recorded in this office, but you should hold the original permit as evidence of your water right unless the land to which the water is appurtenant is disposed of. In that event you should file an assignment to the new owner for record in this office. Assignment blanks will be furnished upon request.

You will note the permit, which appears on the back page of the application form, limits the time in which you may begin and complete the construction of your project. The State Engineer is authorized to grant extensions of time on proper showing for the completion of work, but no discretion is given to extend the time for beginning construction.

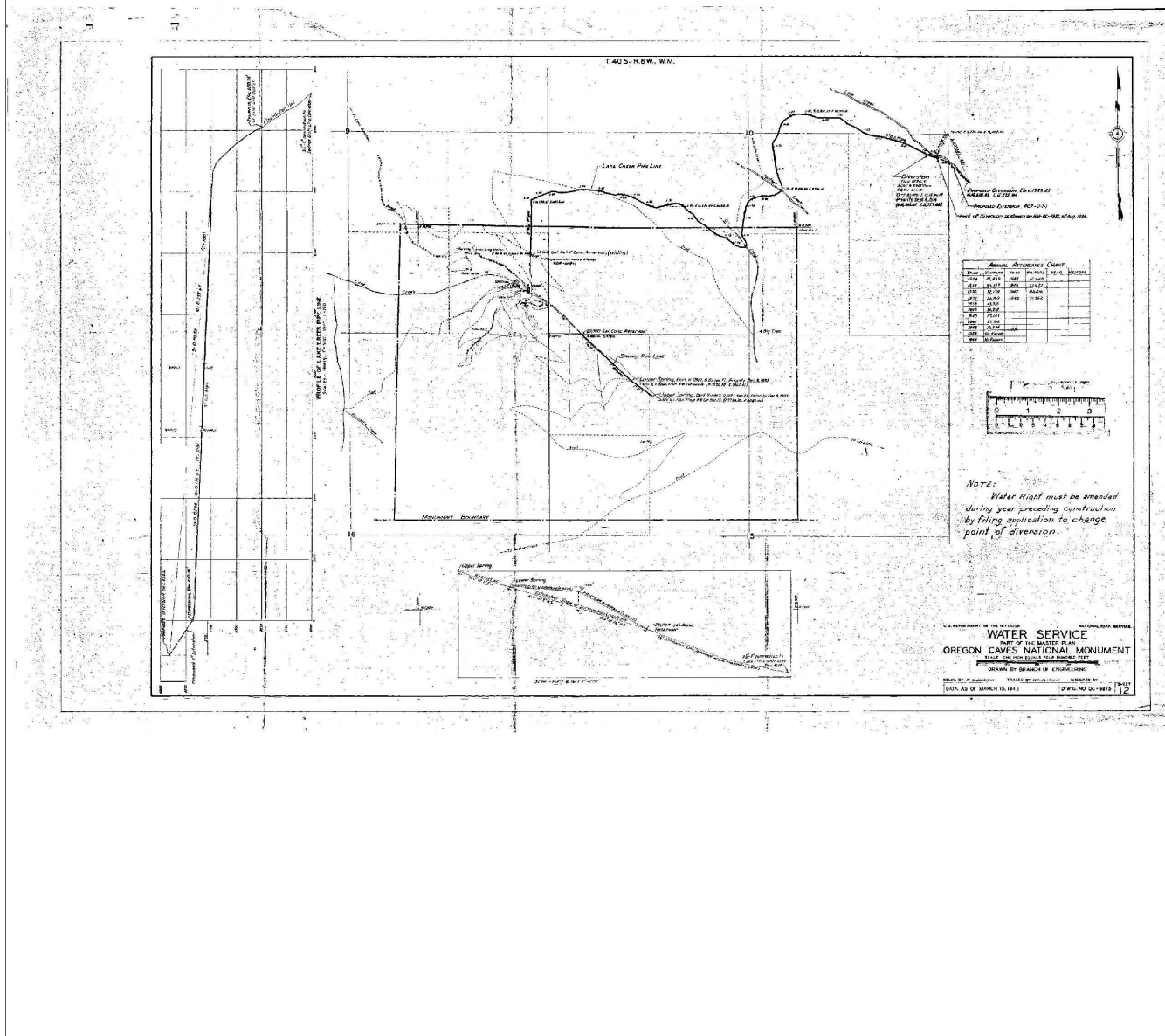
Under the law, you must begin work within one year from the date of issuance of the permit, or your right will be lost.

Notice are attached to the permit for your convenience in submitting your report on beginning of construction work, completion of construction work, and complete application of water.

As soon as the work is completed and the water applied to the proposed use, you should notify the State Engineer who will then forward a blank upon which you may submit final proof, after which a water right certificate will be issued.

Very truly yours,
/s/ Chas. E. Stricklin.
CHAS. E. STRICKLIN
State Engineer

Maps and Miscellaneous Information



Docket Information

Number of Documents in Docket 31

Documents Dated from 9/8/1934 to 9/9/1986

Docket Compiled: 6/3/2011