



WATER-RIGHT DOCKET

Rocky Mountain National Park

Docket No: 8

TUXEDO PARK PIPELINE - GLACIER CREEK

Preliminary Docket Information

00-00-0000: water rights record - docket 8

WATER RIGHT RECORD

Park: ROMO

Docket Number:

Federal #8

IDENTIFICATION NO: ROMO, S 3 3 0 5 7 3 D F 0 8

DITCH/WATER SYSTEM: Tuxedo Park Pipe Line

SOURCE OF SUPPLY: Springs

LOCATION: 1. at a point whence the SE cor of Sec. 33, T5N, R73W, 6th PM
bears N19°33'E 1277.0 ft. *and*
~~2. at a point whence the SE cor of said Sec. 33 bears N19°24'E 1234.0 ft.~~

WATER RIGHT:

Appropriator: United States of America, National Park Service

Application/Permit Number: Filing No. 16558, accepted by the State
Engineer of Colorado on April 28, 1939.
Certificate Record Number:

Date of Priority: Domestic Priority #32, Water District No. 4, as of
May 31, 1922 - Decree No. 10077, November 14, 1939.
Quantity of Water: 0.02 c.f.s.

Purpose: Domestic, Recreation and fire protection

Irrigated Land Description:

SUMMARY OF STATUS: This is a Federal Water Right, consisting of pump,
pipe line and distribution system. Conveyed to the NPS on April 22, 1932.
Provided water to Camp Woods.

Not in use.

Docket No. 8.

MAY 8 1957

TUXEDO PARK PIPE LINE

Pipe Line No. 30, Water District No. 4.

USE

Domestic. Supplies water to Camp Woods (part owned by U. S.).

HEADGATE

Point of Diversion is from two Springs located about 80 feet Northwest of the North bank of Glacier Creek at a point whence the Southeast Corner of Section 33, Township 5 North, Range 73 West, bears North 19° 33' East 1277.0 feet and North 19° 24' East 1234.0 feet.

PRIORITY

Domestic Priority No. 32, Water District No. 4, as of May 31, 1922, in accordance with Decree of Colorado District Court in Case No. 10077, November 14, 1939.

AMOUNT OF DECREE

0.02 cubic feet of water per second of time permitted to flow from said two Springs through an 1½ inch pipe. (8.98 gallons per minute)

OWNERSHIP and OPERATION

Owned by United States, acquired by adjudication. Operated by concessionaire, Jack Woods.

MAPS

Filing No. 16558, accepted by State Engineer of Colorado on April 28, 1939.

Central Ranger District.

Thompson River Entrance Area.

DOCKET INFORMATION SHEET

Docket Identity	ROMO S 33 05 73 D F O P
Region	ROCKY MOUNTAIN
Area	ROCKY MOUNTAIN NATIONAL PARK
Site	TUXEDO PARK PLATE LINE
State	COLORADO
County	LABIEMER
Docket	ROMO WATER RIGHT DOCKET 8
Location	T5N R73W SEC 33
Acquired by	APPROPRIATION
Application	16558 ON APRIL 1939
Permit	32
Certificate	COURT DECREE 10077
Priority	MAY 31 1922 - 0.02 CFS
Reservation	JANUARY 26 1915
Status	INACTIVE FEDERAL NOVEMBER 14 1939
Source	GROUND WATER
Use	DOMESTIC RECREATION AND FIRE PROTECTION
Quantity	0.02 CFS
Hydrologic Unit	10190006
Remarks	NOT IN USE - CONVEYED TO THE PARK SERVICE ON APRIL 22 1932

C O P Y

STATE OF COLORADO)
) SS.
 COUNTY OF BOULDER)

IN THE DISTRICT COURT

NO. 10077

IN THE MATTER OF THE ADJUDICATION)
 OF PRIORITIES OF RIGHTS TO USE OF) STATEMENT OF CLAIM OF THE
 WATER FOR IRRIGATION AND OTHER) UNITED STATES OF AMERICA
 BENEFICIAL PURPOSES IN WATER DIS-) FOR THE TUXEDO PARK PIPE
 TRICT No. 4, WATER DIVISION NO. 1,) LINE.
 IN THE STATE OF COLORADO.)

Now comes the United States of America, by Worth Allen and Wayne C. Williams, Special Assistants to the Attorney General of the United States, thereunto duly authorized and directed by the Attorney General, and by Joseph E. Taylor, Regional Attorney, National Park Service, and hereby presents this petition and statement of claim herein, and shows unto this honorable court that:

FIRST: The name of the claimant is the United States of America.

SECOND: The postoffice address of the claimant is Rocky Mountain National Park, Estes Park, Colorado.

THIRD: The name of the pipe line for which claim is made is the Tuxedo Park Pipe Line.

FOURTH: There are two headgates or sources of supply for said pipe line. One is at a pump located on the north, or left, bank of Glacier creek, a tributary of the Big Thompson river, at the easterly one of two springs, whence the southeast (SE) corner of section thirty-three (33), township five (5) north, range seventy-three (73), west of the 6th principal meridian, bears north 19° 24' east 1234 feet. The other is the westerly spring, which is located on the left, or north, bank of Glacier creek, at a point whence said southeast (SE) corner of said section thirty-three (33) bears north 19° 33' east 1277 feet.

Water from the westerly spring is piped by gravity into the sump of said pump located in the easterly spring.

SIXTH: The carrying capacities of said pipe lines are:

- (a) Of Pipe Line No. 1 - 0.041 cubic feet per second of time, but the available spring flow is only 0.004 cubic feet per second of time; and
- (b) Of Pipe Line No. 2 - 0.040 cubic feet per second of time, but the available spring flow is only 0.001 cubic feet per second of time;

for which spring flow quantities claim is hereby made for domestic and fire protection service, through distribution reservoirs to the residences and official guest quarters of the superintendent and assistant superintendent of Rocky Mountain National Park, in the southwest quarter of the northeast quarter ($SW\frac{1}{4} NE\frac{1}{4}$), and the southeast quarter of the northwest quarter ($SE\frac{1}{4} NW\frac{1}{4}$) of said section thirteen (13).

SEVENTH: Work was commenced by construction:

- (a) On Pipe Line No. 1 in the ^{month of June} ~~summer~~ of 1917, and
- (b) On Pipe Line No. 2 in the ^{month of June} ~~summer~~ of 1920.

Construction work was continuously prosecuted and shortly thereafter completed, and the claimant has used said pipe lines each year since, including the said years of construction.

EIGHTH: A map of and statement of claim on said pipe lines was filed with and accepted by the State Engineer, State of Colorado, on the 24th day of February, 1939, and was assigned filing No. 16529.

Wherefore, it is prayed that the petitioner, the United States of America, be permitted to file this its petition and statement of claim; that it be allowed to protect and secure its rights and interests by filing and introducing any and all evidence, and by due examination of any and all witnesses touching any and all claims of others to the appropriation and use of water in and from the Big Thompson river and its tributaries and sources, the allowance of which may be adverse to the interests of the United States in the premises.

It is further prayed by the petitioner that a decree be made in this proceeding adjudging and decreeing to the petitioner, of the United States of America, priority rights as of date/~~the~~ June 30, ~~/summer-of~~ 1917 for Pipe Line No. 1, to the use of 0.004 cubic feet of water per second of time, and as of date/~~the summer-of~~ of June 30 1920 for Pipe Line No. 2, to the use of 0.001 cubic feet of water per second of time, for the purposes and in the amounts hereinabove in detail set forth and claimed, and for all other and further proper relief in the premises.

THE UNITED STATES OF AMERICA,

By _____

Special Assistants to the
Attorney General.

Regional Attorney, National
Park Service.

UNITED STATES OF AMERICA,)
State of Colorado,) SS.
County of Larimer.)

JOHN S. McLAUGHLIN, Being first duly sworn on oath, deposes and says that he is Assistant Superintendent of Rocky Mountain National Park, and makes this affidavit on behalf of the United States of America, claimant; that he has read the foregoing statement of claim and is conversant with the facts therein stated, and that the matters therein referred to are true to the best of his knowledge and belief.

Assistant Superintendent, Rocky
Mountain National Park.

Subscribed and sworn to before me this _____ day of
_____ 1939.

Notary Public.

My commission expires _____

TUXEDO PARK PIPE LINE

(Domestic Priority No. 32; Ditch --Pipe Line-- No. 30.)

1. The claimant of Tuxedo Park Pipe Line is United States of America, Rocky Mountain National Park, Estes Park, Colorado.
2. The source of water carried by said pipe line is springs on the north of left bank of, and tributary of Glacier creek, a tributary of the Big Thompson river.
3. There are two headgates or sources of supply for said pipe line. One is at a pump located at a point whence the southeast (SE) corner of section thirty-three (33), township five (5) north, range seventy-three (73) west of the 6th principal meridian, bears north $13^{\circ}24'$ east 1254 feet. The other is at a point on the left or north bank of Glacier creek whence said southeast corner of said section thirty-three (33) bears north $13^{\circ}55'$ east 1277 feet, the water from which flows by gravity into the sump of the pump located in the other or more easterly spring.
4. The general course of said pipe line is northeasterly.
5. The description of said pipe line is as follows:
The diameter thereof, extending from said westerly spring to and through the sump of said pump is $1\frac{1}{2}$ inches; the pump lift is 8 feet; the length of the main pipe line from said westerly spring is 700 feet to a distributing tank; the carrying capacity of said pipe line is .02 cubic feet of water per second of time.
6. The water diverted by said pipe line is used for domestic, recreational and fire protection purposes, for resi-

dence and tourist cabins, in an area known as Camp Woods in lots two (2) and three (3) of section four (4), township four (4) north, range seventy-three (73) west of the 6th principal meridian.

7. Work on said pipe line was begun by construction b. claimant's predecessor in title and interest in the month of May, 1922, and the said pipe line has been in continuous use since May 31, 1922, the date of its completion.

8. Map and statement of claim on this pipe line was filed in the office of the State Engineer by claimant on April 28, 1929, and was assigned No. 16538.

9. Claimant obtained said water right as an appurtenance to land conveyed to it on April 22, 1932.

10. As a matter of law, the claimant is entitled to a decree to the effect that there be permitted to flow out of said springs into said pipe line .02 cubic feet of water per second of time, for domestic, recreational and fire protection purposes, with Domestic Priority No. 32, as of May 31, 1922.

WHEREFORE, IT IS ORDERED, ADJUDGED AND DECREED BY the Court that, for domestic, recreational and fire protection purposes, and under and by virtue of appropriation by original construction, and for the benefit of the party or parties entitled to the enjoyment thereof, there be permitted to flow out of said springs on Glacier creek and into said pipe line .02 cubic feet of water per second of time, with DOMESTIC PRIORITY NO. 32, as of date May 31, 1922, subject to the general and paramount provisions on this decree.

Form NPS-L-1

UNITED STATES DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICEState Colorado

LAND OWNERSHIP RECORD

Tract No. _____

County LarimerDeed No. 58

Civil Subdivision _____

Area _____ acres

Rocky Mountain Nat. Park

Name of Park or Area

Right

~~now~~ based on ~~survey~~ filingDate April 28, 1939Camp Woods-Tuxedo Park
Section of Park or AreaLegal Description: Filed Claim 16558 - Tuxedo Park Pipe LineMethod of Acquisition: Purchase & filingAppropriation or Source of funds: Federal

Cost (if purchased) or estimated value: _____

Acquired from: C. H. Woods & State of Colorado

Accepted by Secretary (____) Opinion of Att'y. Gen.-title in U. S. (____) date: _____

Physical Characteristics: A claimed right to divert 0.02 sec. ft. of water from springs tributary to Glacier Creek for domestic purposes.Improvements on Land at time of Acquisition: See Deed 27Existing or outstanding special use permits, reservations, rights, or rights of way: System operated by C. H. Woods under lease or special use permitReport Based on: Records of Water Rights SectionPrepared by: A. van V. Dunn, Hydraulic Engineerdate: 11/23/43Map References: NP-RM-6998 ✓Remarks: See Deed 63 for subsequent adjudication and decree.

Other Supporting Information

April 9, 1953

STATEMENT

For general conditions relating to adjudication and
decree, see Rocky Mountain National Park Docket No. 13.

(SGD.) A. VAN V. DUNN.

A. van V. Dunn
Chief, Water Resources Branch

