



WATER-RIGHT DOCKET

Whiskeytown National Recreation Area

Docket No: 10

UNNAMED SPRING, ROCK CREEK (INACTIVE)

Preliminary Docket Information

06-27-1975: water right/source docket information

WATER RESOURCES/WATER RIGHTS

DATE: June 27, 1975

WATER RIGHT/SOURCE DOCKET INFORMATION

REGION Western AREA Whiskeytown National Recreation Area
SITE Unnamed Fault, Rock Creek
STATE California COUNTY Shasta DOCKET NO WR #10
LOCATION SE 1/4 SW 1/4 Section 23, T32N, R6W MDR&M
REGIONAL BASIN Sacramento River LOCAL BASIN _____
ACQUIRED BY purchase
APPLICATION Revoked (20262) PERMIT Revoked (13375) CERTIFICATE _____
ACTION DUE _____ PRIORITY _____ RESERVATION _____
QUANTITY 2400 gallons per day USE domestic, irrigation and stockwatering
STATUS Active SOURCE surface waters

REMARKS Unnamed Fault, Rock Creek, lies within Hydrologic Basin Unit No. 18020006.

NARRATIVE:

On June 13, 1961, John Porter applied to the State of California to appropriate 2400 gallons per day from an unnamed spring tributary to Rock Creek. He planned to divert the water by pumping a well to be located on federal land. He subsequently obtained a permit from the BLM to locate his well and to install a pipeline from the well to his land. He then began his use of the water for domestic, irrigation and stockwatering purposes.

In 1968, the NPS acquired his tract of land and the appurtenant water right, and the state was notified of this on May 20, 1968. On June 19, 1969, Mr. Dabney, of the State Division of Water Rights, made an inspection of this source. The NPS had notified him of an intention to change the use of the source and the method of diversion. The Service planned to install a siphon with a float control which was to supply water to troughs for wildlife propagation. Mr. Dabney recommended an extension of time until 1970 to complete construction and application to beneficial use. The state allowed the change of use and granted an extension of time to Dec. 1, 1971. On Sept. 19, 1972, the State Division of Water Rights notified the Service of a proposed revocation of the application and permit for failure to complete construction, etc. On Nov. 10, 1972, the state revoked the permit.

NPS availability of water from this source is unaffected by state action as the spring arises and terminates wholly within the Park boundaries.

Compiled by M. Ackerman

Approved by W. Werrell

Page 1 of 1

WATER DOCKET INFORMATION

A R E A WHISKEYTOWN NRA

DOCKET NO. 10

APPLICATION NO. 20262

PERMIT NO. 13375

CERTIFICATE NO.

TITLE OF DOCKET UNNAMED FAULT ROCK CREEK

PRIORITY JUNE 13, 1961

REMARKS:

W.W.
Werrell
Witucki
Wallis
Kilgore

154(WR)ASW
WHIS/Water Right #10
WHIS/Water Right #11

December 18, 1972

Memorandum

To: Superintendent, Whiskeytown-Shasta-Trinity NRA
From: Chief, Division of Water Resources, Office of the
Regional Chief Scientist, Western Region
Subject: Revoking of Permit No.s 12379 (Peltier Diversion) and
13375 (Unnamed Fault-Rock Creek)

As implied in the California Division of Water Rights letter of September 19, 1972 (which was transmitted to you by our reply of October 4, 1972, to the State Division of Water Rights) the State would issue the orders to revoke subject permits.

We have now received the orders revoking these permits which are enclosed for your information and files (Permit #12379, Application 19075 and Permit #13375, Application 20262). These were anticipated and discussed with the Field Solicitor. However, this action should not interfere with Park water usage or conflict with the Service's water rights policy.

No further action is presently contemplated regarding these permits. The order revoking permits should be filed in the proper docket files.

(SGD) GERARD S. WITUCKI

Gerard S. Witucki

Enclosures (2)

cc:
WASO (WR) (Water Resources)
w/encl.

bc:
(WR)ASW Files w/encl.

(WR)ASW:Werrell:mpm 12/18/72

STATE OF CALIFORNIA—THE RESOURCES AGENCY

RONALD REAGAN, Governor

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
ROOM 1015, RESOURCES BUILDING
1416 NINTH STREET • SACRAMENTO 95814

RECEIVED
NOV 07 1972
WHISKEYTOWN N.R.A.



ORDER REVOKING PERMIT

PERMIT 13375 (APPLICATION 20262)

Permittee: U. S. National Park Service

It is ordered that this permit is hereby revoked and canceled upon the records of the State Water Resources Control Board for the reason indicated:

- ☐ 1. A request has been received by, or on behalf of, permittee that the permit be revoked.
- ☒ 2. The State Water Resources Control Board has found that permittee failed to commence, prosecute, and complete the work and to apply water to beneficial use as contemplated in the permit and in accordance with the Water Code and the rules and regulations of the Board, and has revoked said permit as provided in Section 1410 of the Water Code, and has directed that this order be issued.
- ☐ 3. The State Water Resources Control Board has found that permittee failed to apply water to beneficial use as contemplated in the permit and in accordance with the Water Code and the rules and regulations of the Board, and has revoked said permit as provided in Section 1410 of the Water Code, and has directed that this order be issued.

K. L. Woodward

K. L. Woodward, Chief
Division of Water Rights

Dated: NOV 3 1972

Certified

STATE OF CALIFORNIA—THE RESOURCE AGENCY

RONALD REAGAN, Governor

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

ROOM 1015, RESOURCES BUILDING
1416 NINTH STREET • SACRAMENTO 95814



SEP 19 1972

U. S. Department of the Interior
National Park Service
Western Region
450 Golden Gate Avenue, Box 36063
San Francisco, California 94102

Gentlemen:

Permits 12379 and 13375 (Applications
19075 and 20262), Unnamed Spring and
Rock Creek in Shasta County

Your letter of August 22 requests that Permit 12379 be placed on an
inactive status.

Enclosed is a pamphlet which explains the Board's policy regarding
permits in which time to complete construction and use of water has
expired. You will note there is no provision to inactivate a permit
for reinstatement at some future, unspecified time.

Also enclosed is a "Notice of Proposed Revocation" of Permits 12379
and 13375. As stated in the notice, unless a request for a hearing
is received within 15 days from date of receipt of this letter, we
will conclude that the facts stated in the notice are correct and
action will be taken to revoke the permits.

Sincerely,

L. C. Spencer

L. C. Spencer, Supervisor
Northern Region

Enclosures

Certified

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
ROOM 1015, RESOURCES BUILDING
1416 NINTH STREET • SACRAMENTO 95814

**NOTICE OF PROPOSED REVOCATION**

Permits 12379 and 13375 (Applications 19075 and 20262) Unnamed
Spring and Rock Creek in Shasta
County
U. S. Department of the Interior,
National Park Service

In accordance with the provisions of Section 1410 of the California Water Code, notice is hereby given that revocation of Permits 12379 and 13375 is proposed because permittee has failed to commence, prosecute, or complete the work contemplated in the permits and to apply the water granted under the permits to beneficial use during the time allotted by the permits.

The facts and information upon which the proposed revocation is based are the following:

Permit 12379

1. This permit was obtained by the permittee in 1970 when the place of use was purchased as a portion of the Whiskeytown National Recreation Area. Up to that time, the previous owner had not developed the project because of the pending acquisition.
2. An extension was granted until December 1, 1971 to complete the project and make beneficial use of the water.
3. A letter has been received from the National Park Service informing the Board that no water has been used under the terms of the permit and requesting the permit be placed in an inactive status.

Permit 13375

1. This permit was obtained in 1968 when the place of use was purchased as a portion of the Whiskeytown National Recreation Area.
2. An inspection in 1969 by the Board's staff found that the nature of use of water was to be changed from that of the original owners who had used some water for domestic purposes. The new use proposed was for wildlife propagation. An extension of time was granted to December 1, 1971 to allow the Park Service to make the installations necessary to establish such use.

Applications 19075 and
20262

-2-

3. A further extension of time has been requested. No report of use of water was included in the petition. The permittee states on the petition as the reason why construction and/or use of water was not completed within the time previously allowed: "As comprehensive planning of the area is completed, use of the full amount of water under the permit is anticipated for the purposes of recreation and preservation of the environment in its natural state".

Permittee may request a hearing before the State Water Resources Control Board for the purpose of presenting evidence or testimony to show cause why the permits should not be revoked. However, unless a written request for hearing, signed by or on behalf of permittee, is delivered or mailed to the Board within 15 days after receipt of this notice, the Board may act upon the proposed revocations without a hearing and without further notice.

K. L. Woodward
K. L. Woodward, Chief
Division of Water Rights

Dated: SEP 19 1972

STATE WATER RESOURCES CONTROL BOARD
ROOM 1016, 1416 NINTH STREET
SACRAMENTO, CALIFORNIA 95814

CERTIFIED
RETURN RECEIPT REQUESTED
NO. 178531

W. Tuckie
U. S. Department of the Interior
National Park Service
Western Region
450 Golden Gate Avenue, Box 36063
San Francisco, CA 94102





UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
WESTERN REGION

450 GOLDEN GATE AVENUE, BOX 36063
SAN FRANCISCO, CALIFORNIA 94102

IN REPLY REFER TO:

AS54 (WR)

WHIS/WTR RIGHTS

L 54 PN-W

Mr. L. C. Spencer
Supervisor, Northern Region
State Water Resources Control Board
Division of Water Rights
Room 1140, Resources Building
1416 Ninth Street
Sacramento, California 95814

Dear Sir:

This is in regard to your February 29, 1972 letter concerning Permit 13375 (Application 20262) Rock Creek (Shasta County), in Whiskeytown National Recreation Area.

Enclosed is your form regarding an extension of time for the subject water right situation. The filing fee of \$5.00 will be forwarded to you under separate cover by the U.S. Treasury Department.

Thank you for your continued cooperation in these matters.

Sincerely,

(SGD) GERARD S. WITUCKI
Gerard S. Witucki

Enclosure

cc:

PN, WASO, w/encl

Supt., Whiskeytown NRA, w/encl

WHS

Standard Form 1034-a 7 GAO 5000 1034-211		PUBLIC VOUCHER FOR PURCHASES /) SERVICES OTHER THAN PERSONAL				VOUCHER NO.	
U.S. DEPARTMENT, BUREAU, OR ESTABLISHMENT AND LOCATION U.S. Department of the Interior National Park Service, Western Region Water Resources, Office of the Regional Chief Scientist P.O. Bx 36063, San Francisco, Cal 94102				DATE VOUCHER PREPARED April 9, 1972		SCHEDULE NO.	
PAYEE'S NAME AND ADDRESS State Water Resources Control Board Division of Water Rights, Room 1140 1416 Ninth Street (Resources Building) Sacramento, California 95814				CONTRACT NUMBER AND DATE		PAID BY	
				REQUISITION NUMBER AND DATE			
				DATE INVOICE RECEIVED			
				PAYEE'S ACCOUNT NUMBER			
SHIPPED FROM				TO		WEIGHT	
				GOVERNMENT B/L NUMBER			
NUMBER AND DATE OF ORDER		DATE OF DELIVERY OR SERVICE		ARTICLES OR SERVICES (Enter description, item number of contract or Federal supply schedule, and other information deemed necessary)		QUAN- TITY	
						UNIT PRICE COST PER	
				Filing fee for petition for extension of time (Permit #13375).		1 \$5 ea \$5.00	
						\$5.00	
(Use continuation sheet(s) if necessary)				(Payee must NOT use the space below)		TOTAL	
PAYMENT: ☒ COMPLETE ☐ PARTIAL ☐ FINAL ☐ PROGRESS ☐ ADVANCE				DIFFERENCES			
				Amount verified; correct for			
				(Signature or initials)			
4/5/72 Gerard S. Witucki MEMORANDUM Chief, Water Resources (ASW)							
ACCOUNTING CLASSIFICATION							
14X1035 (24002)							
PAID BY		CHECK NUMBER ON TREASURER OF THE UNITED STATES			CHECK NUMBER ON (Name of bank)		
CASH		DATE					
\$							

STATE WATER RESOURCES CONTROL BOARD
Division of Water Rights

Application 20262 Permit 13375

To Water User:

Water Code Section 1396 requires an applicant to exercise due diligence in developing a water supply for beneficial use. The State Water Resources Control Board, in considering requests for extension of time for said development, will review the facts presented herein to determine whether there is a showing of good cause upon which to grant a reasonable extension of time to complete the project. Where diligence in completing the project is not fully substantiated, the Board may set the matter for hearing to determine the facts upon which to base formal action relating to the permit. Formal action may involve:

- (1) Issuing a license for the amount of water heretofore placed to beneficial use under the terms of the permit.
- (2) Granting a reasonable extension of time to complete construction work and/or full beneficial use of water.
- (3) Revoking the permit for failure to proceed with due diligence in completing the project.

The time previously allowed within which to complete construction work and/or use of water has either expired or will expire shortly. Please indicate below the action which you desire taken on this permit:

1. The project has been abandoned and I request revocation of the permit. Yes No
2. Full use of water has been made, both as to amount and as to season, and I request license be issued. Yes No
3. The project is not yet complete and I request an extension of time. XX No
Yes

If an extension is requested, the remainder of this form should be completed in detail.

PETITION FOR EXTENSION OF TIME*

If start of construction work has been delayed, complete Items 1, 2, and 3.

1. What has been done since permit was issued toward commencing construction?

2. Estimated date construction work will begin _____
3. Reasons why construction work was not begun within the time allowed by the permit _____

* A fee of \$5 must accompany this petition.

-2-

If construction work and/or use of water is proceeding but is not complete, an extension of time may be petitioned by completing the appropriate items below. Statements must be restricted to construction or use of water under this permit only.

4. A (1-year), (2-year), (3-year) extension of time is requested to complete construction work and/or beneficial use of water. (Indicate period of time required.) _____
5. How much water has been used? _____ AF/year _____ cfs
6. How many acres have been irrigated? _____
7. How many houses or people have been served water? _____
8. Extent of past use of water for any other purpose _____
9. What construction work has been completed during the last extension?

10. Approximate amount spent on project during last extension period.
 \$ _____
11. Estimated date construction work will be completed _____
12. Estimated year in which water will be fully used _____
13. Reasons why construction and/or use of water was not completed within time previously allowed: _____ As comprehensive planning of the
 _____ area is completed, use of the full amount of water under the
 _____ permit is anticipated, for the purposes of recreation and the
 _____ preservation of the environment in its natural state.

Date APR 5 1972 Signature (SGD) GERARD S. WITUCKI

STATE OF CALIFORNIA—THE RESOURCES AGENCY

RONALD REAGAN, Governor

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

ROOM 1140, RESOURCES BUILDING

1416 NINTH STREET • SACRAMENTO 95814



APR 3 1970

Mr. Gerald S. Witucki
 Supervising Hydrologist
 National Park Service
 San Francisco Planning and Service Center
 450 Golden Gate Avenue
 San Francisco, California 94102

Dear Mr. Witucki:

Your File No. L54 MWSSC - Gen
 Permit 13375 (Application 20262)
 Rock Creek in Shasta County

Your request for an extension of time to change the project
 to wildlife propagation use has been reviewed, along with
 a report on an inspection made on June 19, 1969.

As a result, the Board is granting an extension to December 1,
 1971.

Sincerely,

L. C. Spencer, Supervisor
 Northern Region

RECEIVED	
WATER	
APR 7 1970	
ACT. INFO.	INITIALS DATE
WITUCKI, G.	
CHAVEZ, D.	<i>LC</i>
FILE	
REMARKS	

STATE OF CALIFORNIA—THE RESOURCES AGENCY

RONALD REAGAN, Governor

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
 ROOM 1140, RESOURCES BUILDING
 1416 NINTH STREET • SACRAMENTO 95814



ORDER APPROVING A NEW DEVELOPMENT SCHEDULE

APPLICATION 20262

PERMIT 13375

THE STATE WATER RESOURCES CONTROL BOARD HAVING DETERMINED THAT
 GOOD CAUSE HAS BEEN SHOWN FOR EXTENSION OF TIME WITHIN WHICH TO DEVELOP
 THE PROJECT PROPOSED UNDER PERMIT 13375; AND HAVING DIRECTED THAT THIS
 ORDER BE ISSUED;

NOW THEREFORE IT IS ORDERED THAT A NEW DEVELOPMENT SCHEDULE BE
 AND THE SAME IS HEREBY APPROVED AS FOLLOWS:

CONSTRUCTION WORK SHALL BE COMPLETED ON OR BEFORE DECEMBER 1, 1971

APPLICATION OF THE WATER TO THE PROPOSED USE SHALL
 BE COMPLETED ON OR BEFORE DECEMBER 1, 1971

DATED: APR 3 1970

RECEIVED	
WATER	
APR 7 1970	
INITIALS	DATE
THOMAS, G.	pm
HAVEZ, D.	sc
REMARKS	

K. L. WOODWARD, CHIEF
 DIVISION OF WATER RIGHTS

CHAVEZ
WITUCKI

L54

September 30, 1969

MWSSC - WHIS

WR Racket

State Water Resources Control Board
Division of Water Rights
1416 Ninth Street, Room 1140
Sacramento, California 95814

Gentlemen:

Enclosed are forms affecting four water permits at Whiskeytown National Recreation Area which the Superintendent has executed and has submitted through this office. This is in accordance with the results of a recent inspection made by C.H. Dabney of your office.

Action on permits are as follows:

- Permit No. 13876: A request for license, and petition for correction in purpose of use.
- Permit No. 13375: A petition for extension of time.
- Permit No. 13348: A request for revocation.
- Permit No. 14544: A request for license and correction of point of diversion and point of use.
Petition for extension of time.

Please bill this office for the necessary fee of \$5.00.

Sincerely yours,

(SGD) GERARD S. WITUCKI

Gerard S. Witucki
Supervisory Hydrologist

Enclosures

cc:
Ch., Div. of Wtr. Res., WASO
Regional Director, Western
Supt., Whiskeytown
DCHAVEZ/mdr/9/30/69

~~CONFIDENTIAL~~

JROBERTS

WITUCKI

L54
MSSC - Gen

WR #9

September 5, 1969

State of California
The Resources Agency
State Water Rights Board
Room 1140, 1416 Ninth Street
Sacramento, California 95814

Dear Sirs:

Enclosed for your information is a letter stating a change of ownership
of a water right identified by application No. 20282, permit No. 13375.

Please advise our office when you have made the corrections in your files.

Very truly yours,

(SGD) GERARD S. WITUCKI

Gerard S. Witucki
Supervisory Hydrologist

Enclosure

DCHAVEZ/mdr/9/5/69

STATE OF CALIFORNIA—THE RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

REPORT OF INSPECTION

Filing Data

APPLICATION: 20262

FILING DATE: 06-13-61

NAME : U S NATIONAL PARK SERVICE
ADDRESS : P O BOX 188, WHISKEYTOWN, CALIF 96095
SOURCE : UNNAMED FAULT TRIB UNNAMED SPRING THENCE UNNAMED STREAM THENCE ROCK CREEK
PT. OF DIV. : SE1/4 OF SW1/4 SECTION 23 T32N R6W MDB&M COUNTY: SHASTA
AMOUNT : 2400 GAL/DAY
PURPOSE : IRRIGATION, DOMESTIC & STOCKWATERING
SEASON : JANUARY 1 TO DECEMBER 31
ACREAGE : 2.5 ACRES
PERMIT NO. : 13375 DATE ISSUED: 02-26-62 EXPIRES: 12-01-68

Date of Inspection 6-19-69 Inspected by C. H. Dabney
Accompanied by Hank LaSala, fire control officer
Persons interviewed " " and Mr. Mitchell, Park superintendent
Reason for inspection Time expired.

Recommendation

Licenses ☐ Extension ☒ to 19__70 No action ☐ Revoke ☐

Changes or corrections None ☐

(Indicate by an "X" the items that need change from permit or license and show correctly below)

Owner ☐ Address ☐ Amount ☐ Season ☐ Purpose ☐ Point of diversion ☐ Place of use ☐

Remarks (Explain basis for recommendation)

Since the new owners acquired the permit, they have decided to change the diversion system and put the water to a different use than the original owners intended. A siphon with a float control will be installed that will feed water to troughs for wild-life propagation. For construction and use of water to be completed, an extension time through 1970 is needed.

An extension form was left with Mr. Mitchell. This will be put on callup for CHD.

Source

Name _____ Who measures flow? _____ no one
Tributary to _____ Is supply natural flow? _____ yes
From (direction) _____ Estimated minimum flow unknown but does not
During what portion of year does minimum flow occur? _____ summer go dry
Measured or estimated flow at time of inspection There was about 6' of water in the well
at time of inspection.

Diversion System

Is point of diversion at location specified in permit, license or order? _____ yes
If not, when will petition be submitted? _____
If diversion point has been moved, roughly describe present location with respect to authorized location _____

Would change cause any injury? _____
Is diversion by gravity or pumping? Water will be diverted by siphoning through pipe.
Is diversion system complete? no If not, briefly explain what remains to be done. Pipe, float
control and troughs need to be installed.

If not complete, does it appear to have been pursued with reasonable diligence? _____ yes

What is the capacity of the limiting section? unknown How determined? _____
Explain briefly manner of determining above capacity The capacity may be determined when
completed.

19 69

JUL 25 '69 SSS

WRCD 19-1

2nd Inspection

BR225-012 2-69 CHD

Place of Use

(Permit)

Name of place of use, if commonly known as such none
 Describe briefly any changes from place of use as described in permit, license or order. none

Is petition required? no If so, indicate when it will be submitted.

Is place of use developed to a point where full use of water may be made? yes
 If not, describe briefly what remains to be done.

Does it appear that development has been pursued with due diligence? yes
 Does permittee or licensee own or control all the land originally covered or as covered by change? yes

Major Use of Water

Briefly describe method of applying water to major use Wildlife will drink from the troughs.

Does method of use appear to be wasteful, judging from local standards? no
 Explain answer Float control will conserve water.

List units served during maximum season (if applicable)

NO - Other Uses

Average number of persons served during maximum period _____ Number of housing units _____
 Plumbing facilities available _____
 Area of garden, lawn, etc., served _____ Area sprinkled to allay dust _____
 Number of domestic livestock served _____
 Other miscellaneous domestic use _____
 Recreational use _____

Extent of Use of Water

Season of use and/or diversion to storage: Will be all year when completed.

Average rate of use by direct diversion during maximum period See previous report
 Approximate beginning and ending dates of maximum period _____
 Year of maximum use _____

Complete the following only if storage is involved
 Maximum amount diverted to storage in one season _____ Year _____
 Does the purpose for which water was stored require withdrawal before use? _____
 If so, give maximum withdrawal in one season _____ Year _____
 How much water was held over in dead storage? _____
 For what purpose? _____

Other Rights

Several filings acquired from private ownership.

Answer each question. a question is not applicable insert "NA" space for answer.

What portion of the diversion system existed at time permit was granted? The pump and pipe had been installed

What construction work has since been done on project? The well was dug deeper.

Which of the above items have been constructed or installed during the last extension period? none- The new owner plans to change the project as explained on page 1.

When did use of water commence? some domestic use by former owner use of water increasing, decreasing or has it stabilized? The water will be stabilized when the new use commences.

Is it evident that permittee plans to proceed with construction or increase the use of water in the near future? (Answer yes or no and explain in detail under "Remarks") yes

Is irrigated acreage limited by crop acreage controls? no If so, what are the limitations NA

Is water temporarily unavailable due to conditions beyond control of permittee? NO If so, describe briefly NA

Is progress commensurate with permittee's resources, insofar as diligence is concerned? yes

Is water available for use under this right? yes

Is the place of use prepared and ready to use water? yes

Is an alternate source being used? no If so, describe source and nature of right NO

(THE FOLLOWING QUESTIONS APPLY ONLY TO USE UNDER THIS APPROPRIATIVE RIGHT)

What date (year) does water appear to have last been used? 1966 What indications were found which establish and verify this date (year)? According to Mr. Kuchta's report dated 1966.

If water is now being used but there has been a three-year period of nonuse when water was available for this appropriation specify such years of nonuse NA

If the appropriator could not be contacted, what was the reason? Mr. Mitchell and Mr. LaSala were interviewed.

Was it possible to obtain pertinent information from other parties? no If so, give names of parties and type of information NA

Remarks

(The space below is to be used to amplify answers given above if necessary and to generally describe conditions on the project and/or its development)

Mr. Mitchell said the power line extending to the place of use, the cabin and the pump will be removed from the area, and a siphon pipe and troughs installed for wildlife propagation. The Park Service has no use for them. He requested an extension through 1970 to complete the use.

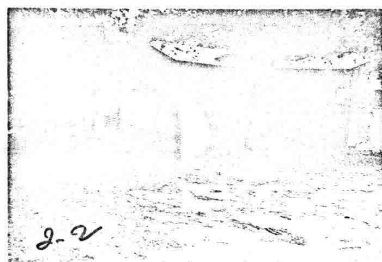
June 1969

C. H. Dabney
Assistant C. E.

PHOTOGRAPHS



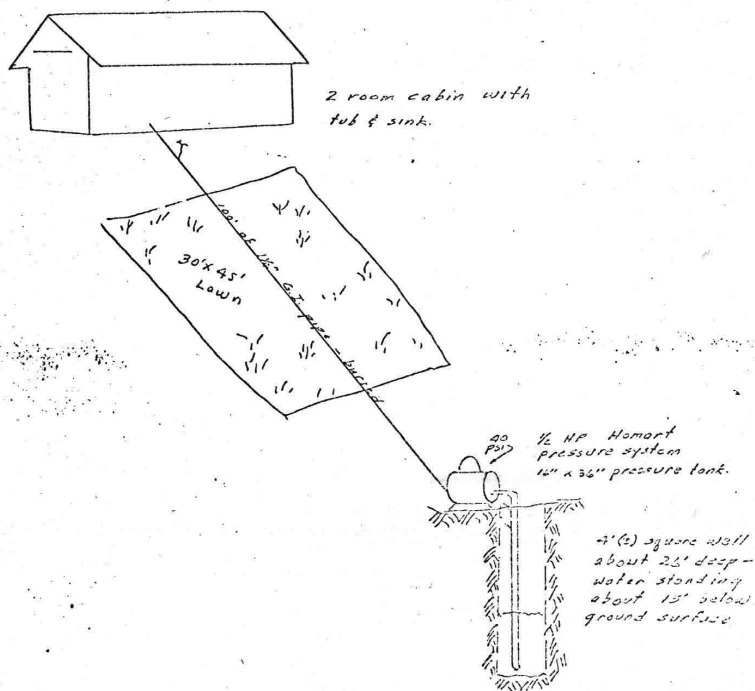
P.C.D.



2-2

CABIN

GENERAL SKETCH OF THE PROJECT AS ORIGINALLY PLANNED.



STATE OF CALIFORNIA—THE RESOURCES AGENCY

RONALD REAGAN, Governor

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
 ROOM 1140, RESOURCES BUILDING
 1416 NINTH STREET • SACRAMENTO 95814



RECEIVED			
WATER			
9/23/1969			
ACT.	INFO.	INITIALS	DATE
	WITUCKI, G.		
	CHAVEZ, D.		
	FILE		
REMARKS			

September 22, 1969

National Park Service
 San Francisco Planning and Service Center
 450 Golden Gate Avenue, Box 36025
 San Francisco, California 94102

Attention: Gerard S. Witucki
 Supervisory Hydrologist

Your file #L 54 MWSSC - Gen
 Permit 13375 (Application 20262)
 Rock Creek in Shasta County

In response to your letter of September 5, our records show that this permit was assigned to the National Park Service on November 18, 1968.

For your information, we enclose a copy of the last progress report and Report of Inspection made this last June.

Correspondence concerning all National Park Service filings will henceforth be directed to the San Francisco Office.

Sincerely,

L. C. Spencer
 L. C. Spencer, Supervisor
 Central Region

Enclosures

PETITION FOR EXTENSION OF TIME

Application 20262 Permit 13375 (2062)

NOTE: A reasonable extension of time may be obtained upon a showing of good cause. Section 779 of the California Administrative Code, Title 23, Waters, provides that sickness, lack of finances or other conditions incident to the person and not to the enterprise will not generally be accepted as good cause for delay while weather conditions and conditions which are incident to the project itself may be accepted as good cause for delay. A fee of \$5 is required for each permit petitioned.

- A. If construction work has not commenced within the time allowed under the permit, an extension of such commencement date may be petitioned by completing Items 1, 2 and 3.

1. Approximate total amount of money spent in connection with the project to date \$ _____. What was the money spent for? _____

2. Estimated date of commencement of construction _____

3. Reasons why construction was not begun within the time allowed by the permit _____

- B. If construction work and/or use of water is proceeding but is not fully complete, an extension of time may be petitioned by completing Items 4, 5, 6, 7, 8, 9 and 10.

4. A (1-year), (2-year), (3-year) extension of time is requested for completion of construction work and/or beneficial use of water. (Indicate period of time desired.)

5. Approximate total amount spent on project to date \$ 600.00

6. Approximate amount spent during last extension period \$ none

7. Approximate percent of construction work complete to date 60%

8. Estimated date of completion of construction work 1970

9. Estimated year in which full use of water will be made 1970

10. Reasons why construction and/or use of water was not completed within time previously allowed: Change of ownership and use

Auto siphon to be installed to provide wildlife
guidance - (Recreational use)

Date July 3, 1969

Signature L. J. Mitchell

Superintendent

L. J. Mitchell

THIS COMPLETED PETITION MUST BE ACCOMPANIED BY A FEE OF \$5

WHISKEYTOWN
NATIONAL RECREATION AREA
P. O. BOX 144
WHISKEYTOWN, CALIFORNIA 96093

May 20, 1968

Mr. L. K. Hill, Executive Officer
State of California Water Rights Board
Room 1140, Resources Building
1416 Ninth Street
Sacramento, California 95184

Dear Mr. Hill:

Please be advised that we have sold our property, as described in the attached document, together with all water rights appurtenant thereto, to the United States Department of the Interior, National Park Service, Whiskeytown National Recreation Area, P. O. Box 188, Whiskeytown, California 96095. The following application, permit, certificate numbers apply:

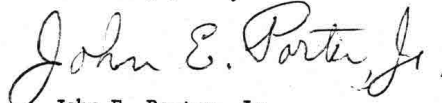
Application No. 20262

Permit No. 13375

together with any others whose identity is more easily identified in your files.

It would be appreciated if you would advise the National Park Service when this change of ownership is corrected in your files.

Sincerely yours,


John E. Porter, Jr.

Enclosure

cc:
National Park Service
Land Tract No. 107

STATE OF CALIFORNIA—THE RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

PROGRESS REPORT BY PERMITTEE FOR 1968

OWNER OF RECORD:

APPLICATION 20262

U. S. Department of the Interior
National Park Service
Whiskeytown Recreation Area
P. O. Box 188
Redding, California 96095

If the owner or address shown above is wrong, please correct

SOURCE: Unnamed Fault

AMOUNT:

PURPOSE:

PERMIT 13375

This report is important to you in establishing your water right. It should be filled out carefully and returned promptly to the State Water Resources Control Board, Division of Water Rights, Room 1140, Resources Building, 1416 Ninth Street, Sacramento, California 95814.

Neither the filing of an application nor issuance of a permit in approval thereof constitutes a water right. A water right is established only by beneficial use of water in accordance with the terms and conditions of the permit. This report provides a record of the development of your project. If the project is diligently completed a license will be issued to confirm the right developed by beneficial use.

1. Has construction work commenced? _____
2. Has all construction work been completed? YES. If not, give estimated date of completion _____
3. State approximate cost of construction work on this project during the past 12 months NONE.
Describe briefly the portions of the project upon which the above amount was spent. _____

4. What construction work remains to be done to complete the project? WATER WILL PROBABLY NOT BE PUMPED BUT WILL BE TAPPED TO PROVIDE WATER FOR WILDLIFE.

5. Has use of water commenced? _____ What was the maximum rate of diversion (if known)? _____
6. What quantity of water was used each month in 1968 under this permit in gallons or acre-feet? (If not known check months water was used.)

Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual

7. Has use of water, both amount and season, been as great as you expect in any future year under this permit? _____
8. Has location of the intake or place of use been changed? NO
9. Did the source go dry? NO. If so, during what months? _____
10. Did your reservoir spill this year? NO. If not, how many feet below spillway vertically was the water level at maximum storage? _____ Have you emptied the reservoir? _____ If not, how many feet below spillway vertically was it drawn down at end of season? _____
11. You should keep complete records of your use of water in your own files. Please supply information below concerning your use of water.

- | | |
|--|--|
| (a) ☐ Irrigation _____
Total acres irrigated _____ Name crops served and acreage of each _____ | (f) ☐ Mining _____
Method of water use _____ |
| (b) ☐ Stockwatering _____
Number of animals _____ | (g) ☐ Recreational <u>WATER FOR WILDLIFE</u>
Nature of use _____ |
| (c) ☐ Industrial _____
Nature of use _____ | (h) ☐ Power _____
Installed horsepower capacity _____ |
| (d) ☐ Domestic _____
Number of persons, Area of garden, lawn, etc. _____ | (i) ☐ Other _____ |
| (e) ☐ Municipal _____
Approximate population _____ | |

12. The project has been abandoned and I request revocation of this permit. ☐ Yes ☒ No

REMARKS AMOUNT TO BE UTILIZED WILL PROBABLY BE LESS THAN
(If more space is needed, use reverse side)
THE 2700 GPM PER DAY AUTHORIZED. HOWEVER PERMIT WILL
BE REVIEWED BY THIS SERVICE.

Date 12/1/68

Sign Here

WALTER PARK SERVICE

WR0015

DEC 4, 1968

1968

WHISKEYTOWN NATL. RECREATION AREA

November 26, 1968

U. S. Whiskeytown National
Forest
P. O. Box 188
Redding, California 96095

Subject: Permit 13375 (Application 20262)
Unnamed Fault in Shasta County

Gentlemen:

This letter regards water right Permit 13375, Application 20262, which stands on our records in the name of John E. Porter, Jr.

The permit allows diversion of 2,400 gallons per day from an unnamed fault in Shasta County at a point within the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 23, T32N, R6W, MDB&M.

The water is used for domestic, irrigation, and stock-watering within NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 26, T32N, R6W, MDB&M.

Mr. Porter informed us that he had transferred all rights under this permit and application to the National Park Service. He further stated that the paper he signed with a letter were designated License 1425, WHIS (Porter Parcel 107) and were dated May 14, 1968.

We have amended our ownership records to show the permit in the ownership of U. S. Department of Interior, National Park Service, Whiskeytown Recreation Area.

A form is enclosed for reporting use of water during the 1968 season. If you have no plans for further use of the water covered by the permit, please advise us and we will revoke the permit from our records.

Sincerely,

Original Signed by
D. W. Sabiston

D. W. Sabiston
Supervising Engineer

Enclosure

JTB:edv

REMARKS

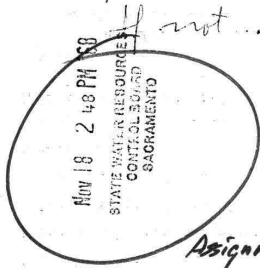
all rights under application No.
20262 and permit No. 13375 have
been assigned to the National Park
Service.

The last paper I signed was
with letter L1425 W.H.S. (Porter)
Parcel 117) May 14 1968
Whiskeytown National Recreation Area
P.O. Box 188 Whiskeytown, Calif.
96095

I hope that this information will be
sufficient to clear up the matter.

If not, let me know.

John E. Porter, Jr.



Assignment date

STATE OF CALIFORNIA—RESOURCES AGENCY
STATE WATER RIGHTS BOARD

ORDER

APPLICATION 20262

PERMIT 13375

LICENSE _____

ORDER APPROVING A NEW DEVELOPMENT SCHEDULE

THE STATE WATER RIGHTS BOARD HAVING DETERMINED THAT GOOD CAUSE HAS BEEN SHOWN FOR EXTENSION OF TIME WITHIN WHICH TO DEVELOP THE PROJECT PROPOSED UNDER PERMIT 13375; AND HAVING DIRECTED THAT THIS ORDER BE ISSUED;

NOW THEREFORE IT IS ORDERED THAT A NEW DEVELOPMENT SCHEDULE BE AND THE SAME IS HEREBY APPROVED AS FOLLOWS:

APPLICATION OF THE WATER TO THE PROPOSED USE SHALL BE COMPLETED ON OR BEFORE

DECEMBER 1, 1968

DATED: DEC 3 0 1966

L. K. Hill
L. K. HILL
EXECUTIVE OFFICER

STATE OF CALIFORNIA—THE RESOURCES AGENCY

RONALD REAGAN, Governor

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
ROOM 1140, RESOURCES BUILDING
116 NINTH STREET • SACRAMENTO 95814

December 18, 1967

U. S. National Park Service
San Francisco Planning and Service Center
450 Golden Gate Avenue, Box 36025
San Francisco, California 94102

Attention: Mr. William E. Fields
Supervisory Hydraulic Engineer

Subject: Tabulation of Applications in
Whiskeytown National Recreation Area

Gentlemen:

A listing of water right filings requested in your letter of
November 29 is enclosed.

We have sent the documents to a blueprint company for repro-
duction. The blueprint company will send the copies and a
bill for the reproduction work to you.

Please make your remittance direct to the blueprint company
as we have no provisions for the handling of such funds.

Sincerely,



D. W. Sabiston
Supervising Engineer

Enclosure

000611
27 DEC 1967

STATE OF CALIFORNIA
RESOURCES AGENCY

STATE WATER RIGHTS BOARD

MEMORANDUM CONCERNING APPLICATIONS TO APPROPRIATE

APPLICATIONS WITHIN WHISKEYTOWN NATIONAL RECREATION AREA

DATE PREPARED DECEMBER 6, 1957

APP NO.	DATE FILED	APPLICANT	SOURCE	POINT OF DIVERSION			AMOUNT		USE	STATUS
				SECTION	TYP & RANGE	BSM	CFS OR GPD	ACRE-FEET		
21676	030664	LEE & JESSIE C FUNDERBURG	BOULDER CREEK	SESE12	32N7W	M 0.5C			D	P
17264	090556	CALIF DIVISION OF FORESTRY	CRYSTAL CREEK	NWSE17	32N7W	M 0.062C			ID	L
7011	071831	CALIF DIVISION OF HIGHWAYS	UNNAMED SPRING	SESW23	32N6W	M 5100G			RD	L
8229	020435	WHISKYTOWN NATIONAL RECREATION AREA	SOUTH LIBERTY GULCH	SESE04	32N6W	M 0.17C			ID	L
15424	072353	U S BUREAU OF RECLAMATION	CLEAR CREEK	NWSW27	32N6W	M 1700C			P	P
17375	112856	U S BUREAU OF RECLAMATION	CLEAR CREEK	NWSW27	32N6W	M 1900C		250000	P	P
17376	112856	U S BUREAU OF RECLAMATION	CLEAR CREEK	NWSW27	32N6W	M 3600C		250000	KR	P
19075	111059	DO-BE MELCON PELTIER	UNNAMED SPRING	NWNW33	32N6W	M 0.04C			D	P
20001	022161	U S NATIONAL PARK SERVICE	BRANDY CREEK	NWSE30	32N6W	M 0.5C			15	DR
20262	061361	JOHN E PORTER JR	UNNAMED FAULT	SESW23	32N6W	M 2400G			KS	P
20837	070262	U S NATIONAL PARK SERVICE	UNNAMED STREAM	NWSE30	32N6W	M		15	D	P
784	091417	HAPPY VALLEY WATER COMPANY	MISSELSBECK BRANCH	NENE31	31N7W	M		4800	ID	L

SWRB-30 (1-65)

SEE REVERSE SIDE OF FORM FOR EXPLANATION OF ENTRIES

00046-007 2-67 2

EXPLANATION OF ENTRIES

DATE FILED: First two digits are month; next two digits are day of month; last two digits are year.

POINT OF DIVERSION:

SECTION: Forty acre subdivision of the section in which the point of diversion is located:

NW1/4	NE1/4	NW1/4	NE1/4
SW1/4	SE1/4	SW1/4	SE1/4
NW1/4	NE1/4	NW1/4	NE1/4
SW1/4	SE1/4	SW1/4	SE1/4

TYPE OF DIVERSION: Is the point of diversion north or south of base line, north or south of meridian, or range numbers east or west of meridian.

B & M: H is Humboldt Base and Meridian
M is Mt. Diablo Base and Meridian
S is San Bernardino Base and Meridian

AMOUNT: A symbol (*, #, %, \$, =, etc. preceding an amount entry indicates that there are alternate points of diversion under this application and the amount listed may be diverted from this or other point or points of diversion identified by the same symbol under this application number.

USE: A Agricultural

B Mining

C Milling

D Domestic

E Fire protection

F Flood control

G Dust control

H Fish culture

I Irrigation

J Industrial

K Irrigation, domestic

L Salinity control

M Municipal

N Navigation

O Stockwatering, fish culture

P Power

Q Recreational, fire protection

R Recreational

S Stockwatering

T Recreational, fire protection, fish culture

U Recreation, stockwatering, fish culture

V Recreation, stockwatering, fish culture

W Recreation, stockwatering, fish culture

X Recreation, stockwatering, fish culture

Y Recreation, stockwatering, fish culture

Z Uses too numerous to list or not included in code

STATUS: No entry—Application

P —Permit

L —License

EDMUND G. BROWN
GOVERNOR OF
CALIFORNIA



WILLIAM E. WARNE
ADMINISTRATOR
RESOURCES AGENCY

KENT SILVERTHORNE, CHAIRMAN
RALPH J. MCGILL, MEMBER
W. A. ALEXANDER, MEMBER

THE RESOURCES AGENCY OF CALIFORNIA
State Water Rights Board

1401 21ST STREET
P. O. BOX 1592
SACRAMENTO 7, CALIFORNIA

LELAND K. HILL
EXECUTIVE OFFICER

MAR 7 1962

Mr. John E. Porter, Jr.
P. O. Box 1106
Shasta, California

Subject: Application 20262

Dear Mr. Porter:

This Board has issued a permit in approval of the above-numbered application. The permit, which is endorsed on the reverse side of the application, fixes a definite time schedule as prescribed by law within which to begin construction, complete construction and make full beneficial use. Extensions of time can be allowed only upon a showing of good cause, and you will observe that the permit provides that unless development proceeds promptly and is prosecuted diligently to completion, the permit may be revoked.

Annual reports of progress are required on forms which will be mailed to you on or about October 1, 1962. If and when use of water is reported full and complete, an engineer of this office will make an inspection of the project. This Board will subsequently issue a license to confirm the right to the amount of water found at the time of inspection to have been beneficially used in accordance with the terms and conditions of the permit. After issuance of a license there can be no further increase in the use under this right.

Very truly yours,

L. K. Hill

L. K. Hill
Executive Officer

Enc.

Cert.

STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD
 P. O. BOX 1592
 SACRAMENTO 7, CALIFORNIA

Receipt **Nº 15302**

Date March 5, 1962 (\$ 5.00)

Received _____ (\$ _____)

☐ Cash ☐ Money Order ☒ Check (Receipt contingent upon collection)

John E. Porter, Jr.
 P. O. Box 1106
 Shasta, California

Re APPLICATION 20262

☐ Deposit ☐ Balance ☒ Full

Recordation Fee	\$ _____	Application No.	\$ _____
Verification—Fee	\$ _____	Permit Fee	\$ <u>5.00</u>
Expense	\$ _____	Permit Extension Fee	\$ _____
		Petition Fee	\$ _____
☐ Uncleared Collections		Additional Fee on Charges	\$ _____
☐ Application		Certification Fee	\$ _____
☐ Proof of Claim		Copying—Comparing	\$ _____
☐ Adjudication Apportionment		Proof of Claim Fee	\$ _____
☐ Verification Advance		Adjudication Apportionment	\$ _____
☐ Other		Refund—Verification	\$ _____
		Other	\$ _____

STATE WATER RIGHTS BOARD

LESLIE C. JOPSON, Chief Engineer

By Elaine Garrett
 Title

FILE IN DUPLICATE

[For full information concerning the filling out of this form refer to
Article 4 of Rules and Regulations Pertaining to Appropriation of Water]

STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

Application No. 20262 Filed June 13, 1961 at 3:46 P. M.
(Applicant must not fill in the above blanks)

APPLICATION TO APPROPRIATE UNAPPROPRIATED WATER
AMENDED APPLICATION RECEIVED AUGUST 16, 1961.

I, John E. Porter, Jr.
Name of applicant or applicants
of P. O. Box 1106, Shasta County of Shasta
Address
State of California, do hereby make application for a permit to appropriate the
following described unappropriated waters of the State of California, **SUBJECT TO VESTED RIGHTS:**

Source, Amount, Use and Location of Diversion Works

- The source of the proposed appropriation is An Unnamed Fault
Give name of stream, lake, etc., if named; if unnamed state nature of source and that it is unnamed
located in Shasta County, tributary to Unnamed Spring thence Unnamed Stream thence
Rock Creek.
- The amount of water which applicant desires to appropriate under this application is as follows:
(a) For diversion to be directly applied to beneficial use 2400 gallons per day
1 cubic foot per second equals 40 statute miner's inches or 646,317 gallons per day
~~2000 cubic feet per~~
second, to be diverted from January 1 to December 31 of each year.
Beginning date Closing date
(b) For diversion to be stored and later applied to beneficial use _____
1 acre-foot equals 127,812 gallons _____ acre-feet
per annum, to be collected between _____ and _____ of each season.
Beginning date Closing date
NOTE.—Answer (a) or (b) or both (a) and (b) as may be necessary. If amount under (a) is less than .025 cubic foot per second, state in gallons per day. Neither the amount nor the season may be increased after application is filed. If underground storage is proposed a special supplemental form will be supplied by the State Water Rights Board upon request.
- The use to which the water is to be applied is Domestic, Irrigation and Stockwatering
Domestic, irrigation, power, municipal, mining, industrial, recreational _____
_____ purposes.
- The point of diversion is to be located 1030 feet west and 80 feet north of NW corner of
State bearing and distance or coordinate distances from section or quarter section corner
Section 26,
being within the SE 1/4 of SW 1/4
State 40-acre subdivision of public land survey or projection thereof
of Section 23, T. 32N, R. 6W, M. D. B. & M., in the County of Shasta.
- The main conduit terminates in NW 1/4 of NW 1/4 of Sec. 26, T. 32N, R. 6W, M. D. B. & M.
State 40-acre subdivision of U. S. Government survey or projection thereof

Description of Diversion Works

NOTE.—An application cannot be approved for an amount grossly in excess of the estimated capacity of the diversion works.

- Intake or Headworks (fill only those blanks which apply)
(a) Diversion will be made by pumping from Well
Sump, offset well, unobstructed channel, etc.
(b) Diversion will be by gravity, the diverting dam being _____ feet in height (stream bed to level of overflow); _____ feet long on top; and constructed of _____
Concrete, earth, brush, etc.
(c) The storage dam will be _____ feet in height (stream bed to spillway level); _____ feet long on top; have a freeboard of _____ feet, and be constructed of _____
Concrete, earth, etc.
- Storage Reservoir _____
Name
The storage reservoir will flood lands in _____
Indicate section or sections, also 40-acre subdivisions unless shown upon map
It will have a surface area of _____ acres, and a capacity of _____ acre-feet.
In case of insufficient space for answers in form, attach extra sheets at top of page 3 and cross reference.

8. Conduit System (describe main conduits only)

(a) Canal, ditch, flume: Width on top (at water line) _____ feet; width at bottom _____ feet; depth of water _____ feet; length _____ feet; grade _____ feet per 1,000 feet; materials of construction _____
Cross out two not used
 Earth, rock, timber, etc.

(b) Pipe line: Diameter $1\frac{1}{2}$ inches; length 100 feet; grade 150 feet per 1,000 feet; total fall from intake to outlet 15 feet; kind Galvanized Steel
Riveted steel, concrete, wood-stave, etc.

NOTE.—If a combination of different sizes or kinds of conduit is to be used, attach extra sheets with complete description, also show location of each clearly on map.

9. The estimated capacity of the diversion conduit or pumping plant proposed is 100 gallons per hour
State cubic feet per second or gallons per minute

The estimated cost of the diversion works proposed is \$200.00
Give only cost of intake, or headworks, pumps, storage reservoirs and main conduits described herein

Completion Schedule

10. Construction work will begin on or before May 15, 1961

Construction work will be completed on or before December 31, 1961

The water will be completely applied to the proposed use on or before September 31, 1962

Description of Proposed Use

11. Place of Use. N $\frac{1}{2}$ of NW $\frac{1}{4}$ of Section 26, T32N, R6W, MDE&M. 2 $\frac{1}{2}$ acres located near the NW corner of the above.
State 40-acre subdivisions of the public land survey. If area is unurveyed indicate the location as if lines of the public land survey were projected. In the case of irrigation use state the number of acres to be irrigated in each 40-acre tract, if space permits. If space does not permit listing of all 40-acre tracts, describe area in a general way and show detail upon map.

Do(es) applicant(s) own the land whereon use of water will be made? yes Jointly? no
Yes or No Yes or No

All joint owners should include their names as applicants and sign application at bottom of third page.

If applicant does not own land whereon use of water will be made, give name and address of owner and state what arrangements have been made with him.

12. Other Rights. Describe all rights except those on file with the State Water Rights Board under which water is served to the above named lands.

Nature of Right (riparian, appropriative, purchased water, etc.)	Year of First Use	Use made in recent years including amount if known	Season of Use	Source of Other Supply
1.				
2.				
3.				
4.				

Attach supplement at top of page 3 if necessary.

13. Irrigation Use. The area to be irrigated is 2 $\frac{1}{2}$ acres.
State net acreage to be irrigated

The segregation of acreage as to crops is as follows: Rice _____ acres; alfalfa _____ acres;

orchard _____ acres; general crops 2 $\frac{1}{2}$ acres; pasture _____ acres.

NOTE.—Care should be taken that the various statements as to acreage are consistent with each other, with the statement in Paragraph 11, and with the map.

The irrigation season will begin about May 15 and end about November 1
Beginning date Closing date

14. Power Use. The total fall to be utilized is _____ feet.
Difference between nozzle or draft tube water level and first free water surface above

The maximum amount of water to be used through the penstock is _____ cubic feet per second.

The maximum theoretical horsepower capable of being generated by the works is _____ horsepower.
Second feet $\times$ fall $\div$ 5.5

The use to which the power is to be applied is _____
For distribution and sale or private use, etc.

The nature of the works by means of which power is to be developed is _____
Turbine, Pelton wheel, etc.

The size of the nozzle to be used is _____ inches.

The water will be returned to _____ in _____ of
Name stream State 40-acre subdivision

Sec. _____, T. _____, R. _____, B. & M.

DO NOT WRITE IN THIS SPACE
ATTACH EXTRA SHEETS HERE

15. Municipal Use. This application is made for the purpose of serving _____
Name city or cities, town or towns. Urban areas only
_____ having a present population of _____

The estimated average daily consumption during the month of maximum use at the end of each five-year period until the full amount applied for is put to beneficial use is as follows:

16. Mining Use. The name of the mining property to be served is _____
Name of claim
_____ and the nature of the mines is _____
Gold placer, quartz, etc.

The method of utilizing the water is _____

It is estimated that the ultimate water requirement for this project will be _____
Cubic feet per second, gallons per minute. State basis of estimate

The water ^{will} ~~will not~~ be polluted by chemicals or otherwise _____
Explain nature of pollution, if any

and it ^{will} ~~will not~~ be returned to _____ in _____ of _____
Name stream State 40-acre subdivision

Sec. _____, T. _____, R. _____, B. & M.

17. Other Uses. The nature of the use proposed is Domestic and Stockwatering
Industrial, recreational, domestic, stockwatering, fish culture, etc.

State basis of determination of amount needed. Expects to have another family of approximately
Number of persons, residences, area of domestic lawns and gardens, number and kind of stock, type

~~5 people more on to land to aid in development.~~

~~6 people at 50 gpd = 300 gpd~~

~~200 goats at 2.5 gpd = 500 gpd~~

~~2 houses at 15 gpd = 30 gpd~~

Domestic & Stockwatering Total ----- 830 gallons per day

Note: Remaining 1570 gpd for irrigation purposes

Total ----- 2400 gallons per day

General

18. Are the maps as required by the Rules and Regulations filed with Application? yes If not, _____
Yes or No
state specifically the time required for filing same _____

19. Does the applicant own the land at the proposed point of diversion? no If not, give name and _____
Yes or No
address of owner and state what steps have been taken to secure right of access thereto U. S. Bureau of Land

Management will apply for the right to the U.S.B. of L. M.

20. What is the name of the post office most used by those living near the proposed point of diversion?
Shasta, California

21. What are the names and addresses of claimants of water from the source of supply below the proposed point of diversion? Possibly Mabel Thompson, 1322 Butte Street, Redding, California.

[SIGNATURE OF APPLICANT] /s/ John E. Porter, Jr.

FORM 61-A

APPLICANT MUST NOT FILL IN BLANKS BELOW

PERMIT No. 13375

This is to certify that the application of which the foregoing is a true and correct copy has been considered and approved by the State Water Rights Board SUBJECT TO VESTED RIGHTS and the following limitations and conditions:

1. The amount of water appropriated shall be limited to the amount which can be beneficially used, and shall not exceed **2400 gallons per day to be diverted from January 1 to December 31 of each year.**

2. The maximum amount herein stated may be reduced in the license if investigation so warrants.

3. Actual construction work shall begin on or before **September 1, 1962,** and shall thereafter be prosecuted with reasonable diligence, and if not so commenced and prosecuted this permit may be revoked.

4. Said construction work shall be completed on or before **December 1, 1964.**

5. Complete application of the water to the proposed use shall be made on or before **December 1, 1965.**

6. Progress reports shall be filed promptly by permittee on forms which will be provided annually by the State Water Rights Board until license is issued.

7. All rights and privileges under this permit including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the State Water Rights Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.

8. Permittee shall allow representatives of the State Water Rights Board and other parties, as may be authorized from time to time by said Board, reasonable access to project works to determine compliance with the terms of this permit.

This permit is issued and permittee takes it subject to the following provisions of the Water Code:

Section 1390. A permit shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code), but no longer.

Section 1391. Every permit shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a permit is issued takes it subject to the conditions therein expressed.

Section 1392. Every permittee, if he accepts a permit, does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any permit granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any permittee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any permittee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Dated: **FEB 26 1962**



STATE WATER RIGHTS BOARD

L. K. Hill

L. K. Hill
Executive Officer

49069 9-61 2M © SPC

IMPORTANT
[Please Read Carefully]

1. Note the terms and conditions of this permit. Construction work must be prosecuted, and the water applied to the beneficial uses intended with due diligence. Annual reports of progress will be expected from you upon forms which will be furnished for the purpose. When the water has been fully applied to the beneficial uses intended the Water Code requires that you notify the State Water Rights Board thereof.
2. Neither this application nor the permit is a water right, but if the terms and conditions of the permit are observed a water right can be obtained through beneficial use of the water—the extent of the right to be determined by a field inspection which will be made by a representative of the State Water Rights Board.
3. No change in point of diversion, or place of use or character of use, can be made under this application and permit without the approval of the State Water Rights Board.
4. If the rights under this permit are assigned immediate notice to that effect with the name and address of the new owner should be forwarded to the State Water Rights Board, Sacramento, California.
5. Please advise immediately of any change of address. Until otherwise advised communications will be sent to the address used in the letter transmitting this permit.

51375 10-61 2M SPO

FILE IN DUPLICATE

[For full information concerning the filling out of this form refer to
Article 4 of Rules and Regulations Pertaining to Appropriation of Water]

STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD JUN 13 3 46 PM '61

STATE WATER RIGHTS BOARD
SACRAMENTOApplication No. **20262** Filed June 13, 1961 at 3:46 P.-M.
(Applicant must not fill in the above blanks)

APPLICATION TO APPROPRIATE UNAPPROPRIATED WATER

I, **John E. Porter Jr.**
 of **P. O. Box 1106, Shasta** County of **Shasta**
 Address **California**
 State of **California**, do hereby make application for a permit to appropriate the
 following described unappropriated waters of the State of California, **SUBJECT TO VESTED RIGHTS**:

Source, Amount, Use and Location of Diversion Works

1. The source of the proposed appropriation is **A well**
 located in **Shasta** County, tributary to **Unnamed spring thence unnamed stream**
~~thence Rock Creek thence Sacramento River~~

2. The amount of water which applicant desires to appropriate under this application is as follows:
 (a) For diversion to be directly applied to beneficial use **24.00 gallon/day** cubic feet per
 second, to be diverted from **January 1** to **December 31** of each year.
 Beginning date Closing date

(b) For diversion to be stored and later applied to beneficial use _____ acre-feet
 per annum, to be collected between _____ and _____ of each season.
 Beginning date Closing date

NOTE.—Answer (a) or (b) or both (a) and (b) as may be necessary. If amount under (a) is less than .025 cubic foot per second, state in gallons per day. Neither the amount nor the season may be increased after application is filed. If underground storage is proposed a special supplemental form will be supplied by the State Water Rights Board upon request.

3. The use to which the water is to be applied is **Domestic, Irrigation, Stockwatering**
 Domestic, irrigation, power, municipal, mining, industrial, recreational
 purposes.

4. The point of diversion is to be located **1070' West and 80' North of North $\frac{1}{4}$ Corner**
 of Section 26
 State bearing and distance or coordinate distances from section or quarter section corner

being within the **SE $\frac{1}{4}$ of SW $\frac{1}{4}$**
 State 40-acre subdivision of public land survey or projection thereof
 of Section **23**, T. **32N**, R. **6W**, **M.D.** B. & M., in the County of **Shasta**

5. The main conduit terminates in **NE $\frac{1}{4}$ of NW $\frac{1}{4}$** of Sec. **26**, T. **32N**, R. **6W**, **M.D.** B. & M.
 State 40-acre subdivision of U. S. Government survey or projection thereof

Description of Diversion Works

NOTE.—An application cannot be approved for an amount grossly in excess of the estimated capacity of the diversion works.

6. Intake or Headworks (fill only those blanks which apply).

(a) Diversion will be made by pumping from **Well**
 Sump, other well, unobstructed channel, etc.

(b) Diversion will be by gravity, the diverting dam being _____ feet in height (stream bed to
 level of overflow); _____ feet long on top; and constructed of _____
 Concrete, earth, brush, etc.

(c) The storage dam will be _____ feet in height (stream bed to overflow level); _____ feet
 long on top; have a freeboard of _____ feet, and be constructed of _____
 Concrete, earth, etc.

7. Storage Reservoir

Name _____
 The storage reservoir will flood lands in _____
 Indicate section or sections, also 40-acre subdivisions unless shown upon map

It will have a surface area of _____ acres, and a capacity of _____ acre-feet.

In case of insufficient space for answers in form, attach extra sheets at top of page 3 and cross reference.

8. Conduit System (describe main conduits only)

(a) Canal, ditch, flume: Width on top (at water line) _____ feet; width at bottom _____

feet; depth of water _____ feet; length _____ feet; grade _____ feet per 1,000 feet; materials

of construction _____

Earth, rock, timber, etc.

(b) Pipe line: Diameter 1 1/2 inches; length 100 feet; grade 150 feet per 1,000 feet; total ~~11 ft 6 in~~ from intake to outlet 15 feet; kind Galvanized steel

Riveted steel, concrete, wood-stave, etc.

NOTE.—If a combination of different sizes or kinds of conduit is to be used, attach extra sheets with complete description, also show location of each clearly on map.

9. The estimated capacity of the diversion conduit or pumping plant proposed is 100 gallons/hr

State cubic feet per second or gallons per minute

The estimated cost of the diversion works proposed is \$200

Give only cost of intake, or headworks, pumps, storage reservoirs and main conduits described herein

Completion Schedule10. Construction work will begin on or before May 15, 1961Construction work will be completed on or before December 31, 1961The water will be completely applied to the proposed use on or before September 31, 1962**Description of Proposed Use**11. Place of Use. NE 1/4 of NW 1/4 Sec. 26, T32N, R6W, M.D.B.&M.

State 40-acre subdivisions of the public land survey. If area is unurveyed indicate the location as if lines of the public land

1/4 acre located near the NW corner of the above)

survey were projected. In the case of irrigation use state the number of acres to be irrigated in each 40-acre tract, if space permits. If space does not permit listing of all

40-acre tracts, describe area in a general way and show detail upon map.

Do(es) applicant(s) own the land whereon use of water will be made? Yes Jointly? No

Yes or No

Yes or No

If applicant does not own land whereon use of water will be made, give name and address of owner and state what arrangements have been made with him.

12. Other Rights. Describe all rights except those on file with the State Water Rights Board under which water is served to the above named lands. None

Nature of Right (riparian, appropriative, purchased water, etc.)	Year of First Use	Use made in recent years including amount if known	Season of Use	Source of Other Supply
1.				
2.				
3.				
4.				

Attach supplement at top of page 3 if necessary.

13. Irrigation Use. The area to be irrigated is 1 acres.

State net acreage to be irrigated

The segregation of acreage as to crops is as follows: Rice _____ acres; alfalfa _____ acres;

orchard _____ acres; general crops 1 acres; pasture _____ acres.

NOTE.—Care should be taken that the various statements as to acreage are consistent with each other, with the statement in Paragraph 11, and with the map.

The irrigation season will begin about May 15th and end about November 1

Beginning date

Closing date

14. Power Use. The total fall to be utilized is _____ feet.

Difference between nozzle or draft tube water level and first free water surface above

The maximum amount of water to be used through the penstock is _____ cubic feet per second.

The maximum theoretical horsepower capable of being generated by the works is _____ horsepower.

Second feet $\times$ fall $\div$ 8.8

The use to which the power is to be applied is _____

For distribution and sale or private use, etc.

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

Turbine, Pelton wheel, etc.

The size of the nozzle to be used is _____ inches.

The water will be returned to _____ in _____ of

will not

Name stream

State 40-acre subdivision

Sec. _____, T. _____, R. _____, B. & M.

DO NOT WRITE IN THIS SPACE
ATTACH EXTRA SHEETS HERE

15. **Municipal Use.** This application is made for the purpose of serving _____
Name city or cities, town or towns. Urban areas only
 having a present population of _____

The estimated average daily consumption during the month of maximum use at the end of each five-year period until the full amount applied for is put to beneficial use is as follows:

16. **Mining Use.** The name of the mining property to be served is _____
Name of claim
 and the nature of the mines is _____
Gold placer, quartz, etc.

The method of utilizing the water is _____

It is estimated that the ultimate water requirement for this project will be _____
Cubic feet per second, gallons per minute. State basis of estimate

The water will be polluted by chemicals or otherwise _____
Explain nature of pollution, if any

and it will be returned to _____ in _____ of _____
Name stream State 40-acre subdivision
 Sec. _____, T. _____, R. _____, B. & M. _____

17. **Other Uses.** The nature of the use proposed is **Domestic and Stockwatering**
Industrial, recreational, domestic, stockwatering, fish culture, etc.

State basis of determination of amount needed. **Expects to have another family of**
Number of persons, residences, area of domestic lawns and gardens, number and kind of stock, type
approximately 5 people move onto the land to aid in development.

Industrial use, and unit requirements
6 people @ 50 gpd= 300 gpd
200 goats @ 2.5 gpd=500 gpd
2 horses @ 15 gpd= 30 gpd
Domestic and stockwatering =830 gpd
(Note: Remaining 1570 gpd for irrigation purposes)
Total=2400 gpd

General

18. Are the maps as required by the Rules and Regulations filed with Application? **Yes** If not, _____
Yes or No
 state specifically the time required for filing same _____

19. Does the applicant own the land at the proposed point of diversion? **No** If not, give name and _____
Yes or No
 address of owner and state what steps have been taken to secure right of access thereto **U.S. Bureau of Land Management**
Will apply for the right to the U.S.B. of L.M.

20. What is the name of the post office most used by those living near the proposed point of diversion?
Shasta, California

21. What are the names and addresses of claimants of water from the source of supply below the proposed point of diversion?
Possibly Mabel Thompson, 1322 Butte Street, Redding

[SIGNATURE OF APPLICANT]

John E. Porter, Jr.

APPLICANT MUST NOT FILL IN BLANKS BELOW

PERMIT No. _____

This is to certify that the application of which the foregoing is a true and correct copy has been considered and approved by the State Water Rights Board SUBJECT TO VESTED RIGHTS and the following limitations and conditions:

1. The amount of water appropriated shall be limited to the amount which can be beneficially used, and shall not exceed

2. The maximum amount herein stated may be reduced in the license if investigation so warrants.

3. Actual construction work shall begin on or before _____ and shall thereafter be prosecuted with reasonable diligence, and if not so commenced and prosecuted this permit may be revoked.

4. Said construction work shall be completed on or before _____

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

6. Progress reports shall be filed promptly by permittee on forms which will be provided annually by the State Water Rights Board until license is issued.

7. All rights and privileges under this permit including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the State Water Rights Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.

This permit is issued and permittee takes it subject to the following provisions of the Water Code:

Section 1390. A permit shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code), but no longer.

Section 1391. Every permit shall include the ~~establishment~~ ^{enunciation} of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a permit is issued takes it subject to the conditions therein expressed.

Section 1392. Every permittee, if he accepts a permit, does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any permit granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any permittee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any permittee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Dated: _____

STATE WATER RIGHTS BOARD

North Valley Title and Escrow Company

1600 WEST STREET
REDDING, CALIFORNIA

Title Insurance - Escrows

National Park Service
U.S. Department of Interior
P.O. Box 188
Whiskeytown, California

July 17, 1967

Our Order No. 18630
Parcels Nos.
Your No. 114 and 118

The above numbered escrow has been closed in accordance with instruction and we enclose herewith the following:

☒ Title Insurance Policy No. Indorsement No. 18630

☐ Escrow Statement

☒ Statement of Charges

☐ Check No. for \$

☐ Deed

☐ Deed of Trust

☐ Promissory Note

☐ Fire Insurance Policy

☐

☐

Any other documents to which you are entitled, not enclosed herewith, will be forwarded to you later from us or the County Recorder.

We wish to thank you for the opportunity of serving you and should you have any questions please do not hesitate to call on us.

Sincerely yours,

NORTH VALLEY TITLE & ESCROW CO.

By: James M. Crow

NO. 18630		INVOICE		
DATE: July 17, 1967		North Valley Title & Escrow Company "Most people like NORTH VALLEY" P. O. Box 551 2067 CH 3-4525 REDDING, CALIFORNIA		
To: National Park Service U.S. Department of Interior Post Office Box 188 Whiskeytown, California 96095				
DATE	REAL ESTATE	RECORDING FEES	TITLE INSURANCE	ABSTRACTING
7-17-67	Final Indorsement \$21.00 less \$40.00 previously paid Recording Deed <i>EF. ALL Recd 7/18/67</i> <i>Ed. Lander</i>	\$181.00 2.80		
OWNER Westlake, Lewis J. and Mary A.				
☐ TITLE INSURANCE BINDER ☐ ABSTRACT DELIVERED TO:				
REMARKS:		TOTAL		\$183.80

OHIO ENV. CO. - CIN 18, O. - PTD. IN U.S.A. - FORM AS 2000

Administrative Agreements

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
LAND OFFICE
4201 U. S. Courthouse and Federal Building
650 Capitol Mall
Sacramento, California
95814

Sacramento 079124
L:GAC

DECISION

January 20, 1965

RIGHT-OF-WAY GRANTED

Details of Grant

Serial number of grant	Sacramento 079124
Name of grantee	John E. Porter, Jr. P. O. Box 547 Shasta, California
Map showing the location and dimensions of grant:	
Map designations	In S½SW¼ sec. 23, T. 32 N., R. 6 W., M.D.M., Redding - R.C.E. 5438 - California
Date filed	November 6, 1964
Permitted use of grantee	Well and water pipeline (20-foot width)
Authority for grant	Act of February 15, 1901 (31 Stat. 790)
Regulations applicable to grant:	
Code reference	Secs. 2234.1 through 2234.1-6 and 2234.4-1, Title 43, Code of Federal Regulations
Circular numbers	2161
Date of grant	January 20, 1965
Expiration date of grant	None
Rental	\$25 for a 5-year period

Terms and Conditions of Grant

Pursuant to the authority vested in the undersigned by Order No. 701 of the Director, Bureau of Land Management, dated July 23, 1964 (F.R. Doc. 64-7492), a right-of-way, the details of which are shown above, is hereby granted, subject to the following terms and conditions:

1. All valid rights existing on the date of the grant.
2. All regulations in the circulars specified above.
3. Filing of proof of construction within 5 years of the date of the grant.
4. Further terms and conditions as follows:
 - a. No cutting of commercial timber will be authorized.
 - b. Upon completion of use of the well, it will be filled with earth and rocks.
 - c. All of the area in the right-of-way will be kept clean of all debris.
 - d. The well will have a fastened cover to protect the water from contamination and injury to animals and persons.

Jesse H. Johnson
Jesse H. Johnson
Assistant Manager
Adjudication Branch

FORM P-202 REV.

STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS

No. 260-E-127

DIVISION OF HIGHWAYS

ENCROACHMENT PERMIT

II-Sha-20-B
173+35

To

John E. Porter, Jr.
Box 1106
Shasta, California

Redding, California

August 3 19 60

In compliance with your request of July 15 19 60 and
subject to all the terms, conditions and restrictions written below or printed as general or
special provisions on any part of this form

PERMISSION IS HEREBY GRANTED TO construct a standard road approach 1
20 feet wide.

- (2) Install a 12"x20' pipe culvert.
- (3) The work shall be adequately signed, lighted and barricaded to protect traffic.
- (4) All work shall conform to the current standard specifications of the Division of Highways.
- (5) Work is located between Engineer's Stations 173+25 and 173+45 on the right side of State Highway II, Sha, 20, B, US299.
- (6) The approach shall be covered with gravel 4 inches in depth compacted from the right of way line to the shoulder of the existing highway, gravel not to exceed 3/4 inches in diameter and shall be so compacted and maintained that passing traffic will not throw rock onto the traveled way and shall slope downward at the rate of 1/2 inch per foot towards the right of way line for a distance of 5 feet.
- (7) The grade of the completed approach shall be approved by Maintenance Superintendent H. H. Littleton, Redding, and the completed work shall be satisfactory to him.
- (8) Upon completion of the authorized work, the permittee shall complete the attached postal card and mail at once.

This permit is to be strictly construed and no work other than that specifically mentioned above is authorized hereby.

This permit shall be void unless the work herein contemplated shall have been completed before October 31 19 60

DEPARTMENT OF PUBLIC WORKS
DIVISION OF HIGHWAYS

G. F. MCCOY

J. C. WOMACK State Highway Engineer

By H. S. MILES

M. E. Beatty District Engineer

Asst. Dist. Maint. Engr.

GENERAL PROVISIONS

1. *Definition.* This permit is issued under Chapter 3 of Division I of the Streets and Highways Code. The term encroachment is used in this permit as defined in the said Chapter 3 of said code.
2. *Acceptance of Provisions.* It is understood and agreed by the Permittee that the doing of any work under this permit shall constitute an acceptance of the provisions.
3. *No Precedent Established.* This permit is granted with the understanding that this action is not to be considered as establishing any precedent on the question of the expediency of permitting any certain kind of encroachment to be erected within right of way of State highways.
4. *Notice Prior to Starting Work.* Before starting work on which an inspector is required, or whenever stated on the face of this permit, the Permittee shall notify the District Engineer or other designated employee of the district in which the work is to be done. Such notice shall be given at least three days in advance of the date work is to begin.
5. *Keep Permit on the Work.* This permit shall be kept at the site of the work and must be shown to any representative of the Division of Highways or any law enforcement officer on demand.
6. *Permits from Other Agencies.* The party or parties to whom this permit is issued shall, whenever the same is required by law, secure the written order or consent to any work hereunder from the Railroad Commission of the State of California, or any other public board having jurisdiction, and this permit shall be suspended in operation unless and until such order or consent is obtained.
7. *Protection of Traffic.* Adequate provision shall be made for the protection of the traveling public. Barricades shall be placed with red lights at night, also flagmen employed, all as may be required by the particular work in progress.
8. *Minimum Interference With Traffic.* All work shall be planned and carried out so that there will be the least possible inconvenience to the traveling public except for the specific work permitted.
9. *Storage of Material.* No material shall be stored within eight (8) feet from the edge of pavement or traveled way or within the shoulder line where the shoulders are wider than eight feet.
10. *Clean Up Right of Way.* Upon completion of the work, all brush, timber, scraps and material shall be entirely removed and the right of way left in as presentable condition as before work started.
11. *Standards of Construction.* All work shall conform to recognized standards of construction.
12. *Supervision of Grantor.* All the work shall be done subject to the supervision of, and to the satisfaction of, the grantor.
13. *Future Moving of Installation.* It is understood by the Permittee that whenever construction, reconstruction or maintenance work on the highway may require, the installation provided for herein shall, upon request of the Department of Public Works, Division of Highways, be immediately moved by, and at the sole expense of, the Permittee.
14. *Expense of Inspection.* On work which requires the presence of an employee of the Division of Highways as inspector, the salary, traveling expense and other incidental expense of such inspection during the work shall be paid by the Permittee upon presentation of a bill therefor.
15. *Liability for Damages.* The Permittee is responsible for all liability for personal injury or property damage which may arise out of work herein permitted, or which may arise out of failure on the Permittee's part to perform his obligations under this permit in respect to maintenance. In the event any claim of such liability is made against the State of California, or any department, officer, or employee thereof, permittee shall defend, indemnify and hold them and each of them harmless from such claim. This permit shall not be effective for any purpose unless and until the above named Permittee files with the Department of Public Works, Division of Highways, a surety bond in the form and amount required by said department, unless specifically exempted on the face hereof. The requirement that a bond be filed does not apply in the event the Permittee is a governmental board which derives its revenue by taxation.
16. *Making Repairs.* If the grantor shall so elect, repairs to paving which has been disturbed shall be made by employees of the grantor and the expenses thereof shall be borne by the Permittee, who shall purchase and deliver on the road the materials necessary for said work as directed by the State Highway Engineer. All payments to laborers, inspectors, etc., employed by said grantor for or on account of the work herein contemplated, shall be made by said Permittee forthwith on receipt of written orders, pay rolls or vouchers approved by grantor. Or the grantor may elect to require a deposit before starting repairs, in an amount sufficient to cover the estimated cost thereof.
The grantor will give reasonable notice of its election to make such repairs. If the grantor does not so elect, the grantee shall make such repairs promptly. In every case the grantee shall be responsible for restoring any portion of the highway which has been excavated or otherwise disturbed to its former condition as nearly as may be possible except where the grantor elects to make repairs to paving as above provided in this paragraph and except where provision to the contrary is made in the typewritten portion of the permit.
17. *Care of Drainage.* If the work herein contemplated shall interfere with the established drainage, ample provision shall be made by the Permittee to provide for it as may be directed by the grantor.
18. *Submit Location Plan.* Upon completion of underground or surface work of consequence, the Permittee shall furnish plan to the District Office showing location and details.
19. *Maintenance.* The grantee agrees by the acceptance of this permit to exercise reasonable care to maintain properly any encroachment placed by it in the highway and to exercise reasonable care in inspecting for and immediately repairing and making good any injury to any portion of the highway which occurs as a result of the maintenance of the encroachment in the highway or as a result of the work done under this permit, including any and all injury to the highway which would not have occurred had such work not been done or such encroachment not placed therein.

PIPES, CONDUITS, GAS PUMPS, ETC.

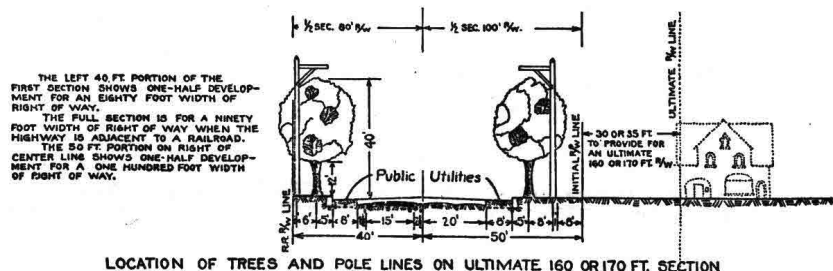
20. *Crossing Roadway.* Service and other small diameter pipes shall be jacked or otherwise forced underneath pavement without disturbing same. Pavement or roadway shall not be cut unless specifically permitted on the face hereof. Service pipes will not be permitted inside of metal culvert pipes used as drainage structures.
21. *Limit Excavation.* No excavation is to be made closer than eight (8) feet from the edge of the pavement except as may be specified.
22. *Tunneling.* No tunneling will be permitted except on major work as may be specifically set forth on the face hereof.
23. *Depth of Pipes.* There shall be a minimum of two (2) feet of cover over all pipes or conduits.
24. *Backfilling.* All backfilling is to be moistened as necessary and thoroughly hand tamped, there being not less than one tamping to each shoveler. Whenever required by the grantor, a trench crossing the roadway shall be backfilled with gravel or crushed rock.
25. *Preserve Surfacing Material.* Whenever a gravel or crushed rock surface is trenched, such material shall be placed at one side and when backfilling is started the rock material shall be replaced to its original position.
26. *Maintain Surface.* The Permittee shall maintain the surface over structures placed hereunder as long as necessary.
27. *Pipes Along Roadway.* Pipes and utilities paralleling the pavement shall be located at the distance from traveled way and at such depth as specifically directed on the face hereof. Cutting of tree roots will not be permitted.

POLES, WIRES, CABLES AND OVERHEAD STRUCTURES

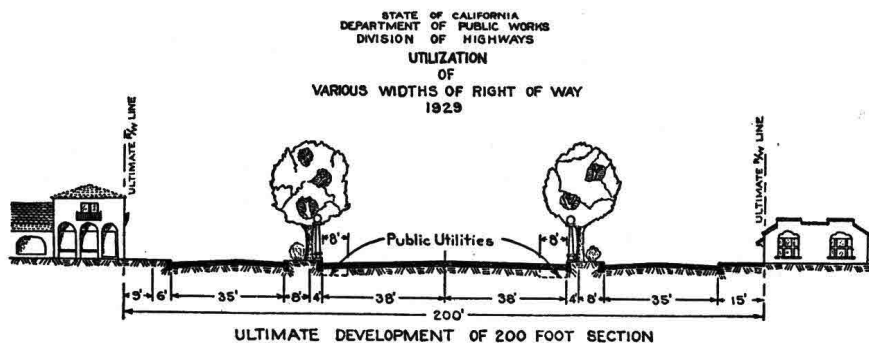
28. *Location Pole Lines, etc.* Pole lines shall be located as specifically directed on the face hereof.
29. *Railroad Commission Orders.* All clearances and type of construction shall be in accordance with the applicable orders of the State Railroad Commission.
30. *Permission from Property Owners.* Whenever necessary to secure permission from abutting property owners, such authority must be secured by the Permittee prior to starting work.
31. *Clearance of Trees.* Poles must be of such height as to permit clearance over a tree 40 feet in height, where quick growing trees are in place. At locations where slow growing trees are in place, normal construction standard may be followed at the option of the pole line company, with provision to ultimately clear a 40-foot tree.
32. *Guy Wires.* No guy wires are to be attached to trees except on specific authority and in no event shall they be so attached as to girdle the tree or interfere with its growth. Guy wires shall be kept at a minimum elevation of six feet above the ground whenever so directed.
33. *Clearing Around Poles.* The Permittee shall remove and keep clear all vegetation from within a radius of at least five feet of the poles.
34. *Painting or Visibility Strips.* All poles are to be painted for a distance of six feet above the ground using white lead and oil or aluminum paint or in lieu thereof, when poles have creosoted butts, wood or metal visibility strips may be placed. Wood strips are to be Douglas fir 1" x 3" x 5' long placed on 6" centers about the base of pole and painted with white lead and oil or aluminum paint. If metal strips are used such strips may be placed either vertically or horizontally. Paint is to be renewed as often as may be required to maintain a satisfactory covering. If not painted when installed or renewed as the grantor may consider necessary, the right is reserved to have this painting done and the Permittee hereby agrees to bear the cost thereof under the terms of this permit.
- Poles that do not present a possible traffic hazard will be given consideration for exemption from those provisions upon written request of permittee accompanied by pertinent data as to pole location, difference in elevation, etc. The grantor's decision will be final in this regard.
35. *Remove Old Poles, Guys and Stubs.* The entire length of such timbers shall be removed from the ground and the holes backfilled and thoroughly tamped.

PLANTING TREES

36. *Location and Species.* The location and kind of trees to be planted shall be specified on the face of this permit.
37. *Planting and Maintenance Cost.* The Permittee must bear the cost of planting the trees. The arrangement as to maintenance of the trees shall be specifically set forth on the face of the permit. In particular cases arrangements may be made for the Division of Highways to do this work upon deposit of a certain sum for each tree which is to be planted. The Division of Highways reserves the right to assume the maintenance or to decline to do so as conditions justify.
38. *Group Planting.* The cost of group plantings and similar special work which may be agreed upon with the Division of Highways shall be borne by the Permittee. Land for such plantings shall be secured in fee by the Permittee and turned over to the State. Plantings for parking and picnic grounds will not be considered in this connection.



LOCATION OF TREES AND POLE LINES ON ULTIMATE 160 OR 170 FT. SECTION



ULTIMATE DEVELOPMENT OF 200 FOOT SECTION

REMOVAL OR TRIMMING OF ROADSIDE TREES

39. *Removal of Trees.* When permit is granted for removal of a tree as an independent operation or as a part of other work, the entire stump shall be taken out for a depth of at least two feet below the ground surface.

40. *Clearing the Site.* All timber and debris shall be removed from the right of way. The hole left by the stump shall be backfilled and thoroughly tamped and the site left in a presentable condition.

41. *Trimming of Trees.* In general, only light trimming of branches two inches or less in diameter will be permitted and only when specifically so stated on the face hereof. The shapeliness of the tree must be preserved.

42. *Inspection.* If the permit requires inspection by the State during progress of the work the cost of inspection shall be borne by the Permittee. No charge will be made for occasional routine inspection.

Road Approaches, Connecting Pavements and Minor Work

43. *Grades and Specifications.* Grades and types of construction shall be as detailed by plans or stated on the face of this permit.

44. *Borrow and Waste.* Only such borrow and waste will be permitted and within the limits as set forth on the face of this permit.

45. *Minor Work.* Grading down of small banks, small ditches, placing of awnings, and other similar minor work shall be governed by the general provisions and as detailed on the face hereof.

Signs

46. *Clearance of Signs.* The minimum clearance from the sidewalk shall be twelve feet.

Railroad Crossings

47. *Safety and Convenience.* The future safety and convenience of the traveling public shall be given every consideration in the location and type of construction.

48. *Meet Highway Grade.* The grade and super-elevation of the track must conform to the grade of the highway at point of crossing.

49. *Width of Paving.* The crossing shall be planked or paved as may be specified on the face of this permit for the full roadway and shoulder width.

FORM P-2



STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF HIGHWAYS

RIDER

To be attached to and made a part of
~~Transportation~~ Encroachment Permit No. 260-E-127

To

John E. Porter, Jr.
Box 1106
Shasta, California

Complying with your request of December 19, 1960
we are hereby amending above numbered permit as follows:

Date of completion extended to June 30, 1961.

Except as amended, all other terms and provisions of the original permit shall remain in effect.

This rider must be attached to the original permit.

Dated at Redding, Calif., December 19, 1960.

~~G. F. McCoy~~ - J. C. WOMACK
State Highway Engineer

H. S. MILES
DISTRICT ENGINEER

By M. E. Gentry
Permit Engineer

Other Supporting Information

Subject: State Action on
Permits.
WR#-10, Permit #13375
WR#-11, Permit #12379

NATIONAL PARK SERVICE
Western Regional Office

Routed for: ☒ Information

☐ Action

☐ Incoming Call

MESSAGE RECORD

To: Gerard S. Witucki

☒ Outgoing Call

Date October 2, 1972

Chief, Division of
Water Resources (ASW)

Name and Title Mrs. Green

Representing Whiskeytown-Shasta-Trinity Nat'l Rec. Area Telephone No. 8-916-241-6584

Address -----

NPS Personnel in on Call James M. Mize, Legal Assistant, Water Resources Division

Conversation: On September 27, Mr. Mize left a message for Superintendent Mitchell re: NPS response to the State's "Notice of Proposed Revocation" of the above permits. On October 2, Mrs. Green from the Superintendent's office said that the Superintendent referred to Permit #13375 (as well as Permit #12379 which we had previously discussed) and felt that the availability of the water from this source would not be influenced by State action. Both permits are springs arising and terminating wholly within Park boundaries.

James M. Mize
James M. Mize

Follow-up Action to be Taken: NONE

Follow-up Action Taken:



UNITED STATES
DEPARTMENT OF THE INTERIOR

NATIONAL PARK SERVICE

WESTERN REGION

450 GOLDEN GATE AVENUE, BOX 36063
SAN FRANCISCO, CALIFORNIA 94102

IN REPLY REFER TO:

L54
(WR) PC

August 27, 1969

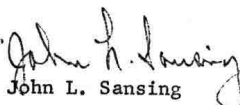
Memorandum

To: Chief, Office of Land and Water Rights, SSC

From: Assistant to the Regional Director, Program Coordination,
Western Region

Subject: Water Rights Permits, Whiskeytown

Enclosed is a copy of Superintendent Mitchell's July 3 memorandum
and the original attachments as discussed with Mr. Roberts.


John L. Sansing

Enclosure

cc:
Supt., Whiskeytown

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27

5010-108

UNITED STATES GOVERNMENT

Memorandum

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

TO : Chief, Office of Land and Water Rights, SSC

DATE: MAY 22 1968

FROM : Land Acquisition Officer, Whiskeytown

SUBJECT: Transmittal of water rights documents, re: Parcel No. 107

Enclosed for your further action are the following listed documents regarding water rights and State Highway entry permits in and to that parcel of land deeded to the United States of America from J. E. Porter, Jr., by deed, dated April 16, 1968.

1. Letter to State Water Rights Board from subject landowner
2. Application and approved Application to Appropriate Unappropriated Water, dated June 13, 1961
3. Encroachment permit and map by California Division of Highways, dated July 15, 1960, and Rider, dated December 19, 1960
4. Receipt for water rights permit, dated March 5, 1962
5. Letter confirming issue of permit from State Water Rights Board, dated March 7, 1962
6. Grant of Right-of-way - B.L.M. to J. E. Porter, Jr., dated Janaury 20, 1965
7. Order approving a New Development Schedule - State Water Rights Board to J. E. Porter, Jr., dated December 30, 1966
9. Plat indicating location of road, spring and well.

Paul G. Graham
Paul G. Graham

Enclosures

RECEIVED	
San Francisco Planning and Service Center	
Office of Land and Water Rights	
NATIONAL PARK SERVICE	
MAY 22 1968	
<i>Paul G. Graham</i>	
<i>Leo S. Roberts</i>	
<i>Roberts</i>	
DOCKET	
FILE	

Docket Information

Number of Documents in Docket 54

Documents Dated from 8/3/1960 to 6/27/1975

Docket Compiled: 7/28/2011