WATER-RIGHT DOCKET

Whiskeytown National Recreation Area

Docket No: 12

BOULDER CREEK (INACTIVE)

Preliminary Docket Information

10-20-1973: water right/source docket information: application no. 21676, permit no. 14911

WATER RESOURCES/WATER RIGHTS DATE: October 10, 1973

WATER RIGHT/SOURCE DOCKET INFORMATION

REGION Western AREA Whiskeytown N.R.A.

SITE Boulder Creek

STATE California COUNTY Shasta DOCKET NO WR 12 AWR #6

LOCATION SE¼, SE¼, Sec. 12, T32N, R7W

REGIONAL BASIN LOCAL BASIN

ACQUIRED BY Condemnation

APPLICATION 21676 PERMIT 14911 CERTIFICATE

ACTION DUE PRIORITY ~~May 16, 1972~~ March 6, 1964 RESERVATION November 8, 1965

QUANTITY ~~.5 c.f.s.~~ ? 147.5 acre-feet/yr USE domestic and irrigation

STATUS SOURCE creek

REMARKS

NARRATIVE: On March 6, 1964, Lee and Jessie Funderburg filed application 21676 with the state of California. This application made request for a permit to appropriate .5 c.f.s. from Boulder Creek on land which was owned by the Funderburgs, and which they planned to subdivide for residential housing.

Both the National Park Service and the State Fish and Game Department protested this use of the water, as a threat to the fish which lived in the creek. Nevertheless, Permit 14911 was issued on October 28, 1965.

When the period allowed for completion of construction and application of water to beneficial use had expired, on December 1, 1968, the Funderburgs had not yet complied withthe requirements of the permit. Whiskeytown N.R.A. had been established on November 8, 1965, and the Funderburgs' property, which lay within the boundaries of the Park, was under condemnation by the government. The Superintendent of the Park expressed his intention to appear at the hearing to protest any extension of time or granting of a licence. But on the advice of the solicitor he did not make an appearance, for two reasons: 1) approtest would probably be unsuccessful; title was still in the Funderburgs, and they could argue that they had not been able to complete construction because of the condemnation proceeding against them; and 2) the Funderburgs could argue that the United States was merely seeking to reduce the price of the land by stripping them of their water right.

Two successive extensions of time have since been granted, with the last one giving the holder of the permit until December 1, 1973 to make full applicatiion of the water to beneficial use.

Title to the former Funderburg property was acquired by the United States on May 16, 1972. On April 11, 1973, the state Division of Water Resources notified us the change of title to the NPS, as far as their records are concerned.

In a telephone conversation on October 10, 1973, the Chief Ranger of Whiskeytown reported that no diversionary works had ever been erected on Boulder Creek by the Funderburgs. However, he stated that the Park itself was contemplating the eventual construction of a campsite in that area, and that water might someday be needed under this permit to supply the campers.

- -

By letter dated September 14, 1976, the California State Water Resources Control Board notified the Park Service that the Service's request for an extension of time to put water to beneficial use under Permit No. 14911 had been granted. However, the permit was amended in two respects: 1. The amount of water to be appropriated was limited to 147.5 acre-feet per year; 2. The time in which to complete construction and apply water to beneficial use was set at December 1, 1980. No construction has been initiated as of this date, September, 1976. R. Kidder

Compiled by Wm. N. Murray

Approved by W. Werrell Page 1 of

10-26-1979: water right/source docket information: application no. 21676, permit no. 14911

WATER RESOURCES/WATER RIGHT

DATE: October 26, 1979

WATER RIGHT/SOURCE DOCKET INFORMATION

REGION Western AREA Whiskeytown N.R.A.

SITE Boulder Creek

STATE California COUNTY Shasta DOCKET NO. AWR #6 (Closed)
WR #12

LOCATION SE¼, SE¼, Sec. 12, T32N, R7W

REGIONAL BASIN LOCAL BASIN

ACQUIRED BY Condemnation

APPLICATION 21676 PERMIT 14911 CERTIFICATE

ACTION DUE PRIORITY March 6, 1964 RESERVATION November 8, 1965

QUANTITY .5 c.f.s. USE Domestic and irrigation

STATUS SOURCE Creek

REMARKS

NARRATIVE: On October 26, 1979, Bill Werrell called Whiskeytown to check on any possible development of the Boulder Creek water source. To date there has been no construction of any diversionary works at the site; nor has there been any development of a campground near Boulder Creek. The over-all situation remains unchanged. (hershey)

The over-all situation remains unchanged - Nov. 4, 1981 (Werrell)

UPDATE: September 15, 1981 - State recommends revocation of the permit
November 12, 1981 - Division reply asks for extension of permit
December 15, 1981 - State undertakes action to unilaterally revoke the permit

Compiled by hershey

Approved by

WATER DOCKET INFORMATION

AREA WHISKEYTOWN NRA

DOCKET NO. AWR #6

APPLICATION NO. 21676

PERMIT NO.

CERTIFICATE NO.

TITLE OF DOCKET BOULDER CREEK

PRIORITY MARCH 6, 1964.

REMARKS: LEE AND JESSIE C. FUNDERBURG CLAIMANTS

(PEI 9.9)

STATE OF CALIFORNIA – RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
77 Cadillac Drive, Sacramento, CA 95825
(916) 920-6151

EDMUND G. BROWN JR., *Governor*

ORDER REVOKING PERMIT

PERMIT 14911 (APPLICATION 21676)

Permittee: WHISKEYTOWN NATIONAL RECREATION AREA

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 from, or on behalf of, permittee that the permit be revoked.

__X__ 2. The State Water Resources Control Board has found that permittee failed to commence, prosecute and complete the work as required by this permit. This revocation has been issued under the direction of the Board and in accordance with Section 1410, California Water Code.

___ 3. The State Water Resources Control Board has found that permittee failed to apply the water to beneficial use as required by the terms and conditions of this permit. This revocation has been issued under the direction of the Board and in accordance with Section 1410, California Water Code.

Raymond Walsh

Raymond Walsh, Chief
Division of Water Rights

Dated: MARCH 1 1982

CERTIFIED

SWRCB 26c (2/80)

STATE OF CALIFORNIA – RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
77 Cadillac Drive, Sacramento, CA 95825
(916)920-6151

EDMUND G. BROWN JR., *Governor*

In Reply Refer
To:342:CHD:21676

DEC 15 1981

U. S. National Park Service
Western Region
c/o Gerard S. Witucki, Chief
Division of Water Resources
450 Golden Gate Avenue, Box 36063
San Francisco, CA 94102

Permit 14911 (Application 21676)
Boulder Creek in Shasta County

Enclosed is a "Notice of Proposed Revocation" of this water right permit. 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 permit.

Jim Pankratz
Unit Chief
Extension, Change &
Compliance Unit

Enclosure

Certified

STATE OF CALIFORNIA – RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
77 Cadillac Drive, Sacramento, CA 95825
(916)920-6151

EDMUND G. BROWN JR., *Governor*

NOTICE OF PROPOSED REVOCATION

Permit 14911 (Application 21676)
Boulder Creek in Shasta county
Permitee: U. S. National Park Service

In accordance with the provisions of Section 1410 of the Water Code, notice is hereby given that revocation of this permit is proposed because work was not completed as contemplated in the permit.

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

1. No construction or use of water has been made above numbered permit since the U. S. National Park Service acquired the permit in 1973.

2. In a letter dated 11-12-81 by Gerard S. Witucki, it is shown that there is still no construction or use of water being made.

3. The permittee is showing no diligence in developing the project and a water right cannot serve to reserve water from an indefinite future use.

Permitee may request a hearing before the State Water Resources Control Board for the purpose of presenting evidence or testimony to show cause why this permit should not be revoked. A hearing should be requested only if the licensee can present convincing evidence disproving the facts and information set forth above. The licensee's plans to use the water right in the future are not relevant. Unless a written request for hearing, signed by or on behalf of permitee, is delivered or mailed to the Board within 15 days after receipt of this notice, the Board may act upon the proposed revocation without a hearing and without further notice.

Raymond Walsh

RAYMOND WALSH, CHIEF
Division of Water Rights

Dated: DEC 15 1981

11-12-1981: letter to chief, extension, change and compliance unit from chief, division of water resources regarding development o

VIC

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-RNW)

November 12, 1981

RECEIVED
NATIONAL PARK SERVICE
WASHINGTON OFFICE
Nov 12 12 19 PM '81

Mr. Jim Pankratz
Chief, Extension, Change and
Compliance Unit
State of California - Resource Agency
State Water Resources Control Board
Division of Water Rights
77 Cadillac Drive
Sacramento, California 95825

RE: 342:CHD:21676

Dear Mr. Pankratz:

As indicated in the Final Master Plan for Whiskeytown National Recreation Area, the National Park Service has designated the Boulder Creek area as a major future development site (see enclosures). The development plans call for a series of facilities, including a campground and a picnic area, which are to be supplied with water with usage of Permit 14911.

As funds become available, the National Park Service will initiate the development of visitor facilities in the Boulder Creek area. Accordingly, we continue to request an extension of time for Permit 14911 (Application 21676).

Sincerely,

William Warnecke

for Gerard S. Witucki
Chief, Division of Water Resources

Enclosures

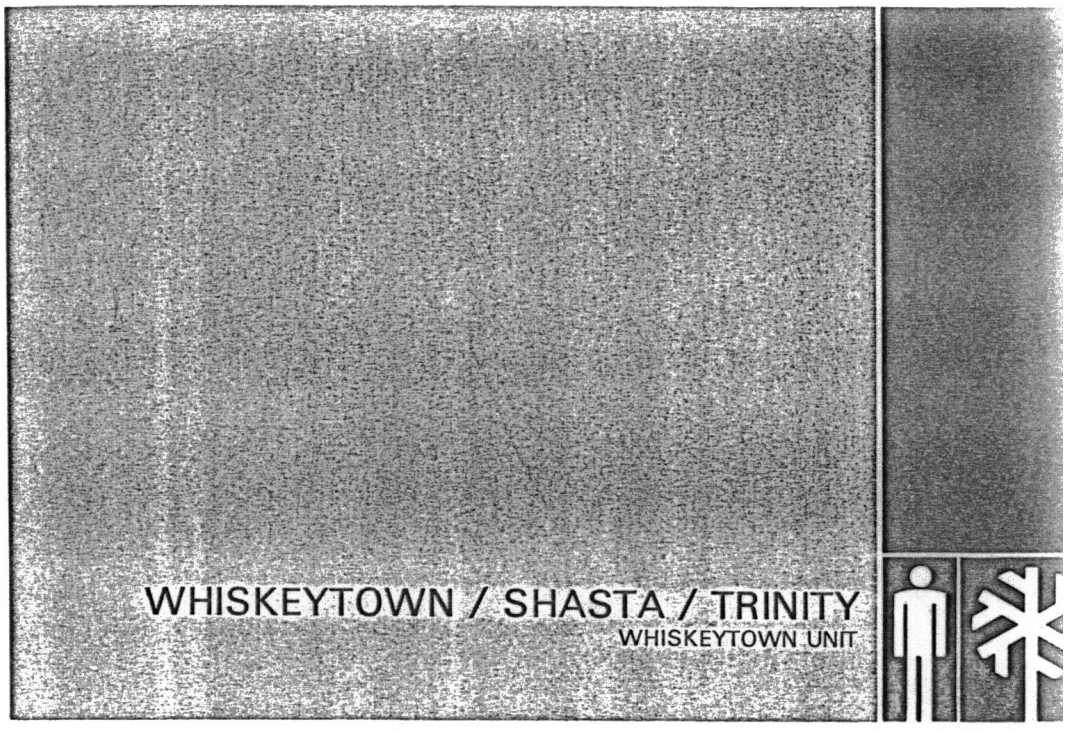
cc:
Supt., Whiskeytown

bcc:
WASO-497 Div. of Water Res. w/encl.

FILE COPY

final master plan

july 1976



WHISKEYTOWN / SHASTA / TRINITY

WHISKEYTOWN UNIT

NATIONAL RECREATION AREA/CALIFORNIA

the backcountry. This will take place in the areas already partially developed and in new areas.

These developments will include facilities for overnight visitors, day-use visitors, visitor information or interpretation, headquarters and maintenance, group camping, primitive camping, environmental education, and road improvement.

Boulder Creek

Major development will occur at this site to accommodate swimming, picnicking, and camping. The site is undeveloped. It receives sporadic use by swimmers and those wishing a secluded picnic spot. The relatively flat terrain and shade in this 85-acre area will allow for various activities to be spread out without conflict between users. The area is accessible from the south shore drive.

Overnight Facilities

Four hundred drive-in camp sites for cars and trailers will be provided and located in such a manner to allow access to the shoreline for all campers. Design of the campground will lend itself to the existing landscape with a minimum of disruption to the environment.

Two small group camps with a capacity of 25 people per site will be located in the more secluded portions of the development site. Loop roads with parking will allow users to unload their gear and park away from the camping area.

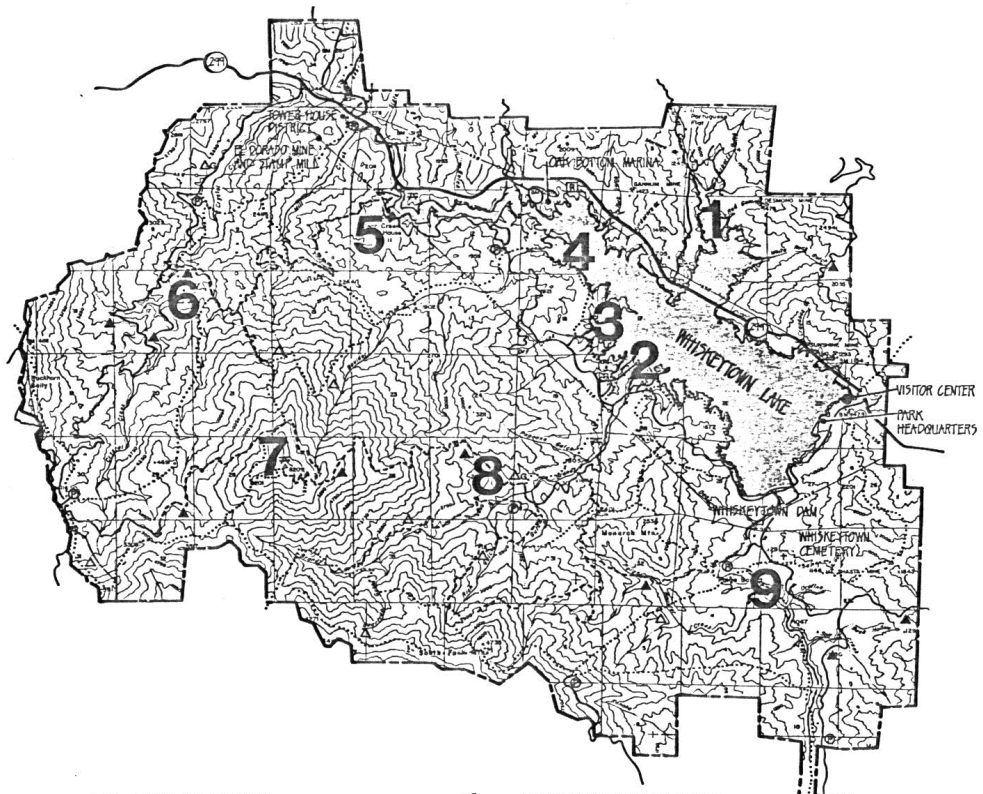
Swimming Beach

A sandy beach approximately 800 feet in length will be constructed in this natural cove. Large amounts of eroded decomposed granite choke the mouth of Boulder Creek. This material can be rearranged to provide for a quality beach. Boulder Creek, a year-round stream, will provide natural flushing action for the swimming area.

Picnicking

This activity will be permitted along Boulder Creek, where hardwoods provide bountiful shade next to cascading creek waters.

A separate 100-car lot will be constructed to provide parking for beach and picnic use.



	ALL-VEHICLE ROAD	1	WHISKEY CREEK AREA
	FOUR-WHEEL DRIVE ROAD	2	BRANDY CREEK AREA
	TRAILS-HORSEBACK / HIKING	3	DRY CREEK GROUP CAMP
▲	ROADSIDE CAMPSITE	4	BOULDER CREEK AREA
△	HIKE IN / HORSEBACK CAMPSITE	5	JUDGE CARR POWER PLANT AREA
$\triangle_G$	GROUP CAMP	6	D. OF F. CONSERVATION CAMP
Ⓟ	TRAILHEAD PARKING	7	SHASTA BALLY
Ⓡ	RESTAURANT	8	SHEEP CAMP
⛱	PICNIC AREA	9	N.E.E.D. CAMP

general development

WHISKEYTOWN UNIT
WHISKEYTOWN / SHASTA / TRINITY NATIONAL RECREATION AREA

N

0 ½ 1 2 MILES

United States Department of the Interior/ National Park Service

611 | 20,001C
DSC | JUNE 76

Utilities

The existing sewage treatment plant north of Oak Bottom has sufficient capacity to handle the proposed use at Boulder Creek. A pipeline, suspended by cables, will pass over the Clear Creek Arm to carry effluent to the Oak Bottom Plant.

Water would be provided on-site by pumping and treating from Boulder Creek.

Electricity will be provided for by underground cables.

Launching facilities will not be included in development plans for Boulder Creek. Those camping with boats will launch at Brandy Creek or Oak Bottom. Moorage would occur along the shoreline with no formal development.

Oak Bottom

Activities in this area consist of camping, swimming picnicking, and boating. Facilities to accommodate these activities include a 105-site walk-in camping unit and accompanying parking area for 75 vehicles, 100 parking slots for trailer camping on an asphalt surface, a 300-foot beach and adjoining 88-space parking lot, 19-site picnic area, 7-land launching ramp and space for 136 single parking slots, 36 moorage spaces, snack bar, amphitheater, boathouse and tackle shop, and utilities. Development in this area will include modifications within existing development and a new campsite development.

Overnight Facilities

A 100-unit drive-in campsite with parking at each site will be constructed on undeveloped peninsulas west of Oak Bottom. This campground will be used on a rotational system alternating with the existing walk-in camping area. Rotations of this type will permit the campground, that is currently overused, to recover.

Parking

Boat launching of visitor-owned boats is considerably limited by available parking spaces for autos with trailers. Additional space for this type of parking will be included in the development of Oak Bottom. The creation of a 400-site drive-in campground for car and trailer at Boulder Creek will allow the closure of the 100-site asphalt campground. This existing asphalt strip will be reconverted to a 100-space parking lot for cars with boat trailers.

09-18-1981: letter to whiskeytown national recreation area from chief, extension, change and compliance unit regarding progress r

STATE OF CALIFORNIA – RESOURCES AGENCY
EDMUND G. BROWN JR., *Governor*
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
77 Cadillac Drive, Sacramento, CA 95825
(916) 924-2463

In Reply Refer
to: 342:CHD:21676

SEP 18 1981

Whiskeytown National Recreation Area
National Park Service
Western Region
c/o Grand S. Witucki, Chief Water Resources
450 Golden Gate Avenue
San Francisco, CA 94102

Dear Mr. Witucki:

PERMIT 14911 (APPLICATION 21676) BOULDER CREEK IN SHASTA COUNTY

We have received the Progress Reports for the years 1973, when the permit was acquired by the National Park Service, thru the year 1980. On each one it is shown that construction has not commenced and that 100% of work remains to be done.

Under the circumstances, we recommend that you complete and submit to this office the enclosed form for revoking this permit. This will simplify the procedure for removing this permit from our records.

Please let us hear from you soon. If you have any questions, please write or call C. H. Dabney at (916) 924-2463.

Sincerely,

Jim Pankratz, Chief
Extension, Change and
Compliance Unit

Enclosure

09-18-1981: request for revocation of permit no. 14911, appl. no. 21676

State Water Resources Control Board
Division of Water Rights
77 Cadillac Drive
Sacramento, CA 95825

Gentlemen:

The undersigned hereby requests revocation of License ———, Permit 14911, issued on water right Application 21676.

X _____ Date: _____
(Signature)

_____ Date: _____
(Signature)

12-01-1980: progress report by permittee for 1980: appl. no. 21676, permit no. 14911

State Water Resources Control Board
DIVISION OF WATER RIGHTS
77 Cadillac Drive, Sacramento, CA 95825
(916) 920-6151

PROGRESS REPORT BY PERMITTEE FOR 1980

OWNER OF RECORD:

WHISKEYTOWN NATL RECREATION AREA
C/O NATIONAL PARK SERVICE
WESTERN REGION, DIVISION OF WATER RESOUR
450 GOLDEN GATE AVENUE
SAN FRANCISCO, CALIF 94102

APPLICATION: 021676

PERMIT: 014911

TELEPHONE NUMBER:
(415) 556-8660

IF OWNER'S NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: BOULDER CREEK

Declaration: The United States gives this notification to the State in the interest of comity, and does not concede that the State has power to regulate the rights of the United States to the use of water.

COUNTY: SHASTA

PURPOSE: DOMESTIC

DIVERSION/STORAGE SEASON: SEP 01 TO JUN 15

ACRES/HP: .0 AC

AMOUNT: 0.500 CFS 0.0 AC-FT

COMPLETE USE BY: 12/01/80

IMPORTANT! EVERY permit is issued subject to the conditions therein expressed. I have currently reviewed my permit: YES [X] NO [ ]. I am complying with the conditions under which my permit has been issued: YES [X] NO [ ]. Identify any noncompliance by permit term number under "Remarks" on reverse side. This report is important in providing the record of use needed in establishing your water right. It should be filled out carefully and returned promptly to the above address.

THE PROJECT HAS BEEN ABANDONED AND I REQUEST REVOCATION OF THIS PERMIT: YES [ ] NO [X].

CONSTRUCTION WORK

1. Has construction work commenced? YES [ ] NO [X]. Is construction completed? YES[ ] NO [X].
2. If incomplete, describe briefly the work done, including cost: _____
3. If not completed, give estimated date of completion: _____
4. What percent of construction work remains to be done? 100% Explain: The National Park Service Master Plan for the park calls for the development of a campground in this area which is to be supplied with water from this source. The Project is now awaiting funding.

USE OF WATER

5. Has use of water commenced? YES [ ] NO [ ]. Check appropriate box(es) below and explain how water was used.

(a) [ ] Irrigation _____ (Total acres irrigated) (Name of crops served and acreage of each)

(b) [ ] Stockwatering _____ (Number of animals)

(c) [ ] Industrial _____ (Nature of use)

(d) [ ] Domestic _____ (Number of persons, area of garden, lawn, etc.)

(e) [ ] Municipal _____ (Approximate population)

(f) [ ] Recreational _____ (Boating, fishing, water contact sports)

(g) [ ] Power generation _____ (Installed horsepower capacity)

(h) [ ] Other _____

6. Amount of water used each month 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? YES [ ] NO [ ]. If "No", explain in "Remarks".
8. Has location of the intake, place of use, or type of use been changed? YES [ ] NO [ ]. Explain in "Remarks".
9. Did the source go dry? YES [ ] NO [ ]. If so, during what months? _____

STORAGE PROJECTS ONLY

10. Did your reservoir spill this year? YES [ ] NO[ ]. If not, how many feet below spillway vertically was the water level at maximum storage? _____ Have you emptied the reservoir? YES [ ] NO [ ]. If not, how many feet below spillway vertically was it drawn down at end of season? _____

WR-15 (8-80)
0196

(REPORT CONTINUES ON REVERSE SIDE)

PLEASE ANSWER ONLY THOSE QUESTIONS BELOW WHICH ARE APPLICABLE TO YOUR PROJECT.

MUNICIPAL, COMMUNITY, OR SUBDIVISION PROJECTS ONLY

CONSERVATION OF WATER

11. How many service connections to date?_____ Total population served by the water system:_____
12. Estimated number of service connections under full use:_____
13. Are the connections individually metered; YES [ ] NO [ ].
14. Do you plan to meter the connections? YES [ ] NO [ ]. When?_____
15. Sewage generated by those to whom you deliver water is disposed of by: Septic tanks and leach lines [ ]; Seepage pits [ ]; Central treatment plan [ ] operated by_____; Other [ ] (specify under "Remarks").
16. Is water service provided to an area or subdivision including a recreational reservoir: YES [ ] NO [ ].
17. Name of area or subdivision so served:_____
18. State surface area at maximum water level in recreational reservoir(s) referred to in 16. Identify surface area(s) by name of dam or reservoir:
19. What measures are you using or planning to reduce water losses in conveyance systems? (1) Seepage or leak detection program [ ]; (2) Lining canals [ ]; (3) Phreatophyte and aquatic vegetation control [ ]; (4) Other (describe in "Remarks") [ ].
20. What measures are used to encourage consumers to conserve water in agricultural use? (1) Program to encourage more efficient irrigation systems (sprinkler, drip, etc.), where applicable [ ]; (2) Return flow systems on individual farms [ ]; (3) Return flow system areawide [ ]; (4) Water pricing to encourage reduced use [ ]; (5) Charges for drainage of irrigated lands [ ]; (6) Other (describe in "Remarks") [ ].
21. What measures are used to encourage municipal and industrial consumers to conserve water? (1) Regulations to control wasteful use [ ]; (2) Public education program on water conservation [ ]; (3) Pricing to encourage reduced use [ ]; (4) Assistance to industry in design of recycle systems [ ]; (5) Other (describe in "Remarks") [ ].
22. What records are maintained on water use and conservation? (1) Loss rate from conveyance system [ ]; (2) Water use for major crops by each farm [ ]; (3) Other (describe in "Remarks") [ ].
23. Describe any water conservation efforts you may have started:_____
24. If credit toward beneficial use of water under this permit for water not used due to a conservation effort is claimed under Water Code Section 1011, please show the amounts of water conserved (acre feet or mg.):

WATER QUALITY AND WASTEWATER RECLAMATION

25. Describe methods you are using to minimize erosion and to prevent the entry of silt into surface waters:_____
26. After use, the water is (1) retained in reservoir [ ]; (2) discharged into a stream or lake [ ]; (3) discharged into settling ponds [ ]; (4) other [ ]. Describe:_____
27. Does or will water being discharged contain waste materials? [ ] YES [ ] NO.
    (1) Domestic [ ]; (2) Municipal [ ]; (3) Industrial [ ]; (4) Agricultural [ ]; (5) Other [ ]. Describe:_____
28. Does or will water being discharged contain any specific material which is deleterious to fish and wildlife or which would impair the water for beneficial uses? [ ] Yes [ ] No. Describe:_____

TO THE EXTENT THE FOLLOWING QUESTIONS APPLY TO YOUR PERMIT, PLEASE ANSWER IN REMARKS SECTION BELOW.

29. Are you now or have you been using reclaimed water from a wastewater treatment facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? [ ] Yes [ ] No.

    If credit toward use under this water right through substitution of reclaimed or polluted water in lieu of appropriated water is claimed under Section 1010 of the Water Code, please show the amounts of reclaimed water used.
30. Are you now or have you been reclaiming or reusing any of the water appropriated under this right? [ ] Yes [ ] No.
    If Yes, please describe:_____
31. What is present availability or current potential for using reclaimed water from a wastewater treatment plant or polluted water in place of the appropriated water to satisfy all or part of your water needs?
32. What is the current potential for reusing the appropriated water to satisfy part of your water needs?
33. If you produce reclaimed water, or polluted water, is there a potential for others to use it?

REMARKS (Identify the item you are explaining. Additional pages may be attached.)

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

Dated: February 10, 1981 at 450 Golden Gate Avenue, San Francisco, CA 94102
(Location) (State)

Sign here: (Sgd) Gerard S. Witucki
PERMITTEE (OR AGENT OR DESIGNEE)

Gerard S. Witucki, Chief, Division of Water Resources, NPS

PROGRESS REPORT BY PERMITTEE — PAGE 2

10-30-1979: progress report by permittee for 1979: appl. no. 21676, permit no. 14911

State Water Resources Control Board
DIVISION OF WATER RIGHTS
77 Cadillac Drive, Sacramento, CA 25
(916) 920-6151

WHS WR#12

PROGRESS REPORT BY PERMITTEE FOR 1979

OWNER OF RECORD:
WHISKEYTOWN NATL RECREATION AREA
C/O NATIONAL PARK SERVICE,
WESTERN REGION, DIVISION OF WATER RESOURCES,
450 GOLDEN GATE AVENUE, BOX 36063,
SAN FRANCISCO, CALIF 94102

APPLICATION: 21676

(415) 556-8660
Area Code and Telephone Number

If the owner's name or address shown above is wrong, please correct.

SOURCE: BOULDER CREEK

COUNTY: SHASTA

AMOUNT: 0.5 CU FT/SEC

PURPOSE: DOMESTIC

PERMIT: 14911

Declaration: The United States gives this notification to the State in the interest of comity, and does not concede that the State has power to regulate the rights of the United States to the use of water.

12-01-80
Time to complete use of water expires this date

IMPORTANT! EVERY permit is issued subject to the conditions therein expressed. I have currently reviewed my permit: YES [XX] NO [ ]. I am complying with the conditions under which my permit has been issued: YES [XX] NO [ ]. Identify any noncompliance by permit term number under "Remarks" on reverse side. This report is important in providing the record of use needed in establishing your water right. It should be filled out carefully and returned promptly to the above address.

THE PROJECT HAS BEEN ABANDONED AND I REQUEST REVOCATION OF THIS PERMIT: YES [ ] NO[XX].

CONSTRUCTION WORK

1. Has construction work commenced? YES [ ] NO [XX]. If YES, is construction completed? YES [ ] NO [ ].
2. If complete, describe briefly the work done, including cost: _____
3. If not completed, give estimated date of completion: _____
4. What percent of construction work remains to be done? 100% Explain: The National Park Service Master Plan for the park calls for the development of a campground in this area to be supplied with water from this source. Project is now awaiting funding.

USE OF WATER

5. Has use of water commenced? YES [ ] NO [ ]. Check appropriate box(es) below and explain how water was used.

(a) [ ] Irrigation _____ (Total acres irrigated) _____ (Name of crops served and acreage of each)

(b) [ ] Stockwatering _____ (Number of animals)

(c) [ ] Industrial _____ (Nature of use)

(d) [ ] Domestic _____ (Number of persons, area of garden, lawn, etc.)

(e) [ ] Municipal _____ (Approximate population)

(f) [ ] Recreational _____ (Boating, fishing, water contact sports)

(g) [ ] Power generation _____ (Installed horsepower capacity)

(h) [ ] Other _____

6. Amount of water used each month 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? YES [ ] NO [ ]. If "No", explain on reverse side under "Remarks".
8. Has location of the intake, place of use, or type of use been changed? YES [ ] NO [ ]. Explain on reverse side under "Remarks".
9. Did the source go dry? YES [ ] NO [ ]. If so, during what months? _____

STORAGE PROJECTS ONLY

10. Did your reservoir spill this year? YES [ ] NO [ ]. If not, how many feet below spillway vertically was the water level at maximum storage? _____ Have you emptied the reservoir? YES [ ] NO [ ]. If not, how many feet below spillway vertically was it drawn down at end of season? _____

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

Dated: October 30, 1979 at 450 Golden Gate Ave., San Francisco, CA 94118
(Location) (State)

Signature: _____ Gerard S. Wituski, Chief
PERMITTEE OR WATER RESOURCES, NPS
Western Region

02-15-1979: letter to chief, division of water rights from chief, division of water resources regarding reports of licensee for 1976, 19

United States Department of the Interior

NATIONAL PARK SERVICE
WESTERN REGION
450 GOLDEN GATE AVENUE, BOX 36063
SAN FRANCISCO, CALIFORNIA 94102

RECEIVED
NATIONAL PARK SERVICE
WASHINGTON OFFICE
FEB 21 8 32 AM '79

IN REPLY REFER TO:
L54
DEVA/LAVO/PORE
REDW/WHIS/YOSE
(WR)RW

February 15, 1979

Please put me on this filing in Water Right Docket

State of California Resources Control Board
Chief, Division of Water Rights
77 Cadillac Drive
Sacramento, California 95825

Dear Sir:

Enclosed are the following Reports of Licensee for 1976, 77 and 78, as well as Progress Reports by Permittee for 1978:

Water Right Docket #	Application #	Licensee #	Source
DEVA WR #21	16096	10845	Tarantula Springs
DEVA WR #24	8423	10580	Unnamed Spring
LAVO WR #3	7156	2104	Unnamed Spring
PORE WR #12	22784	10112	Unnamed Spring
PORE WR #12	20917	8611	Unnamed Spring
REDW WR #1	12221	3866	Unnamed Spring
REDW WR #2	14833	5046	Unnamed Stream
REDW WR #3	14931	5125	Smith River
REDW WR #5	10666	5369	Unnamed Spring
REDW WR #9	22771	--	Unnamed Spring
WHIS WR #1	8229	2275	South Liberty Gulch
WHIS WR #3	20837	9292	Unnamed Spring
WHIS WR #5	19103	7453	Unnamed Spring
WHIS WR #6	19104	7454	Clear Creek
WHIS WR #7	21408	9261	Unnamed Spring
WHIS WR #12	21676	--	Boulder Creek
YOSE WR #1	6729	6112	Two Unnamed Springs
YOSE WR #6	10488	2973	Crane Creek
YOSE WR #6	19116	--	Moss Creek

Sincerely yours,

(Sgd) Gerard S. Witucki

Gerard S. Witucki
Chief, Division of Water Resources

Enclosures
a/s

cc:
Superintendent, Death Valley NM, w/encls
Superintendent, Lassen Volcanic NP, w/encls
Superintendent, Point Reyes NRA, w/encls
Superintendent, Redwood NP, w/encls
Superintendent, Whiskeytown NRA, W/encls
Superintendent, Yosemite NP, w/encls
WASO(497) w/encls

State Water Resources Control Board
DIVISION OF WATER RIGHTS
77 Cadillac Drive
Sacramento, Ca. 95825
(916) 920-6151

WHIS WR# 12

PROGRESS REPORT BY PERMITTEE FOR 1978

OWNER OF RECORD:

APPLICATION: 21676

WHISKEYTOWN NATIONAL RECREATION AREA
C/O NATIONAL PARK SERVICE, WESTERN REGION, DIVISION OF WATER RESOURCES,
450 GOLDEN GATE AVENUE, BOX 36063,
SAN FRANCISCO, CALIF 94102

(415)-556-3660
Area Code and Telephone Number

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

SOURCE: BOULDER CREEK

COUNTY: SHASTA

AMOUNT: 0.5 CU FT/SEC
PURPOSE: DOMESTIC

PERMIT: 14911

Declaration: The United States gives this notification to the State in the interest of comity, and does not concede that the State has power to regulate the rights of the United States to the use of water.

12-01-80
Time to complete use of water expires this date

IMPORTANT! EVERY permit is issued subject to the conditions therein expressed. I have currently reviewed my permit: YES ☒ NO ☐. I am complying with the conditions under which my permit has been issued: YES ☒ NO ☐. Identify any noncompliance by permit term number under "Remarks" on reverse side. This report is important in providing the record of use needed in establishing your water right. It should be filled out carefully and returned promptly to the above address.

THE PROJECT HAS BEEN ABANDONED AND I REQUEST REVOCATION OF THIS PERMIT: YES ☐ NO ☒.

CONSTRUCTION WORK

1. Has construction work commenced? YES ☐ NO ☒. If YES, is consfruction completed? YES ☐ NO ☒.
2. If incomplete, describe briefly the work done, including cost: _____
3. If not completed, give estimated date of completion: _____
4. What percent of construction work remains to be done? 100% Explain: The National Park Service Master Plan for the park calls for the development of a campground in this area to be supplied with water from this source. Project is now awaiting funding.

USE OF WATER

5. Has use of water commenced? YES ☐ NO ☐. Check appropriate box(es) below and explain how water was used.

(a) ☐ Irrigation _____ (Total acres irrigated) _____ (Name of crops served and acreage of each)

(b) ☐ Stockwatering _____ (Number of animals)

(c) ☐ Industrial _____ (Nature of Use)

(d) ☐ Domestic _____ (Number of persons, area of garden, lawn, etc.)

(e) ☐ Municipal _____ (Approximate population)

(f) ☐ Recreational _____ (Boating, fishing, water contact sports)

(g) ☐ Power generation _____ (Installed horsepower capacity)

(h) ☐ Other _____

6. Amount of water used each month 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? YES ☐ NO ☐. If "No", explain on reverse side under "Remarks".
8. Has location of the intake, place of use, or type of use been changed? YES ☐ NO ☐. Explain on reverse side under "Remarks".
9. Did the source go dry? YES ☐ NO ☐. If so, during what months? _____

STORAGE PROJECTS ONLY

10. Did your reservoir spill this year? YES ☐ NO ☐. If not, how many feet below spillway vertically was the water level at maximum storage? _____ Have you emptied the reservoir? YES ☐ NO ☐. If not, how many feet below spillway vertically was it drawn down at end of season? _____

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

Dated: October 30, 1978 at 450 Golden Gate ave, San Fracisco, CA. 94118
(Location) (State)

Sign here: (Sgd) Gerard S. Witucki
Gerard S. Witucki, Div. of Water Resources, National Park Service, Western Region
PERMITTEE

1978

SWRCB-15 (6-78)

(REPORT CONTINUES ON REVERSE SIDE)

10-30-1978: progress report by permittee for 1977: application no. 21676, permit no. 14911

State Water Resources Control Boc
DIVISION OF WATER RIGHTS
77 Cadillac Drive Sacramento, CA 95825
(916) 322-9128 (916) 920-0151

WR 12

PROGRESS REPORT BY PERMITTEE FOR 1977

APPLICATION: 21676 **PERMIT:** 14911

OWNER OF RECORD: (415 556-8660
Area Code and Telephone Number

WHISKEYTOWN NATL RECREATION AREA
c/o NATIONAL PARK SERVICE, WESTERN REGION, DIVISION OF WATER RESOURCES,
450 GOLDEN GATE AVENUE, BOX 36063,
SAN FRANCISCO, CALIF 94102
If the owner or address shown above is wrong, please correct.

SOURCE: BOULDER CREEK

COUNTY: SHASTA

AMOUNT: 0.5 CU FT/SEC
PURPOSE: DOMESTIC

Dec[illegible] ... this notif[illegible] ... interest of [illegible] ... that the State [illegible] ... the rights of the United States to the use of water.

TIME TO COMPLETE USE OF WATER EXPIRES ON 12-01-80

IMPORTANT! EVERY permit is issued subject to the conditions therein expressed. I have currently reviewed my permit: YES ☒ NO ☐. I am complying with the conditions under which my permit has been issued: YES ☒ NO ☐. Identify any noncompliance by permit term number under "Remarks" on reverse side. This report is important in providing the record of use needed in establishing your water right. It should be filled out carefully and returned promptly to the above-listed address.

THE PROJECT HAS BEEN ABANDONED AND I REQUEST REVOCATION OF THIS PERMIT: YES ☐ NO ☒.

CONSTRUCTION WORK

1. Has construction work commenced? YES ☐ NO ☒. If YES, is construction completed? YES ☐ NO ☐.
2. If incomplete, describe briefly the work done, including cost:
3. If not completed, give estimated date of completion:
4. What percent of construction work remains to be done? 100% Explain: The National Park Service Master Plan for the park calls for the development of a campground in this area to be supplied with water from this source. Project is now awaiting funding.

USE OF WATER

5. Has use of water commenced? YES ☐ NO ☐. Check appropriate box(es) below and explain how water was used.
   - (a) ☐ Irrigation ____ Total acres irrigated ____ Name of crops served and acreage of each
   - (b) ☐ Stockwatering ____ Number of animals
   - (c) ☐ Industrial ____ Nature of Use
   - (d) ☐ Domestic ____ Number of persons, area of garden, lawn, etc.
   - (e) ☐ Municipal ____ Approximate population
   - (f) ☐ Recreational ____ Boating, fishing, water contact sports
   - (g) ☐ Power generation ____ Installed horsepower capacity
   - (h) ☐ Other ____
6. Amount of water used each month 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? YES ☐ NO ☐. If "No", explain on revese side under "Remarks".
8. Has location of the intake, place of use, or type of use been changed? YES ☐ NO ☐. Explain on reverse side under "Remarks".
9. Did the source go dry? YES ☐ NO ☐. If so, during what months?

STORAGE PROJECTS ONLY

10. Did your reservoir spill this year? YES ☐ NO ☐. If not, how many feet below spillway vertically was the water level at maximum storage? ____ Have you emptied the reservoir? YES ☐ NO ☐. If not, how many feet below spillway vertically was it drawn down at end of season?

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

Dated: May 30, 1978 at 450 Golden Gate Ave, San Francisco, CA. 94102
(Location) (State)

Sign here: (Sgd) Gerard S. Witucki
Gerard S. Witucki, Chief, Div.of Water Resources
PERMITTEE Western Region
National Park Service

SWRCB-15 (8-77) **1977**

(REPORT CONTINUES ON REVERSE SIDE)

PROGRESS REPORT BY PERMITTEE FOR 1977—PAGE 2

PLEASE ANSWER ONLY THOSE QUESTIONS BELOW WHICH ARE APPLICABLE TO YOUR PROJECT:

MUNICIPAL, COMMUNITY, OR SUBDIVISION PROJECTS ONLY

11. How many service connections to date?_____ Total population served by the water system:_____
12. Estimated number of service connections under full use:_____
13. Are the connections individually metered? YES ☐ NO ☐.
14. Do you plan to meter the connections? YES ☐ NO ☐. When?_____
15. Sewage generated by those to whom you deliver water is disposed of by: Septic tanks and leach lines ☐; Seepage pits ☐; Central treatment plan ☐ operated by_____; Other ☐ (specify under "Remarks")_____

PURVEYORS OF WATER ONLY

16. Water service is provided to an area or subdivision including a recreational reservoir: YES ☐ NO ☐.
17. Name of area or subdivision so served:_____
18. State surface area of recreational reservoir(s) at maximum water level referred to in 16 and 17. Identify surface area(s) by name of dam or reservoir:_____

NOTE: The following questions relate to the Board's continuing responsibility to insure that appropriate water is best developed, conserved, and utilized in the public interest as required by the Water Code.

CONSERVATION OF WATER

19. What measures are you using or planning to reduce water losses in conveyance systems? (1) Seepage or leak detection program ☐; (2) Lining canals ☐; (3) Phreatophyte and aquatic vegetation control ☐; (4) Other (describe in "Remarks") ☐.
20. What measures are used to encourage consumers to conserve water in agricultural use? (1) Program to encourage more efficient irrigation systems (sprinkler, drip, etc.) where applicable ☐; (2) Return flow systems on individual farms ☐; (3) Return flow system areawide ☐; (4) Water pricing to encourage reduced use ☐; (5) Charges for drainage of irrigated lands ☐; (6) Other (describe in "Remarks") ☐.
21. What measures are used to encourage municipal and industrial consumers to conserve water? (1) Regulations to control wasteful use ☐; (2) Public education program on water conservation ☐; (3) Pricing to encourage reduced use ☐; (4) Assistance to industry in design of recycle systems ☐; (5) Other (describe in "Remarks") ☐.
22. What records are maintained on water use and conservation? (1) Loss rate from conveyance system ☐; (2) Water use for major crops by each farm ☐; (3) Other (describe in "Remarks") ☐.

WATER QUALITY AND WASTEWATER RECLAMATION

23. Describe methods you are using to minimize erosion and to prevent the entry of silt into surface waters:

24. After use, the water is (1) retained in reservoir ☐; (2) discharged into a stream or lake ☐; (3) discharged into settling ponds ☐; (4) other ☐. Describe:_____
25. Does or will water being discharged contain waste materials? ☐ Yes ☐ No.
(1) Domestic ☐; (2) Municipal ☐; (3) Industrial ☐; (4) Agricultural ☐; (5) Other ☐. Describe:_____
26. Does or will water being discharged contain any specific material which is deleterious to fish and wildlife or which would impair the water for beneficial uses? ☐ Yes ☐ No. Describe:_____
27. Describe what steps you are taking, have been taking, or can take to reclaim or indirectly reuse the water being appropriated.

REMARKS

Please indicate the number of the item you are explaining:

(If additional space is needed for remarks, attach numbered sheets.)

53943-983 8-77 2M ⓘ◇ OSP

09-19-1977: progress report by permittee for 1976: appl. no. 21676, permit no. 14911

ate Water Resources Control Board
DIVISION OF WATER RIGHTS
2125 – 19th Street, Sacramento, California 95818

WRIS WR # 12

PROGRESS REPORT BY PERMITTEE FOR 1976

OWNER OF RECORD: APPLICATION 21676

WHISKEYTOWN NATIONAL RECREATION AREA
c/o NATIONAL PARK SERVICE, WESTERN REGION, DIVISION OF WATER RESOURCES,
450 GOLDEN GATE AVENUE, BOX 36063,
SAN FRANCISCO, CALIF 94102

(415)-556-9660
Telephone Number (Include Area Code)

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

SOURCE: BOULDER CREEK

COUNTY: SHASTA

AMOUNT: 0.5 CU FT/SEC
PURPOSE: DOMESTIC

12-01-80
TIME TO COMPLETE USE OF WATER EXPIRES THIS DATE

PERMIT: 14911

IMPORTANT! EVERY permit is issued subject to the conditions therein expressed. I have currently reviewed my permit: YES ☒ NO ☐. I am complying with the conditions under which my permit has been issued: YES ☒ NO ☐. Identify any non-compliance by permit term number under "remarks" on reverse side. This report is important in providing the record of use needed 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
2125 Nineteenth Street, Sacramento, California 95818

THE PROJECT HAS BEEN ABANDONED AND I REQUEST REVOCATION OF THIS PERMIT: YES ☐ NO ☒.

CONSTRUCTION WORK

1. Has construction work commenced? YES ☐ NO ☒. If YES, is construction completed? YES ☐ NO ☐.
2. If incomplete, describe briefly the work done, including cost:
3. If not completed, give estimated date of completion:
4. What percent of construction work remains to be done? 100% Explain: The National Park Service Master Plan for the park calls for development of a campground in this area to be supplied with water from this source. Project is now awaiting funding.

USE OF WATER

5. Has use of water commenced? YES ☐ NO ☒ Check appropriate box(es) below and explain how water was used.

(a) ☐ Irrigation ____ Total acres irrigated ____ Name of crops served and acreage of each

(b) ☐ Stockwatering ____ Number of animals

(c) ☐ Industrial ____ Nature of Use

(d) ☐ Domestic ____ Number of persons, area of garden, lawn, etc.

(e) ☐ Municipal ____ Approximate population

(f) ☐ Recreational ____ Boating, fishing, water contact sports

(g) ☐ Power generation ____ Installed horsepower capacity

(h) ☐ Other ____

6. Amount of water used each month 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? YES ☐ NO ☐ If "No", explain on reverse side under "remarks".
8. Has location of the intake, place of use, or type of use been changed? YES ☐ NO ☐. Explain on reverse side under "remarks".
9. Did the source go dry? YES ☐ NO ☐. If so, during what months?

STORAGE PROJECTS ONLY

10. Did your reservoir spill this year? YES ☐ NO ☐. If not, how many feet below spillway vertically was the water level at maximum storage? ____ Have you emptied the reservoir? YES ☐ NO ☐. If not, how many feet below spillway vertically was it drawn down at end of season?

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

Dated: Sept. 19, 1977 at 450 Golden Gate Ave., San Francisco, CA. 94102
(Location) (State)

Sign here: Gerard S. Witucki, Chief, Div. of Water Resources
PERMITTEE Western Region
National Park Service

SWRCB 15

1976

(REPORT CONTINUES ON REVERSE SIDE)

PLEASE ANSWER ONLY THOSE QUESTIONS BELOW WHICH ARE APPLICABLE TO YOUR PROJECT:

MUNICIPAL, COMMUNITY, OR SUBDIVISION PROJECTS ONLY

11. How many service connections to date?_____ Total population served by the water system_____
12. Estimated number of service connections under full use:_____
13. Are the connections individually metered? YES ☐ NO ☐.
14. Do you plan to meter the connections? YES ☐ NO ☐. When?_____
15. Sewage generated by those to whom you deliver water is disposed of by: Septic tanks and leach lines ☐; Seepage pits ☐; Central treatment plan ☐ operated by_____; Other ☐ (specify under "remarks").

PURVEYORS OF WATER ONLY

16. Water service is provided to an area or subdivision including a recreational reservoir: YES ☐ NO ☐.
17. Name of area or subdivision so served:_____
18. State surface area of recreational reservoir(s) at maximum water level referred to in 16 and 17. Identify surface area(s) by name of dam or reservoir:_____

NOTE: The following questions relate to the Board's continuing responsibility to insure that appropriate water is best developed, conserved, and utilized in the public interest as required by the Water Code.

CONSERVATION OF WATER

19. What measures are you using or planning to reduce water losses in conveyance systems? (1) Seepage or leak detection program ☐; (2) Lining canals ☐; (3) Phreatophyte and aquatic vegetation control ☐; (4) Other (describe in remarks) ☐.
20. What measures are used to encourage consumers to conserve water in agricultural use? (1) Program to encourage more efficient irrigation systems (sprinkler, drip, etc.), where applicable ☐; (2) Return flow systems on individual farms ☐; (3) Return flow system areawide ☐; (4) Water pricing to encourage reduced use ☐; (5) Charges for drainage of irrigated lands ☐; (6) Other (describe in remarks) ☐.
21. What measures are used to encourage municipal and industrial consumers to conserve water? (1) Regulations to control wasteful use ☐; (2) Public education program on water conservation ☐; (3) Pricing to encourage reduced use ☐; (4) Assistance to industry in design of recycle systems ☐; (5) Other (describe in remarks) ☐.
22. What records are maintained on water use and conservation? (1) Loss rate from conveyance system ☐; (2) Water use for major crops by each farm ☐; (3) Other (described in remarks) ☐.

WATER QUALITY AND WASTEWATER RECLAMATION

23. Describe methods you are using to minimize erosion and to prevent the entry of silt into surface waters:

24. After use, the water is (1) retained in reservoir ☐; (2) discharged into a stream or lake ☐; (3) discharged into settling ponds ☐; (4) Other ☐. Describe:

25. Does or will water being discharged contain waste materials? ☐ Yes ☐ No.
(1) Domestic ☐; (2) Municipal ☐; (3) Industrial ☐; (4) Agricultural ☐; (5) Other ☐. Describe:

26. Does or will water being discharged contain any specific material which is deleterious to fish and wildlife or which would impair the water for beneficial uses? ☐ Yes ☐ No. Describe:

27. Describe what steps you are, have been, or can take to reclaim or indirectly reuse the water sought being appropriated:

REMARKS

Please designate by number the question you are answering:

(If a[illegible]onal space is needed for remarks, attach numbe[illegible] sheets.)

09-14-1976: letter to whiskeytown national recreation area from supervising engineer regarding petition for extension of time for pe

STATE OF CALIFORNIA—THE RESOURCES AGENCY
EDMUND G. BROWN JR., Governor
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
2125 19TH STREET
SACRAMENTO, CALIFORNIA 95818
PHONE (916)445-2055

SEP 14 1976

IN REPLY REFER
TO: 333:WJM:21676

WHISKEYTOWN NATIONAL RECREATION AREA
U. S. NATIONAL PARK SERVICE, WESTERN REGION
DIVISION OF WATER RESOURCES
450 GOLDEN GATE AVENUE, BOX 36063
SAN FRANCISCO, CA 94102

PERMIT 14911 (APPLICATION 21676)
BOULDER CREEK IN SHASTA COUNTY

YOUR PETITION FOR EXTENSION OF TIME WITHIN WHICH TO COMPLETE THE PROJECT AUTHORIZED BY THIS PERMIT HAS BEEN APPROVED SUBJECT TO LIMITATION OF DIVERSION UNDER THIS PERMIT TO AN ANNUAL TOTAL OF 147.5 ACRE-FEET. PLEASE NOTE THE AMENDMENTS TO YOUR PERMIT THAT ARE ALSO INCLUDED IN THE ORDER.

A NEW DEVELOPMENT SCHEDULE IS SET FORTH ON THE ENCLOSED ORDER. WE SUGGEST THAT IT BE ATTACHED TO YOUR COPY OF THE PERMIT.

J. M. PAGE
SUPERVISING ENGINEER

ENCLOSURE

09-14-1976: letter to whiskeytown national recreation area from supervising engineer regarding petition for extension of time for pe

STATE OF CALIFORNIA—THE RESOURCES AGENCY
EDMUND G. BROWN JR., Governor

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
2120 19TH STREET
SACRAMENTO, CALIFORNIA 95818

PHONE (916)445-2065

SEP 14 1976

In Reply Refer
To: 333:WLM:21676

Whiskeytown National Recreation Area
U. S. National Park Service, Western Region
Division of Water Resources
450 Golden Gate Avenue, Box 36063
San Francisco, CA 94102

Permit 14911 (Application 21676)
Boulder Creek, in Shasta County

Your petition for extension of time within which to complete the project authorized by this permit has been approved subject to limitation of diversion under this permit to an annual total of 141.5 acre-feet. Please note the amendments to your permit that are also included in the order.

A new development schedule is set forth on the enclosed order. We suggest that it be attached to your copy of the permit.

J. M. Page
Supervising Engineer

Enclosure

Received
Division of Water Resources
SEP 15 1976

Name	Act	Init	File	Init

STATE OF CALIFORNIA—THE RESOURCES AGENCY EDMUND G. BROWN JR., Governor

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
2125 19TH STREET
SACRAMENTO, CALIFORNIA 95818

ORDER APPROVING A NEW DEVELOPMENT SCHEDULE AND AMENDING PERMIT

PERMIT 14911 APPLICATION 21676

WHEREAS:

1. A PETITION FOR EXTENSION OF TIME WITHIN WHICH TO DEVELOP THE PROJECT AND APPLY THE WATER TO THE PROPOSED USE HAS BEEN FILED WITH THE STATE WATER RESOURCES CONTROL BOARD.

2. IT APPEARS THAT THE PERMITTEE HAS PROCEEDED WITH DILIGENCE AND THAT GOOD CAUSE HAS BEEN SHOWN FOR EXTENSION OF TIME.

3. THE STATE WATER RESOURCES CONTROL BOARD HAS DULY AUTHORIZED THE CHIEF, DIVISION OF WATER RIGHTS, TO SIGN THIS ORDER.

NOW, THEREFORE, IT IS ORDERED THAT:

1. A NEW DEVELOPMENT SCHEDULE IS APPROVED AS FOLLOWS:

CONSTRUCTION WORK SHALL BE COMPLETED ON OR BEFORE DECEMBER 1, 1980

APPLICATION OF THE WATER TO THE PROPOSED USE SHALL BE COMPLETED ON OR BEFORE DECEMBER 1, 1980

2. THE TOTAL ANNUAL DIVERSION AND USE ALLOWED UNDER SAID PERMIT 14911 BE LIMITED TO 147.5 ACRE-FEET.

3. PARAGRAPH 7 OF THE PERMIT BE AMENDED TO READ AS FOLLOWS: PURSUANT TO WATER CODE SECTION 100, ALL RIGHTS AND PRIVILEGES UNDER THIS PERMIT AND UNDER ANY LICENSE ISSUED PURSUANT THERETO, INCLUDING METHOD OF DIVERSION, METHOD OF USE, AND QUANTITY OF WATER DIVERTED, ARE SUBJECT TO THE CONTINUING AUTHORITY OF THE STATE WATER RESOURCES CONTROL 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 CONTINUING AUTHORITY OF THE BOARD MAY BE EXERCISED BY IMPOSING SPECIFIC REQUIREMENTS OVER AND ABOVE THOSE CONTAINED IN THIS PERMIT WITH A VIEW TO MINIMIZING WASTE OF WATER AND TO MEETING THE REASONABLE WATER REQUIREMENTS OF PERMITTEE WITHOUT UNREASONABLE DRAFT ON THE SOURCE. PERMITTEE MAY BE REQUIRED TO IMPLEMENT SUCH PROGRAMS AS (1) REUSING OR RECLAIMING THE WATER ALLOCATED; (2) RESTRICTING DIVERSIONS SO AS TO ELIMINATE AGRICULTURAL TAILWATER OR TO

Received
Division of Water Resources
SEP 15 1976

Name	Act.	Info	File	Init

REDUCE RETURN FLOW; (3) SUPPRESSING EVAPORATION LOSSES FROM WATER SURFACES; (4) CONTROLLING PHREATOPHYTIC GROWTH; AND (5) INSTALLING, MAINTAINING, AND OPERATING EFFICIENT WATER MEASURING DEVICES TO ASSURE COMPLIANCE WITH THE QUANTITY LIMITATIONS OF THIS PERMIT AND TO DETERMINE ACCURATELY WATER USE AS AGAINST REASONABLE WATER REQUIREMENTS FOR THE AUTHORIZED PROJECT. NO ACTION WILL BE TAKEN PURSUANT TO THIS PARAGRAPH UNLESS THE BOARD DETERMINES, AFTER NOTICE TO AFFECTED PARTIES AND OPPORTUNITY FOR HEARING, THAT SUCH SPECIFIC REQUIREMENTS ARE PHYSICALLY AND FINANCIALLY FEASIBLE AND ARE APPROPRIATE TO THE PARTICULAR SITUATION.

4. THE QUANTITY OF WATER DIVERTED UNDER THIS PERMIT AND UNDER ANY LICENSE ISSUED PURSUANT THERETO IS SUBJECT TO MODIFICATION BY THE STATE WATER RESOURCES CONTROL BOARD, IF, AFTER NOTICE TO THE PERMITTEE AND AN OPPORTUNITY FOR HEARING, THE BOARD FINDS THAT SUCH MODIFICATION IS NECESSARY TO MEET WATER QUALITY OBJECTIVES IN WATER QUALITY CONTROL PLANS WHICH HAVE BEEN OR HEREAFTER MAY BE ESTABLISHED OR MODIFIED PURSUANT TO DIVISION 7 OF THE WATER CODE. NO ACTION WILL BE TAKEN PURSUANT TO THIS PARAGRAPH UNLESS THE BOARD FINDS THAT (1) ADEQUATE WASTE DISCHARGE REQUIREMENTS HAVE BEEN PRESCRIBED AND ARE IN EFFECT WITH RESPECT TO ALL WASTE DISCHARGES WHICH HAVE ANY SUBSTANTIAL EFFECT UPON WATER QUALITY IN THE AREA INVOLVED, AND (2) THE WATER QUALITY OBJECTIVES CANNOT BE ACHIEVED SOLELY THROUGH THE CONTROL OF WASTE DISCHARGES.

DATED: SEP 14 1976

R. L. Rosenberger

R. L. ROSENBERGER, CHIEF
DIVISION OF WATER RIGHTS

Received
Division of Water Resources
SEP 15 1976

Name	Act	Info	File	Init

STATE OF CALIFORNIA—THE RESOURCES AGEN

EDMUND G. BROWN JR., Governor

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
2125 19TH STREET
SACRAMENTO, CALIFORNIA 95818
(916) 445-2055

JUN 16 1976

In Reply Refer
to: 332:LLA:21676

Whiskeytown National Recreation Area
U. S. National Park Service
Western Region, Division of Water Resources
450 Golden Gate Avenue, Box 36063
San Francisco, CA 94102

PERMIT 14911 (APPLICATION 21676)
BOULDER CREEK IN SHASTA COUNTY

Your petition for an extension of time to complete your project under Permit 14911 (Application 21676) is being reviewed.

Recently adopted policy requires that all permits be amended by including a total annual diversion and use limitation as they come before the Board for action. We plan to recommend to the Board that a total annual diversion and use limitation of 148 acre-feet be added to your permit. This annual limitation is based on findings from studies which show that (1) the annual water use for domestic purposes is 7 times the amount of water consumed during the month of maximum use and (2) 70% of the annual use occurs during a 9½-month diversion season such as that authorized in your permit.

The annual limitation is calculated as follows:

$$0.5 \text{ cfs} \times 1.98 \text{ af/da/cfs} \times 30.4 \text{ days/mon.} \times 7 \text{ months} \times \frac{70}{100} = 147.5 \text{ af}$$

Explanation of units:

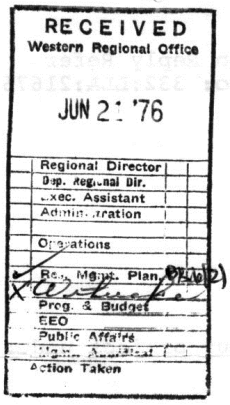
cfs (cubic feet per second)
af/da/cfs (acre-feet per day per cubic foot per second)
af (acre-feet)

We are withholding action on your petition to allow you an opportunity to comment. If we do not hear from you within 30 days, we will recommend to the Board that your permit be amended to show an annual diversion and use limitation of 148 acre-feet.

Ernest M. Miller, for

J. M. Page
Supervising Engineer

06-16-1976: letter to whis from supervising engineer regarding petition for an extension of time for permit no. 14911, appl.no. 2167



01-23-1976: progress report by permittee for 1975: appl. no. 21676, permit no. 14911

State Water Resources Control Board
DIVISION OF WATER RIGHTS
2125 – 19th Street, Sacramento, California 95818

PROGRESS REPORT BY PERMITTEE FOR 1975

OWNER OF RECORD: APPLICATION 21676

WHISKEYTOWN NATL RECREATION AREA
C/O NATIONAL PARK SERVICE,
WESTERN REGION, DIVISION OF WATER RESOURCES,
450 GOLDEN GATE AVENUE, BOX 36063,
SAN FRANCISCO, CALIF 94102

(415) 556-0560
Telephone Number (Include Area Code)

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

SOURCE: BOULDER CREEK

AMOUNT: 0.5 CU FT/SEC
PURPOSE: DOMESTIC

Declaration: The United States gives this notification to the State in the interest of comity, and does not concede that the State has power to regulate the rights of the United States to the use of water.

PERMIT: 14911 12-01-73

IMPORTANT! EVERY permit is issued subject to the conditions therein expressed. I have currently reviewed my permit: YES ☒ NO ☐. I am complying with the conditions under which my permit has been issued: YES ☒ NO ☐. Identify any non-compliance by permit term number under "remarks" on reverse side. This report is important in providing the record of use needed 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
2125 Nineteenth Street, Sacramento, California 95818

THE PROJECT HAS BEEN ABANDONED AND I REQUEST REVOCATION OF THIS PERMIT: YES ☐ NO ☒.

CONSTRUCTION WORK

1. Has construction work commenced? YES ☐ NO ☒. If YES, is construction completed? YES ☐ NO ☐.
2. If incomplete, describe briefly the work done, including cost:
3. If not completed, give estimated date of completion:
4. What percent of construction work remains to be done? 100 % Explain: The National Park Service Master Plan for the park calls for development of a campground in this area to be supplied with water from this source. Project is now awaiting funding.

USE OF WATER

5. Has use of water commenced? YES ☐ NO ☒ Check appropriate box(es) below and explain how water was used.
   (a) ☐ Irrigation — Total acres irrigated — Name of crops served and acreage of each
   (b) ☐ Stockwatering — Number of animals
   (c) ☐ Industrial — Nature of Use
   (d) ☐ Domestic — Number of persons, area of garden, lawn, etc.
   (e) ☐ Municipal — Approximate population
   (f) ☐ Recreational — Boating, fishing, water contact sports
   (g) ☐ Power generation — Installed horsepower capacity
   (h) ☐ Other
6. Amount of water used each month 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
x	x	x	x	x	x	x	x	x	x	x	x	

use has not begun as yet

7. Has use of water, both amount and season, been as great as you expect in any future year under this permit? YES ☐ NO ☐ If "No", explain on reverse side under "remarks".
8. Has location of the intake, place of use, or type of use been changed? YES ☐ NO ☐. Explain on reverse side under "remarks".
9. Did the source go dry? YES ☐ NO ☐. If so, during what months?

STORAGE PROJECTS ONLY

10. Did your reservoir spill this year? YES ☐ NO ☐. If not, how many feet below spillway vertically was the water level at maximum storage? Have you emptied the reservoir? YES ☐ NO ☐. If not, how many feet below spillway vertically was it drawn down at end of season?

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

Dated: 23 JAN 1976 at 450 Golden Gate Ave. San Francisco, Calif. 94102
(Location) (State)

Sign here: (SGD) GERARD S. WITUCKI

Gerard. S. Witucki, Chief, Division of Water Resources
National Park Service, Western Region

SWRCB-15 (9-75) PERMIT 14911 1975

(REPORT CONTINUES ON REVERSE SIDE)

MUNICIPAL, COMMUNITY, OR SUBDIVISION PROJECTS ONLY

11. How many service connections to date?_____ Total population served by the water system_____
12. Estimated number of service connections under full use:_____
13. Are the connections individually metered? YES ☐ NO ☐.
14. Do you plan to meter the connections? YES ☐ NO ☐. When?_____
15. Sewage generated by those to whom you deliver water is disposed of by: Septic tanks and leach lines ☐; Seepage pits ☐; Central treatment plan ☐ operated by_____; Other ☐ (specify under "remarks")_____

PURVEYORS OF WATER ONLY

16. Water service is provided to an area or subdivision including a recreational reservoir: YES ☐ NO ☐.
17. Name of area or subdivision so served:_____
18. State surface area of recreational reservoir(s) at maximum water level referred to in 16 and 17. Identify surface area(s) by name of dam or reservoir:_____

NOTE: The following questions relate to the Board's continuing responsibility to insure that appropriate water is best developed, conserved, and utilized in the public interest as required by the Water Code.

CONSERVATION OF WATER

19. What measures are you using or planning to reduce water losses in conveyance systems? (1) Seepage or leak detection program ☐; (2) Lining canals ☐; (3) Phreatophyte and aquatic vegetation control ☐; (4) Other (describe in remarks) ☐.
20. What measures are used to encourage consumers to conserve water in agricultural use? (1) Program to encourage more efficient irrigation systems (sprinkler, drip, etc.), where applicable ☐; (2) Return flow systems on individual farms ☐; (3) Return flow system areawide ☐; (4) Water pricing to encourage reduced use ☐; (5) Charges for drainage of irrigated lands ☐; (6) Other (describe in remarks) ☐.
21. What measures are used to encourage municipal and industrial consumers to conserve water? (1) Regulations to control wasteful use ☐; (2) Public education program on water conservation ☐; (3) Pricing to encourage reduced use ☐; (4) Assistance to industry in design of recycle systems ☐; (5) Other (describe in remarks) ☐.
22. What records are maintained on water use and conservation? (1) Loss rate from conveyance system ☐; (2) Water use for major crops by each farm ☐; (3) Other (described in remarks) ☐.

WATER QUALITY AND WASTEWATER RECLAMATION

23. Describe methods you are using to minimize erosion and to prevent the entry of silt into surface waters:

24. After use, the water is (1) retained in reservoir ☐; (2) discharged into a stream or lake ☐; (3) discharged into settling ponds ☐; (4) Other ☐. Describe:_____
25. Does or will water being discharged contain waste materials? ☐ Yes ☐ No.
(1) Domestic ☐; (2) Municipal ☐; (3) Industrial ☐; (4) Agricultural ☐; (5) Other ☐. Describe:_____
26. Does or will water being discharged contain any specific material which is deleterious to fish and wildlife or which would impair the water for beneficial uses? ☐ Yes ☐ No. Describe:_____
27. Describe what steps you are, have been, or can take to reclaim or indirectly reuse the water sought being appropriated:

REMARKS

Please designate by number the question you are answering:

(If additional space is needed for remarks, attach numbered sheets.)

35016-983 7-75 2M ⓘ OBP

07-14-1975: memorandum to superintendent from chief, division of water resources regarding transmittal of forms relating to park

Werrell
Witucki
Kilmore

L54(WR)PSW
WHIS/ AWR #6

July 14, 1975

Memorandum

To: Superintendent, Whiskeytown National Recreation Area

From: Chief, Division of Water Resources, Western Region

Subject: Transmittal of forms relating to park Alien Water Right Docket #6

Enclosed for your information and files (Water Right Docket) is the State of California form relating to:

Docket No.	Application No.	Permit No.
AWR 6	21676	14911

This report has been furnished to the State in the interest of comity according to procedures as outlined in "Administrative Policies" handbook. Please note that the report has been stamped with a declaration disclaiming the power of the state to regulate the rights of the United States to the use of water.

(SGD) GERARD S. WITUCKI
Gerard S. Witucki

Enclosure

cc:
WASO, Natural Resources Division,
Attn: Water Resources

(WR)PSW:WLWerrell:rc: 7/14/75

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

DIVISION OF WATER RIGHTS

2125 Nineteenth Street, Sacramento, California 95818

PROGRESS REPORT BY PERMITTEE FOR 1974

OWNER OF RECORD **APPLICATION** 21676

WHISKEYTOWN NATL RECREATION AREA
C/O NATIONAL PARK SERVICE, WESTERN REGION,
DIVISION OF WATER RESOURCES,
450 GOLDEN GATE AVENUE, BOX 36063,
SAN FRANCISCO, CALIF 94102

Telephone Number (include Area Code)

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

SOURCE: BOULDER CREEK

AMOUNT: 0.5 CU FT/SEC
PURPOSE: DOMESTIC

Declaration: The United States gives this notification to the State in the interest of comity, and does not concede that the State has power to regulate the rights of the United States to the use of water.

PERMIT: 14911 12-01-73

IMPORTANT! EVERY permit is issued subject to the conditions therein expressed. I have currently reviewed my permit: YES [X] NO [ ]. I am complying with the conditions under which my permit has been issued: YES [X] NO [ ]. Identify any non-compliance by permit term number under "remarks" on reverse side. This report is important in providing the record of use needed 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, 2125 Nineteenth Street, Sacramento, California 95818***

THE PROJECT HAS BEEN ABANDONED AND I REQUEST REVOCATION OF THIS PERMIT: YES [ ] NO [X].

CONSTRUCTION WORK

1. Has construction work commenced? YES [ ] NO [X]. If YES, is construction completed? YES [ ] NO [ ].
2. If incomplete, describe briefly the work done, including cost: _____
3. If not completed, give estimated date of completion: _____
4. What percent of construction work remains to be done to complete the project? 100 Explain: The National Park Service Master Plan for the park calls for development of a campground in this area to be supplied with water from this source. Project is now awaiting funding.

USE OF WATER

5. Has use of water commenced? YES [ ] NO [X] Check appropriate box(es) below and explain how water was used.
   - (a) [ ] Irrigation _____ (Total acres irrigated) _____ (Name of crops served and acreage of each)
   - (b) [ ] Stockwatering _____ (Number of animals)
   - (c) [ ] Industrial _____ (Nature of Use)
   - (d) [ ] Domestic _____ (Number of persons, area of garden, lawn, etc.)
   - (e) [ ] Municipal _____ (Approximate population)
   - (f) [ ] Recreational _____ (Method of water use)
   - (g) [ ] Recreational _____ (Nature of use)
   - (h) [ ] Power generation _____ (Installed horsepower capacity)
   - (i) [ ] Other _____

6. What quantity of water was used each month in 1974 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
Xx	X	X	X	X	X	X	X	X	X	X	X	

7. Has use of water, both amount and season, been as great as you expect in any future year under this permit? YES [ ] NO [X] If "No", explain on reverse side under "remarks".
8. Has location of the intake, place of use, or type of use been changed? YES [ ] NO [ ]. Explain on reverse side under "remarks".
9. Did the source go dry? YES [ ] NO [ ]. If so, during what months? N/A

STORAGE PROJECTS ONLY

10. Did your reservoir spill this year? YES [ ] NO [ ]. If not, how many feet below spillway vertically was the water level at maximum storage? N/A Have you emptied the reservoir? YES [ ] NO [ ]. If not, how many feet below spillway vertically was it drawn down at end of season? N/A

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

Dated: 3/26/75 at National Park Service, 450 Golden Gate Ave. S.F. Calif. 94102
(location) (state)

Sent to State of Ca. on 4/11/75

Sign here: (SGD) GERARD S. WITUCKI
Permittee

Gerard S. Witucki, Chief, Division of Water Resources

1974

SWRCB 15(9/74) (REPORT CONTINUES ON REVERSE SIDE)

MUNICIPAL, COMMUNITY, OR SUBDIVISION PROJECTS ONLY

11. How many service connections to date?_____ Total population served by the water system _____
12. Estimated number of service connections under full use: _____
13. Are the connections individually metered? YES ☐ NO ☐.
14. Do you plan to meter the connections? YES ☐ NO ☐ When? _____
15. Sewage generated by those to whom you deliver water is disposed of by: Septic tanks and leach lines ☐; Seepage pits ☐; Central treatment plant ☐ operated by _____; Other ☐ (specify under "remarks") _____

PURVEYORS OF WATER ONLY

16. Water service is provided to an area or subdivision including a recreational reservoir: YES ☐ NO ☐.
17. Name of area or subdivision so served: _____
18. State surface area of recreational reservoir(s) at maximum water level referred to in 16 and 17. Identify surface area(s) by name of dam or reservoir: _____

NOTE: The following questions relate to the Board's continuing responsibility to insure that appropriated water is best developed, conserved, and utilized in the public interest as required by the Water Code.

CONSERVATION OF WATER

19. What measures are you using or planning to reduce water losses in conveyance systems? (1) Seepage or leak detection program ☐; (2) Lining canals ☐; (3) Phreatophyte and aquatic vegetation control ☐; (4) Other (describe in "remarks") ☐;
20. What measures are used to encourage consumers to conserve water in agricultural use? (1) Program to encourage more efficient irrigation systems (sprinkler, drip, etc.), where applicable ☐; (2) Return flow systems on individual farms ☐; (3) Return flow system areawide ☐; (4) Water pricing to encourage reduced use ☐; (5) Charges for drainage of irrigated lands ☐; (6) Other (describe in "remarks") ☐;
21. What measures are used to encourage municipal and industrial consumers to conserve water? (1) Regulations to control wasteful use ☐; (2) Public education program on water conservation ☐; (3) Pricing to encourage reduced use ☐; (4) Assistance to industry in design of recycle systems ☐; (5) Other (describe in "remarks") ☐.
22. What records are maintained on water use and conservation? (1) Loss rate from conveyance system ☐; (2) Water use for major crops by each farm ☐; (3) Other (describe in "remarks") ☐.

WATER QUALITY AND WASTEWATER RECLAMATION

23. Describe methods you are using to minimize erosion and to prevent the entry of silt into surface waters: _____

24. After use, the water is (1) retained in reservoir ☐; (2) discharged into a stream or lake ☐; (3) discharged into settling ponds ☐. (4) Other ☐ Describe: _____

25. Is or will water being discharged contain waste materials? YES ☐ NO ☐. (1) Domestic ☐; (2) Municipal ☐; (3) Industrial ☐; (4) Agricultural ☐; (5) Other ☐ Describe: _____

26. Is or will water being discharged contain any specific material which is deleterious to fish and wildlife or which would impair the water for beneficial uses? YES ☐ NO ☐. Describe: _____

27. Describe what steps you are, have been, or can take to reclaim or directly reuse the water sought to be appropriated: _____

REMARKS

Please designate by number the question you are answering:

_____

(Additional space is needed for remarks, attach numbered sheets)

09-10-1974: letter to division of water rights from chief, division of water resources regarding petition for extension of time for per

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:

RECEIVED
SEP 13 9 49 AM '74

File in appropriate WHISKEYTOWN WATER RIGHT Pocket

L54(WR)PSW
WHIS/AWR #6

September 10, 1974

California State Water Resources
Control Board
Division of Water Rights
2125 19th Street
Sacramento, California 95818

Gentlemen:

In response to your letter of August 12, we are submitting a petition for extension of time for Permit #14911(Application #21676). Payment in the amount of $5.00 will be forwarded to your office by the U.S. Treasury Department under separate cover.

(SGD) GERARD S. WITUCKI

Gerard S. Witucki
Chief, Division of Water Resources

Enclosure

cc:
Supt., WHIS NRA, w/cy of encl
WASO(MR) w/cy of encl

PETITION FOR EXTENSION OF TIME

1. A master plan has been drafted along with a draft environmental impact statement concerning the use of Whiskeytown Recreation Area which includes the contemplated construction of a campsite adjacent to and utilizing Boulder Creek as a water source.

2. When the plans are finalized and funding is made available, the National Park Service anticipates construction as soon as possible thereafter.

3. Funding as well as approval has not been granted for this development as yet.

09-10-1974: public voucher for purchase and services other than personal

★U.S. GOVERNMENT PRINTING OFFICE: 1969--333-169

Standard Form 1034
7 GAO 5000
1034—114

PUBLIC VOUCHER FOR PURCHASES AND 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
450 Golden Gate Avenue
San Francisco, Ca 94102

DATE VOUCHER PREPARED: September 10, 1974

CONTRACT NUMBER AND DATE:

REQUISITION NUMBER AND DATE:

SCHEDULE NO.

PAID BY

PAYEE'S NAME AND ADDRESS:
State of California--The Resources Agency
State Water Resources Control Board
Division of Water Rights
2125 19th Street
Sacramento, Ca 95818
Attn: J. M. Page

DATE INVOICE RECEIVED

DISCOUNT TERMS

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)	QUANTITY	UNIT PRICE COST	UNIT PRICE PER	AMOUNT (1)
		Filing Fee for Extension of Time for the use of water under Permit # 14911, Application #21676 Boulder Creek, Whiskeytown Nat'l Recreation Area	1	5.00		$5.00

(Use continuation sheet(s) if necessary) (Payee must NOT use the space below) TOTAL

PAYMENT:
☐ COMPLETE
☐ PARTIAL
☐ FINAL
☐ PROGRESS
☐ ADVANCE

APPROVED FOR = $

EXCHANGE RATE = $1.00

BY [2]

TITLE

DIFFERENCES

Amount verified; correct for

(Signature or initials)

Pursuant to authority vested in me, I certify that this voucher is correct and proper for payment.

Sep 10, 1974 (Date) Gerard S. Witucki (SGD) GERARD S. WITUCKI (Authorized Certifying Officer) [2] Chief, Division of Water Resources (Title)

ACCOUNTING CLASSIFICATION

8094-1001-414

PAID BY

CHECK NUMBER ON TREASURER OF THE UNITED STATES

CHECK NUMBER ON (Name of bank)

CASH $

DATE

PAYEE [3]

PER

TITLE

1 When stated in foreign currency, insert name of currency.
2 If the ability to certify and authority to approve are combined in one person, one signature only is necessary; otherwise the approving officer will sign in the space provided, over his official title.
3 When a voucher is receipted in the name of a company or corporation, the name of the person writing the company or

09-10-1974: petition for extension of time for permit no. 14911, appl. no. 21676

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

Water User:

Application 21676 Permit 14911

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, will review the facts presented to determine whether there is good cause for granting an 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. Revoking the permit for failure to proceed with due diligence in completing the project.

2. Issuing a license for the amount of water heretofore placed to beneficial use under the terms of the permit.

3. Granting a reasonable extension of time to complete construction work and/or full beneficial use of water.

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

☐ The project has been abandoned and I request revocation of the permit. _____
Signature

☐ Full use of water has been made, both as to amount and season, and I request license be issued. _____
Signature

xx ☒ The project is not yet complete. I request the Board's consideration of the following petition for an extension of time:

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? See Attached Sheet(Petition for Extension of Time)

SWRCB 20c (1) (9/73)

2. Estimated date construction work will begin _____

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

_____

_____

_____

_____

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 only under this permit.

4. A (one-year) (two-year) (three-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 is $_____.

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 were not completed within time previously allowed _____

_____

_____

_____

_____

I declare under penalty of perjury that the above is true and correct to the best of my knowledge and belief.

Dated September 10, ____, 19 74 at San Francisco, _____, California.

(SGD) GERARD S. WITUCKI

Note: A $5 fee must accompany a petition for an extension of time.

SWRCB 20c (2) (9/73)

08-12-1974: letter to whis from supervising engineer regarding expiration of time to complete use of water under permit no. 14911,

STATE OF CALIFORNIA—THE RESOURCES AGENC. RONALD REAGAN, Governor

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
2125 19TH STREET
SACRAMENTO, CALIFORNIA 95818

AUG 12 1974

Whiskeytown National Recreation Area
U. S. National Park Service
Western Region, Division of Water Resources
450 Golden Gate Avenue, Box 36063
San Francisco, CA 94102

Gentlemen:

Permit 14911 (Application 21676)
Boulder Creek in Shasta County

Time has expired to complete use of water under this permit. Please advise us by completing the appropriate portions of the enclosed form which formal action you desire to be taken on this permit. You may request that a license be issued for the amount of water placed to beneficial use under the permit or that the permit be revoked, or you may petition for an extension of time.

Enclosed for your information is a copy of State Water Resources Control Board guidelines for considering petitions for extensions of time. Please note a $5 fee must accompany the petition.

If the full amount of water allowed by the permit has been used, or if you consider the project substantially complete, you should request that a license be issued. A license is the final confirmation of the water right.

If you have not commenced or completed construction work or beneficial use of the water with due diligence or the project has been abandoned, you are asked to request revocation of the permit.

Sincerely,

J M Page

J. M. Page
Supervising Engineer

Enclosures

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

PROGRESS REPORT BY PERMITTEE FOR 1973

OWNER OF RECORD **APPLICATION** 21676

WHISKEYTOWN NATL RECREATION AREA
c/o NATIONAL PARK SERVICE, WESTERN REGION, DIVISION OF WATER RESOURCES,
450 GOLDEN GATE AVENUE,
BOX 36063,
SAN FRANCISCO, CALIF 94102

Declaration: The United States gives this notification to the State in the interest of comity, and does not concede that the State has power to regulate the rights of the United States to the use of water.

Telephone Number

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

SOURCE: BOULDER CREEK

AWR #6

AMOUNT: 0.5 CU FT/SEC
PURPOSE: DOMESTIC

Declaration: The United States gives this notification to the State in the interest of comity, and does not concede that the State has power to regulate the rights of the United States to the use of water.

PERMIT 14911

12-01-73

IMPORTANT! Every permit is issued subject to the conditions therein expressed. I have currently reviewed and am complying with the conditions under which my permit has been issued. [X] Yes [ ] No

This report is important in providing the record of use needed 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 1015, Resources Building, 1416 Ninth Street, Sacramento, California 95814.**

The project has been abandoned and I request revocation of this permit. [ ] Yes [X] No

CONSTRUCTION WORK

1. Has construction work commenced? [ ] Yes [X] No If yes, is construction completed? [ ] Yes [ ] No
2. If incomplete, describe briefly the work done, including cost.

3. If not completed, give estimated date of completion.
4. What percent of construction work remains to be done to complete the project? 100 Explain: The National Park Service Master Plan for the park calls for development of a campground in this area to be supplied with water from this source. Project is now awaiting funding.

USE OF WATER

5. Has use of water commenced? [ ] Yes [X] No Explain how water was used under "remarks" on reverse side.
6. What quantity of water was used each month in 1973 under this permit in gallons or acre-feet?

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

7. Has use of water, both amount and season, been as great as you expect in any future year under this permit? [ ] Yes [X] No
8. Has location of the intake, place of use, or type of use been changed? [ ] Yes [ ] No Explain on reverse side. under "remarks".
9. Did the source go dry? [ ] Yes [ ] No If so, during what months? N/A

STORAGE PROJECTS ONLY

10. Did your reservoir spill this year? [ ] Yes [ ] No If not, how many feet below spillway vertically was the water level at maximum storage? N/A Have you emptied the reservoir? [ ] Yes [ ] No If not, how many feet below spillway vertically was it drawn down at end of season?

MUNICIPAL, COMMUNITY, OR SUBDIVISION PROJECTS ONLY

11. How many service connections to date? N/A Total population served by the water system N/A
12. Estimated number of service connections under full use
13. Are the connections individually metered? [ ] Yes [ ] No
14. Do you plan to meter the connections? [ ] Yes [ ] No When?
15. Sewage generated by those to whom you deliver water is disposed of by: [ ] Septic tanks and leach lines; [ ] Seepage pits; [ ] Central treatment plant operated by N/A; [ ] Other (specify under "remarks" on reverse side)

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

Dated: Sign Here: (SGD) GERARD S. WITUCKI
Permittee

1973

(Report continues on reverse side)

SWRCB-15 (8-73)

NOTE: The following questions relate to the Board's continuing responsibility to insure that appropriated water is best developed, conserved, and utilized in the public interest as required by the Water Code.

CONSERVATION OF WATER

16. What measures are you using or planning to reduce water losses in conveyance systems? (1) Seepage or leak detection program ☐ (2) Lining canals ☐; (3) Phreatophyte and aquatic vegetation control ☐; (4) Other (describe in remarks) ☐.

17. What measures are used to encourage consumers to conserve water in agricultural use? (1) Program to encourage more efficient irrigation systems (sprinkler, drip, etc.), where applicable ☐; (2) Return flow systems on individual farms ☐; (3) Return flow system areawide ☐; (4) Water pricing to encourage reduced use ☐; (5) Charges for drainage of irrigated lands ☐; (6) Other (describe in remarks) ☐;

18. What measures are used to encourage municipal and industrial consumers to conserve water? (1) Regulations to control wasteful use ☐; (2) Public education program on water conservation ☐; (3) Pricing to encourage reduced use ☐; (4) Assistance to industry in design of recycle systems ☐; (5) Other (describe in remarks) ☐.

19. What records are maintained on water use and conservation? (1) Loss rate from conveyance system ☐; (2) Water use for major crops by each farm ☐; (3) Other (describe in remarks) ☐.

WATER QUALITY AND WASTEWATER RECLAMATION

20. Describe methods you are using to minimize erosion and to prevent the entry of silt into surface waters:

21. After use, the water is (1) retained in reservoir ☐; (2) discharged into a stream or lake ☐; (3) discharged into settling ponds ☐; (4) Other ☐; Describe:

22. Is or will water being discharged contain waste materials? ☐ Yes ☐ No
(1) Domestic ☐; (2) Municipal ☐; (3) Industrial ☐; (4) Agricultural ☐; (5) Other ☐; Describe:

23. Is or will water being discharged contain any specific material which is deleterious to fish and wildlife or which would impair the water for beneficial uses? ☐ Yes ☐ No Describe:

24. Describe what steps you are, have been, or can take to reclaim or directly reuse the water sought to be appropriated:

REMARKS

Please designate by number the question you are answering:

additional space is needed for remarks, attach n d sheets.)

11-23-1973: memorandum to superintendent, whis from chief, division of water resources regarding progress report for alien water

WW
Werrell
Witucki
[redacted]

L54 (WR)PSW
WHIS/AWR #6

November 23, 1973

Memorandum

To: Superintendent, Whiskeytown-Shasta-Trinity NRA

From: Chief, Division of Water Resources, Western Region

Subject: Progress Report for Alien Water Right Docket No. 6, Application 21676, Permit 14911

Enclosed for filing in your water rights docket AWR #6 is a copy of the Progress Report for the year 1973 of Application 21676, Permit 14911, for Boulder Creek in Whiskeytown National Recreation Area.

(SGD) GERARD S. WITUCKI

Gerard S. Witucki

Enclosure

cc:
WASO (PNH) w/encl

(WR)PSW:WLWerrell:mpm 11/23/73

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

APR 11 1973

Mr. Gerald S. Witucki, Chief, Water Resources
National Park Service, Western Region
Division of Water Resources
450 Golden Gate Avenue, Box 36063
San Francisco, CA 94102

Dear Mr. Witucki:

Permit 14911 (Application 21676)
Boulder Creek in Shasta County

Your office informed us by telephone that the condemnation action in connection with the land to be served by water under this permit has been completed.

Unless notified otherwise within 30 days, our records will be changed to show U. S. National Park Service as the present owner.

A copy of the permit is enclosed.

Sincerely,

J M Page

J. M. Page
Supervising Engineer

cc: Mr. and Mrs. Lee Funderburg
Post Office Box 158
Whiskeytown, CA 96095

Enclosure

Witucki file

Discussed this letter with H. Cosy of Lands, particulary the reference telephone call regarding condemnation. He indicated that the condemnation was proceeding according to schedule, hence this note.
This letter will now be filed, ~~issued~~ awaiting a new permit.

W. Werrell 4-18-73

04-11-1973: stamp of receival

Received
Division of Water Resources
APR 12 1973

Name	Act	Info	File	Init

04-11-1973: order approving a new development schedule: permit no. 14911, appl. no. 21676

STATE OF CALIFORNIA—THE RESOURCES AG Y
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

PERMIT 14911 APPLICATION 21676

WHEREAS A PETITION FOR EXTENSION OF TIME WITHIN WHICH TO DEVELOP THE PROJECT AND APPLY THE WATER TO THE PROPOSED USE HAS BEEN FILED WITH THE STATE WATER RESOURCES CONTROL BOARD; AND

WHEREAS IT APPEARS THAT THE PERMITTEE HAS PROCEEDED WITH DILIGENCE AND THAT GOOD CAUSE HAS BEEN SHOWN FOR EXTENSION OF TIME; AND

WHEREAS THE STATE WATER RESOURCES CONTROL BOARD HAS DULY AUTHORIZED THE CHIEF, DIVISION OF WATER RIGHTS TO SIGN THIS ORDER;

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

CONSTRUCTION WORK SHALL COMMENCE ON OR BEFORE	DECEMBER 1, 1972
CONSTRUCTION WORK SHALL BE COMPLETED ON OR BEFORE	DECEMBER 1, 1973
APPLICATION OF THE WATER TO THE PROPOSED USE SHALL BE COMPLETED ON OR BEFORE	DECEMBER 1, 1973

DATED: JAN 26 1972

K. L. Woodward

K. L. WOODWARD, CHIEF
DIVISION OF WATER RIGHTS

09-03-1970: order approving a new development schedule: permit no. 14911, appl. no. 21676

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

PERMIT 14911 APPLICATION 21676

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 14911; 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 COMMENCE ON OR BEFORE	DECEMBER 1, 1970
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: SEP 3 1970

K. L. Woodward
K. L. WOODWARD, CHIEF
DIVISION OF WATER RIGHTS

ATE OF CALIFORNIA—THE RESOURCES AGENC
ATE WATER RESOURCES CONTROL BOARD
IVISION OF WATER RIGHTS
OM 1140, RESOURCES BUILDING
16 NINTH STREET • SACRAMENTO 95814

overnor

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 reproduction. 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 REC'D

12-06-1967: state water rights board: memorandum concerning applications to appropriate

NOTE: APPROPRIATIVE RIGHTS INITIATED PRIOR TO DECEMBER 19, 1914, AND RIPARIAN RIGHTS ARE NOT INCLUDED IN THIS LIST AND INFORMATION CONCERNING THEM IS LACKING. SEE REGULATIONS AND INFORMATION PERTAINING TO THE APPROPRIATION OF WATER, PP 49-55.

STATE OF CALIFORNIA
RESOURCES AGENCY

STATE WATER RIGHTS BOARD

MEMORANDUM CONCERNING APPLICATIONS TO APPROPRIATE

APPLICATIONS WITHIN WHISKEYTOWN NATIONAL RECREATION AREA — DATE PREPARED DECEMBER 6, 1967

APP No.	DATE FILED	APPLICANT	SOURCE	POINT OF DIVERSION			AMOUNT		USE	STATUS
				SECTION	TWP & RANGE	B&M	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	P
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	MISSELBECK BRANCH	NENE31	31N7W	M		4800	ID	L

by Phone call of 9/3/68

19103 U.S.N. Park Service — 34 33N.7W.
19104 " " " — 34 " "
21408 " " " — 14 " "

SWRB-30 ((1-65)

SEE REVERSE SIDE OF FORM FOR EXPLANATION OF ENTRIES

89846-967 2-67 2k

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:

NWNW	NENW	NWNE	NENE
SWNW	SENW	SWNE	SENE
NWSW	NESW	NWSE	NESE
SWSW	SESW	SWSE	SESE

TWP & RANGE: Numbers preceding N or S are township number north or south of base line. Numbers preceding E or W are 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 Stockwatering, fire protection
V Recreational, fish culture
W Wildlife propagation
X Recreational, stockwatering
Y Recreational, stockwatering, fish culture
Z Uses too numerous to list or not included in code

STATUS:
No entry—Application
P —Permit
L —License

12-06-1967: state water rights board: memorandum concerning applications to appropriate, page 2 - explanation of entriescont

APPLICANT MUST NOT FILL IN BLANKS BELOW

PERMIT No. 14911

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 0.5 cubic foot per second by direct diversion to be diverted from about September 1 of each year to about June 15 of the succeeding year.

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

3. Actual construction work shall begin on or before June 1, 1966, 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, 1967.

5. Complete application of the water to the proposed use shall be made on or before December 1, 1968.

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.

9. Permittee shall, during the period from September 1 to October 31 and from June 1 to June 15 of each year, bypass a minimum flow of 0.75 cubic foot per second, and from November 1 to May 31 bypass a minimum flow of 2 cubic feet per second, or the natural flow if less, past the point of diversion to maintain fishlife.

10. Neither the issuance of this permit nor the reduction in season agreed to by permittee shall be construed as placing a limitation on any riparian right or decreed right to the waters of Boulder Creek which permittee may have.

11. Upon a judicial determination that the place of use under this permit or a portion thereof is entitled to the use of water by riparian right, the right so determined and the right acquired under this permit shall not result in a combined right to the use of water in excess of that which could be claimed under the larger of the two rights.

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 amounts 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: OCT 2 8 1965

STATE WATER RIGHTS BOARD

L. K. Hill

L. K. Hill
Executive Officer

14911

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.

FORM 61-A

84571 4-63 2M SPO

01-05-1965: letter to state water rights board from project manager regarding hearing or proceedings in connection with appl. no.

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:
L-54

January 5, 1965

Mr. L. K. Hill, Executive Officer
State Water Rights Board
1416 Ninth Street
Sacramento, California 95814

Dear Mr. Hill:

Thank you for your letter of December 29, 1964 advising that a hearing or proceedings in lieu of a hearing is the next step in connection with Application 21676, Boulder Creek in Shasta County. As your records show, the National Park Service, through its representative Project Manager Samuel A. King at Whiskeytown National Recreation Area, has filed a formal protest to this application.

While I have signed the enclosed stipulation form, the Service is prepared to participate in a formal hearing before the Board. In such case, Mr. King will be the Service's representative. He will be available to your engineer when the on-site inspection is made, and this Office with Mr. King would be pleased to provide additional and/or clarifying information if these are required.

Copies of our correspondence are being sent to Mr. King. It is requested that all further communications on this application be sent directly to him as follows:

Project Manager
Whiskeytown National Recreation Area
P. O. Box 617
Redding, California 96002

Sincerely yours,

Warren F. Hamilton

Enclosure

STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

STATE WATER RIGHTS BOARD
Room 1140-1416 Ninth Street
Sacramento, California 95814

In the Matter of Application 21676 (Lee and Jessie C. Funderburg)

Stipulation Under Article 14, Section 737 California Administrative Code Title 23. Waters

Subject to approval by the State Water Rights Board, the parties, applicant and protestant, do hereby stipulate as follows:

1. The matter of Application 21676 and of the protests thereto shall be submitted for decision by the State Water Rights Board upon (1) the official records of the Board, including but not limited to reports which may be made by the Board on investigations, field or otherwise, and (2) research and studies by the Board relating to the issues involved, together with such relevant written representations, records, and documents as the undersigned parties and other interested persons may submit.

2. In the event the Board shall make a field investigation or investigations, it is understood that notice of the time and place thereof shall be given to the undersigned parties and other interested persons known to the Board, who may attend the same and who may offer information pertinent to any such investigation within such time as the Board in its discretion may prescribe.

3. This stipulation is made under the provisions of Article 14, Section 737, California Administrative Code, Title 23. Waters; and each and all of the provisions of said section are hereby agreed to and accepted by each and all of the undersigned parties. It is the intention of the undersigned parties that the right to seek judicial review of the proceedings and decision of the Board, and the general scope of such review shall not be restricted or otherwise affected by this stipulation.

Dated: January 5, 1965

Warren F. Hamilton
Signature
Warren F. Hamilton
Assistant Regional Director
~~National Park Service~~, Western Region
450 Golden Gate Avenue
San Francisco, California 94102

The foregoing stipulation is hereby approved at Sacramento, California, this _____ day of _____ 196_____.

STATE WATER RIGHTS BOARD

By _____

FORM 167

RECEIVED
NPS WESTERN REGIONAL

STATE OF CALIFORNIA—RESOURCES AGENCY

...ED ...G. BROWN, Governor

STATE WATER RIGHTS BOARD

ROOM 1140 • 1416 9th ST. • SACRAMENTO 95814

KENT SILVERTHORNE, *Chairman*
RALPH J. McGILL, *Member*
W. A. ALEXANDER, *Member*

Dec 30 64

December 29, 1964

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

Subject: Application 21676, Boulder Creek
in Shasta County

Gentlemen:

Before action can be taken on subject application(s), either (1) a hearing or (2) proceedings in lieu of hearing will be necessary. For your information we have enclosed a leaflet entitled "Regulations Pertaining to Protests and Hearings". Sections 730 through 736 of the leaflet refer to hearings. Section 737 describes proceedings in lieu of hearing.

A hearing requires an appearance before the Board by or on behalf of the applicant(s) and protestant(s), for the purpose of presenting oral testimony and/or written evidence in support of, or in opposition to, the application(s). A complete record of the hearing is kept by a court reporter whose charges must be paid by the parties. Final decision of the Board is based on the evidence received at the hearing.

Proceedings in lieu of hearing normally include an announced visit to the project area by an engineer of the Board. He observes the physical conditions surrounding the proposed project(s), interviews the persons present, collects such data and information as may be available and prepares a written report for the permanent record of the application(s). Final decision by the Board in proceedings in lieu of hearing is based upon the report, together with such written representations, records and other documents as may be submitted, and any other relevant information available. No costs are assessed against the parties.

If you prefer the proceedings in lieu of hearing, please sign the enclosed stipulation form and return it to the Board without delay. If you desire a hearing, you should promptly advise the Board that you wish to proceed on that basis. A hearing is required if stipulations for proceedings in lieu of hearing are not received from the applicant and all protestants.

The Board requires that all matters relating to application(s) proceed as promptly as is practicable; consequently, any requests for inordinate delays in setting an application for hearing or in conducting proceedings in lieu of hearing will be denied.

Sincerely,

L. K. Hill

L. K. Hill
Executive Officer

Enclosures 2

10-30-1964: letter to u.s. department of the interior from executive officer regarding application no. 21676

STATE OF CALIFORNIA—RESOURCES AGENCY

EDMUND G. BROWN, Governor

STATE WATER RIGHTS BOARD
ROOM 1140 • 1416 9th ST. • SACRAMENTO 95814

KENT SILVERTHORNE, *Chairman*
RALPH J. McGILL, *Member*
W. A. ALEXANDER, *Member*

RECEIVED
NPS WESTERN REGIONAL OFFICE
NOV 3 '64

October 30, 1964

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

Attention: Mr. Manuel Morris
Hydraulic Engineer

Subject: Application 21676, Boulder Creek
in Shasta County

Gentlemen:

Your letter of October 19 has been received.

We are enclosing a copy of Application 21676, a copy of the notice issued August 21, 1964, and a copy of the protest by the California Department of Fish and Game.

The California Department of Fish and Game protest is the only protest received aside from that of the National Park Service.

If we can be of further assistance, please feel free to inquire.

Sincerely,

L. K. Hill
Executive Officer

Enclosures

10-19-1964: memorandum to state water rights board from hydraulic engineer regarding request for application no. 21676 and pub

~~11/19~~

October 19, 1964

L. K. Hill, Executive Officer
State Water Rights Board
P.O. Box 1592
1401 Twenty-first Street
Sacramento, California

Dear Mr. Hill:

We would appreciate receiving a copy of Application 21676 by Lee and Jessie C. Funderberg and a copy of the Public Notice of the filing of this application as well as copies of protests thereto except that submitted by the National Park Service at Whiskeytown. As these documents will require reproduction by us for distribution within our organization, it is requested that the copies be as clear and legible as conveniently possible.

Thank you for your assistance and past courtesies.

Sincerely yours,

Manuel Morris
Hydraulic Engineer

Extra

SLEK
L1049

WRD Docket
Morris

TATE OF CALIFORNIA—RESOURCES AGENCY — EDMUND G. BROWN, Governor

TATE WATER RIGHTS BOARD
O. BOX 1592 • 1401 21st ST. • SACRAMENTO

ENT SILVERTHORNE, Chairman
ALPH J. McGILL, Member
. A. ALEXANDER, Member

REC'D OCT 6 1964

ROUTE		INFOR	ACTION	INITIAL
1	PROJ. MGR.			SK
2	CHIEF RANGER			
	ADMIN. ASSIST.			
	ENGINEER			
	LANDSC. ARCH.			
	FIREMAN			
3	ALL EMPL.			
	FILE			

October 5, 1964

Mr. Samuel A. King, Project Manager
U. S. Department of the Interior
National Park Service, Whiskeytown
Box 617
Redding, California

Subject: Protest of Application 21676 for
Unappropriated Water

Dear Mr. King:

Your protest against Application 21676 of Lee and Jessie C. Funderberg has been received.

We note the protest states that a copy has been served upon the applicant.

If a hearing is found necessary, you will be given notice of the time and place.

Sincerely,

L. K. Hill

L. K. Hill
Executive Officer

WESTERN REGIONAL OFFICE
OCT 7 1964
RECEIVED
SAN FRANCISCO


WESTERN REGIONAL OFFICE
RECEIVED
OCT 7 - 1964
SERVICE

09-21-1964: protest: application 21676

STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD
1401 21st STREET
P. O. BOX 1592
SACRAMENTO 7

SEP 23 8 15 AM '64
STATE WATER RIGHTS BOARD
SACRAMENTO

PROTEST

Application 21676

I, California Department of Fish and Game (Name of protestant)
of 722 Capitol Mall, Sacramento, California 95814 (Post-office address of protestant) have read carefully a copy
of, or a notice relative to Application 21676 of Lee and Jessie C. Funderburg, P.O. Box 153, (State name of applicant)
Whiskeytown, Calif. to appropriate from Boulder Cr., trib. to Clear Cr. thence Sacramento Riv. (Name the source)
at a point SE 1/4 of SE 1/4 Section 12 T32N R7W MDB&M (Describe location of applicant's point of diversion)

It is desired to protest against the approval thereof because to the best of our (My or our) information and belief the
proposed appropriation will result in injury to the State (Me or us) as follows: destruction of rainbow trout, (State the injury which will result to you)
property of the State of California.

Protestant claims a right to the use of water from the source from which applicant proposes to divert, which
right is based upon Section 5937 of the Fish and Game Code and Section 1243 and 1257 of (Prior application, notice posted or use begun prior to December 19, 1914; riparian claim, etc.)
the Water Code (see reverse side)

The extent of present and past use of water by protestant or his predecessors in interest from this source is as
follows: Rainbow trout are present and reproduce naturally in Boulder Creek, tributary (State approximate date first use made, amount used, time of year when diversion is made, the use to which water is put)
to Clear Creek.

Where is *your diversion point* located? ¼ of ¼ of Section , (Describe location with sufficient accuracy that position thereof relative to that)
T. , R. , B. & M.
of applicant may be determined

This protest may be disregarded and dismissed if applicant agrees to inclusion of the (State conditions which will relieve protest)
following conditions in any permit issued: "Permittee shall bypass or release into
the natural streambed of Boulder Creek immediately below the diversion point and
during periods each year as herein specified, the following flows, or the natural flow
if less: June 1 through October 31 - 0.75 c.f.s.
November 1 through May 31 - 2.0 c.f.s."

A true copy of this protest has been served upon the applicant by mail. (Personally or by mail)

(Protestant sign here)
Deputy Director

Date September 21, 1964

NOTE—Protests must be filed within the time allowed by the Board as stated in the published notice relative to an application or such further time as may be allowed.

FORM 7d

cc: Applicant - Note to applicant - If you desire discussion of this protest
Region 1 (OVER) please contact Department of Fish and Game
D.A.G. Region 1 - Box 1677
File Redding, California

NOTE

A clear and concise statement of the grounds of protest is desired. This statement should take the form indicated on the reverse side hereof. Additional information may be added below if there is insufficient space in the blanks, or if not provided for on the blanks, but insofar as practicable it is desired that protests follow the printed form.

Section 5937 of the Fish and Game Code reads in part that: "The owner of any dam shall allow sufficient water at all times to pass through a fishway, or in the absence of a fishway, allow sufficient water to pass over, around or through the dam, to keep in good condition any fish that may be planted or exist below the dam..."

Section 1243 of the Water Code reads in part that: "The use of water for recreation and the preservation and enhancement of fish and wildlife resources is a beneficial use of water. In determining the amount of water available for appropriation for other beneficial uses, the State Water Rights Board shall take into account, whenever it is in the public interest, the amounts of water required for recreation and the preservation and enhancement of fish and wildlife resources."

Section 1257 of the Water Code reads in part that: "In acting upon applications to appropriate water, the State Water Rights Board shall consider the relative benefit to be derived from all beneficial uses of the water concerned including, but not limited to, use for domestic, irrigation, municipal, industrial, preservation of fish and wildlife, recreational, mining and power purposes, and may subject such appropriations to such terms and conditions as in its judgment will best develop, conserve, and utilize in the public interest, the water sought to be appropriated."

DO NOT WRITE BELOW

09-11-1964: protest: application no. 21676

STATE OF C .IFORNIA—STATE WATER RIGH.S BOARD
1401 21ST STREET
P. O. BOX 1592
SACRAMENTO 7

PROTEST

Application 21676

I, Samuel A. King, Project Manager, U. S. Department of the Interior
Name of protestant
of National Park Service, Whiskeytown, Box 617, Redding, Calif. have read carefully a copy
Post-office address of protestant
of, or a notice relative to Application 21 676 of Lee and Jessie C. Funderburg
State name of applicant
to appropriate from Boulder Creek, Shasta County
Name the source
at a point of diversion within see/4 of se1/4 section 12 T32N r/w MDB&M
Describe location of applicant's point of diversion

It is desired to protest against the approval thereof because to the best of our information and belief the
My or our
proposed appropriation will result in injury to us as follows: destruction of trout habitat in
Me or us
State the injury which will result to you
Boulder Creek, a portion of which flows through U. S. Lands.

Protestant claims a right to the use of water from the source from which applicant proposes to divert, which right is based upon
Prior application, notice posted or use begun prior to December 19, 1914; riparian claim, etc.

The extent of present and past use of water by protestant or his predecessors in interest from this source is as follows: sp owning, nursery, and habitat for trout species between the flow line
State approximate date first use made, amount used, time of year when diversion is made, the use to which water is put
(1 210 elevation) and the flood line (1220 elevation) of Whiskeytown Reservoir - all on lands of the United States.

Where is *your diversion point* located? ¼ of ¼ of Section ,
Describe location with sufficient accuracy that position thereof relative to that
T. , R. , B. & M.
of applicant may be determined

This protest may be disregarded and dismissed if applicants water use permit includes
State conditions which will relieve protest
stipulations for flow releases for maintenance of fish and aquatic life below the proposed diversion point in Boulder Creek.

A true copy of this protest has been served upon the applicant by m ail
Personally or by mail

Samuel A. King
Protestant sign here

Date September 11, 19 64

NOTE.—Protests must be filed within the time allowed by the Board as stated in the published notice relative to an application or such further time as may be allowed.

FORM 78 (OVER) 69615 7-62 6M ⓈSPO

NOTE

A concise and definite statement of the grounds of protest is desired. This statement should take the form indicated on the blanks on the reverse side of this sheet. Additional information may be added below if there is insufficient space in the blanks, or data not pertinent to those blanks, but insofar as practicable it is desired that protests follow the printed form.

DO NOT WRITE BELOW

08-21-1964: notice of application to appropriate water: appl. no. 21676

THE RESOURCES AGENCY OF CALIFORNIA
STATE WATER RIGHTS BOARD
P. O. Box 1592
Sacramento, California 95807

NOTICE OF APPLICATION TO APPROPRIATE WATER

APPLICATION 21676

NOTICE IS HEREBY GIVEN THAT LEE & JESSIE C FUNDERBURG
P O BOX 158, WHISKEYTOWN, CALIF

HAVE UNDER THE DATE OF MARCH 6, 1964, APPLIED TO THE STATE WATER RIGHTS BOARD FOR A PERMIT TO APPROPRIATE UNAPPROPRIATED WATER, SUBJECT TO VESTED RIGHTS.

DESCRIPTION OF PROJECT

WATER TO BE APPROPRIATED FROM BOULDER CREEK TRIBUTARY TO
CLEAR CREEK THENCE SACRAMENTO RIVER
POINT OF DIVERSION WITHIN SE1/4 OF SE1/4 SECTION 12 T32N R7W MDB&M
IN THE COUNTY OF SHASTA
AMOUNT APPLIED FOR: 0.5 CUBIC FOOT PER SECOND BY DIRECT DIVERSION
DIVERSION SEASON NAMED: JANUARY 1 TO DECEMBER 31 OF EACH YEAR

WATER TO BE USED FOR IRRIGATION & DOMESTIC PURPOSES

PLACE OF USE DESCRIBED: IRRIGATION OF ONE HALF ACRE PARK AND DOMESTIC USE IN SE1/4 OF NE1/4, NE1/4 OF SE1/4, SE1/4 OF SE1/4 AND SW1/4 OF SE1/4 IN PROJECTED SECTION 12 T32N R7W MDB&M, AS SHOWN ON MAP FILED WITH STATE WATER RIGHTS BOARD.

RELATIVE TO PROTESTS

BLANKS UPON WHICH TO SUBMIT PROTESTS WILL BE SUPPLIED FREE UPON REQUEST

ANY PERSON DESIRING TO PROTEST THE GRANTING OF SUCH PERMIT SHALL WITHIN 40 DAYS FROM DATE HEREOF FILE A WRITTEN PROTEST WITH THE STATE WATER RIGHTS BOARD, P. O. BOX 1592, SACRAMENTO, CALIFORNIA 95807. SUCH PROTEST SHALL CLEARLY SET FORTH THE PROTESTANT'S OBJECTIONS TO THE APPROVAL OF THE APPLICATION AND SHALL CONTAIN THE FOLLOWING INFORMATION:

(1) STATEMENT OF THE INJURY WHICH WOULD RESULT TO PROTESTANT FROM SUCH APPROPRIATION AND USE.

(2) THE BASIS OF PROTESTANT'S WATER RIGHT.

(3) PROTESTANT'S PAST AND PRESENT USE OF WATER BOTH AS TO AMOUNT USED AND LAND IRRIGATED OR USE MADE OF WATER IF OTHER THAN IRRIGATION.

(4) THE APPROXIMATE LOCATION OF PROTESTANT'S LAND OR PLACE OF USE AND POINT OF DIVERSION OF THE WATER.

A COPY OF THE PROTEST SHOULD BE SENT TO THE APPLICANT AND THIS OFFICE SHOULD BE NOTIFIED THAT THE SAME HAS BEEN DONE.

L. K. HILL
EXECUTIVE OFFICER

DATED: SACRAMENTO, CALIFORNIA

AUG 2 1 1964

STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

MAR 6 1 28 PM '64
STATE WATER RIGHTS BOARD
SACRAMENTO

Application No. 21676 Filed March 6, 1964 at 1:28 P.M.
(Applicant must not fill in the above blanks)

APPLICATION TO APPROPRIATE UNAPPROPRIATED WATER

AMENDED APPLICATION RECEIVED 4-6-64

I, Lee Funderburg and Jessie C. Funderburg, wife
Name of applicant or applicants

of P.O. Box 158 Whiskeytown 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

1. The source of the proposed appropriation is Boulder Creek
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 Clear 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 0.5 cubic feet per
1 cubic foot per second equals 40 statute miner's inches or 646,317 gallons per day

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
1 acre-foot equals 325,851 gallons

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 and ~~recreational~~ irrigation
Domestic, irrigation, power, municipal, mining, industrial, recreational

purposes.

4. The point of diversion is to be located N 86° 30' E 910 ~~ft.~~ ± ~~or~~ from
State bearing and distance or coordinate distances from section or quarter section corner

Projected
S E Corner of Sec. 12, T 32N, R 7W, MDB & M

being within the SE¼ of SE¼
State 40-acre subdivision of public land survey or projection thereof

of Section 12, T. 32N, R. 7W, M.D B. & M., in the County of Shasta
Projected

5. The main conduit terminates in SE¼ of NE¼ of Sec. 12, T. 32W, R. 7W, M D B. & M.
Projected
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
Sump, offset well, unobstructed channel, etc.

(b) Diversion will be by gravity, the diverting dam being 3' feet in height (stream bed to level of overflow); 30 feet long on top; and constructed of Concrete Piers and Planks
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.

(2/31) FORM 1

Vol. I page 93
French Gulch -15'
no N.F.

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 I2 " inches; length IOOO feet; grade IO' feet per 1,000 feet; total fall/lift from intake to outlet IO feet; kind Galv 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 ½ Cu ft Sec.
(State cubic feet per second or gallons per minute)

The estimated cost of the diversion works proposed is $2500
(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 I I964

Construction work will be completed on or before May I I965

The water will be completely applied to the proposed use on or before May I, I967

Description of Proposed Use

11. Place of Use. SE¼ of NE¼ - NE¼ of SE¼ and the S½ of SE¼ All of Sec. I2 - projected
(State 40-acre subdivisions of the public land survey. If area is unsurveyed 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.)

twn 32N - R 7W, MD B&M See Attached Map. See map 3-16-64 RO9

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

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. None				
2.				
3.				
4.				

Attach supplement at top of page 3 if necessary.

13. Irrigation Use. The area to be irrigated is ½ 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 _____ acres; pasture ½ 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 Jan. 1 (Beginning date) and end about Dec. 31 (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 × fall ÷ 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.

Water District Future having a present population of 800

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:

½ Cu. ft per Second Homes and Lawns

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 _____ (Name stream) in _____ (State 40-acre subdivision) of Sec. _____, T. _____, R. _____, _____ B. & M.

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

State basis of determination of amount needed. Water from this diversion will be used (Number of persons, residences, area of domestic lawns and gardens, number and kind of stock, type industrial use, and unit requirements) on 160 Acres of property of which will be divided into Home-Sites

200 homes by 4 persones per home = 800 people

800 people by 55 gal. per day per person= 44,000 Gal per day

Irrigation for lawns and shrubs at 18.5 gal 100 SQ' 240,000 Gal per day

6500 sq ft per home by 200 homes

20,100 sq ft Park area Irragation. 18.5 gal 100 sq ft. 40,000 Gal

General

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

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

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

Whiskeytown

21. What are the names and addresses of claimants of water from the source of supply below the proposed point of diversion? Lucas and Greening

[SIGNATURE OF APPLICANT] Lee Fundesburg
Jessie C. Fundesburg

Individuals in attendance at Water Rights Hearing, May 22, 1963

Mr. Carter	California Water Rights Board
Mr. Coots	California Fish and Game
Mr. Healey	California Fish and Game
Mr. Lucas	Water rights applicant
Mr. Greening	Water rights applicant
Mr. Vergnes	Land owner
Mr. Richardson	Land owner
Mr. Pickering	Attorney
Mr. King	National Park Service
Mr. Hunt	National Park Service

FILE IN DUPLICATE

[For full information concerning the filing 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. 21676 Filed March 6, 1964, at 1:28 P. M.
(Applicant must not fill in the above blanks)

APPLICATION TO APPROPRIATE UNAPPROPRIATED WATER

AMENDED APPLICATION RECEIVED 4-6-64

I, Lee Funderburg and Jessie C. Funderburg - Wife
Name of applicant or applicants

of P. O. Box 158 Whiskeytown 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

1. **The source** of the proposed appropriation is Boulder Creek
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 Clear 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 0.5 cubic feet per
1 cubic foot per second equals 40 statute miner's inches or 646,317 gallons per day

second, to be diverted from September 1 of each year to June 15 of the succeeding year of each year.
Beginning date Closing date

(b) For diversion to be stored and later applied to beneficial use acre-feet
1 acre-foot equals 325,851 gallons

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
Domestic, irrigation, power, municipal, mining, industrial, recreational

purposes.

4. **The point of diversion** is to be located N 86° 30' E 910' ± from SE corner of projected
State bearing and distance or coordinate distances from section or quarter section corner

Section 12, T32N, R7W, MDB&M

being within the $SE\frac{1}{4}$ of $SE\frac{1}{4}$ projected
State 40-acre subdivision of public land survey or projection thereof

of Section 12, T. 32N, R. 7W, M. D. B. & M., in the County of Shasta

5. **The main conduit** terminates in $SE\frac{1}{4}$ of $NE\frac{1}{4}$ of projected Sec. 12, T. 32N, R. 7W, 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
Sump, offset well, unobstructed channel, etc.

(b) Diversion will be by gravity, the diverting dam being 3 feet in height (stream bed to level of overflow); 30 feet long on top; and constructed of concrete piers and planks
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.

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. If reservoir has a capacity of 25 acre-feet or more fill in the following: Diameter of outlet pipe inches; length feet; difference in elevation from spillway level to highest point of outlet pipe feet; fall in pipe feet.

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

FORM 1

Received
Division of Water Resources
APP 12 1973

Name	Act	Info	File	Init

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 12 inches; length 1000 feet; grade 10 feet per 1,000 feet; total fall / lift from intake to outlet 10 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 ½ cubic foot per second
State cubic feet per second or gallons per minute

The estimated cost of the diversion works proposed is $2500
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 1, 1964

Construction work will be completed on or before May 1, 1965

The water will be completely applied to the proposed use on or before May 1, 1967

Description of Proposed Use

11. **Place of Use.** SE¼ of NE¼ - NE¼ of SE¼ and the S½ of SE¼ all in projected
State 40-acre subdivisions of the public land survey. If area is unsurveyed 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.

Section 12, T32N, R7W, MDB&M.

Do(es) applicant(s) own the land whereon use of water will be made? Yes (Yes or No) Jointly? Yes (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. None				
2.				
3.				
4.				

Attach supplement at top of page 3 if necessary.

13. **Irrigation Use.** The area to be irrigated is _____ 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 _____ 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 _____ (Beginning date) and end about _____ (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 × fall ÷ 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 / will not be returned to _____ (Name stream) in _____ (State 40-acre subdivision) of Sec. _____, T. _____, R. _____, _____ B. & M.

03-06-1964: stamp of receival, page 3 - stamp of receivalcont

Received
Division of Water Resources
APP 12 1973

Name	Act	Info	File	Init

DO NOT WRITE IN THIS SPACE
ATTACH EXTRA SHEETS HERE

15. **Municipal Use.** This application is made for the purpose of serving Eventual Municipal Water Distri
(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:

½ cubic foot per second Homes and Lawns

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 (Name stream) in (State 40-acre subdivision) of
Sec. , T. , R. , B. & M.

17. **Other Uses.** The nature of the use proposed is domestic
(Industrial, recreational, domestic, stockwatering, fish culture, etc.)
State basis of determination of amount needed. Water from this diversion will be used on 160 acres
(Number of persons, residences, area of domestic lawns and gardens, number and kind of stock, type of property of which will be divided into homesites.
industrial use, and unit requirements)
200 homes by 4 persons per home = 800 people
800 people by 55 gallons per day per person = 44,000 gallons per day
Irrigation for lawns and shrubs at 18.5 gal.100 Sq. 240,000 gallons per day
6500 square feet per home by200 homes
20,100 square feet park area Irrigation. 18.5 gallons per 100 square feet 40,000 gal

General

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

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

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

21. What are the names and addresses of claimants of water from the source of supply below the proposed point of diversion? Lucas and Greening

/s/ Lee Funderburg
[SIGNATURE OF APPLICANT] Jessie C. Funderberg

03-06-1964: stamp of receival, page 5 - stamp of reveivalcont

Received
Division of Water Resources
APR 12 1973

Name	Act	Info	File	Init.

03-06-1964: stamp of receival, page 6cont

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.

FORM 61-A

84571 4-63 2M SPO

APPLICANT MUST NOT FILL IN BLANKS BELOW

PERMIT No. 14911

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 0.5 cubic foot per second by direct diversion to be diverted from about September 1 of each year to about June 15 of the succeeding year.

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

3. Actual construction work shall begin on or before June 1, 1966, 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, 1967.

5. Complete application of the water to the proposed use shall be made on or before December 1, 1968.

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.

9. Permittee shall, during the period from September 1 to October 31 and from June 1 to June 15 of each year, bypass a minimum flow of 0.75 cubic foot per second, and from November 1 to May 31 bypass a minimum flow of 2 cubic feet per second, or the natural flow if less, past the point of diversion to maintain fishlife.

10. Neither the issuance of this permit nor the reduction in season agreed to by permittee shall be construed as placing a limitation on any riparian right or decreed right to the waters of Boulder Creek which permittee may have.

11. Upon a judicial determination that the place of use under this permit or a portion thereof is entitled to the use of water by riparian right, the right so determined and the right acquired under this permit shall not result in a combined right to the use of water in excess of that which could be claimed under the larger of the two rights.

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, 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).

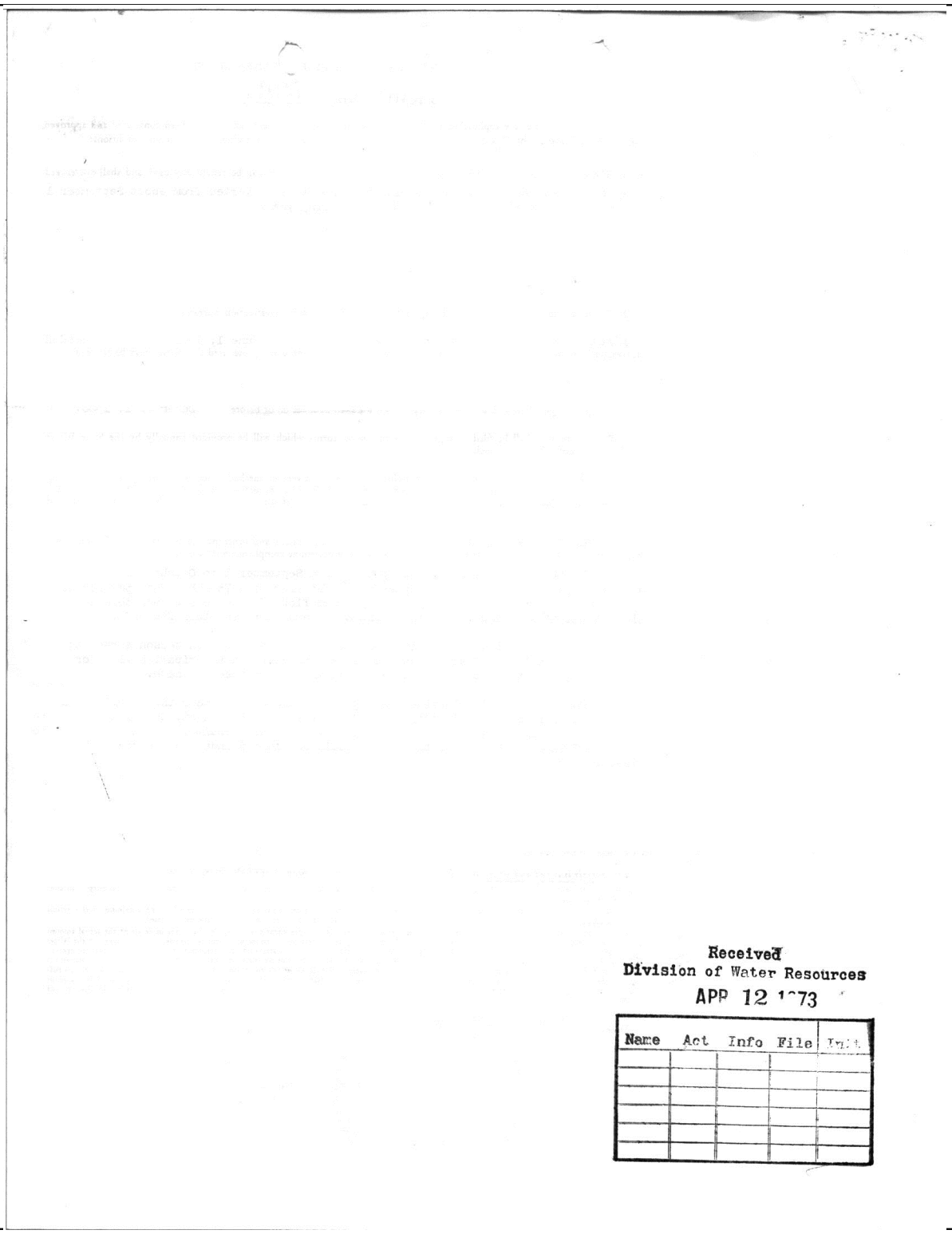
11641

Dated: OCT 2 8 1965

STATE WATER RIGHTS BOARD

L. K. Hill
Executive Officer

45903-957 5-65 2M ⓘ OSP



Supporting Hydro Data

01-13-1976: note to docket regarding land status maps

L54(WR)RWR
WHIS/WR # 12

While at the area headquarters, land status maps were examined with several park personnel regarding this water right. It appears that no diversionary works were ever constructed. The exact site of diversion which was contemplated is unknown. The reach of Boulder Creek in question was not field inspected.

W. Werrell
Jan 13, 1976

Other Supporting Information

09-06-1974: message record of telephone conversation with chief ranger

Subject: PERMIT 14911 BOULDER CREEK

NATIONAL PARK SERVICE
Western Regional Office
MESSAGE RECORD
Date 9/6/74

Routed for: ☒ Information ☐ Action

☐ Incoming Call
☒ Outgoing Call

To: G. Witucki
B. Werrell

Name and Title VIRGIL LEIMER,

Representing WHISKEYTOWN REC. AREA Telephone No. (916) 241-6585

Address

NPS Personnel in on Call V. LEIMER, CHIEF RANGER

Conversation: I spoke to Mr. Leimer and he said a master plan has been drafted (along with a draft E.I.S.). The Park is contemplating constructing a campsite in the area as soon as everything is approved and funding made available. The information contained in our request for an extention of time dated Sept 10, 1974 was based on the information of this call G. Witucki

Follow-up Action to be Taken:

Follow-up Action Taken: Incorporated this information in a petition for extension of time submitted to the Calif. Water Resources Control Board on ~~Aug~~ Sept. 10, 1974 in response to their letter dated Aug. 12, 1974.

Gray
(later)
Ritchie

L1425 (WSC)LW
WHIS

JUN 12 1970

Memorandum

To: Director, National Park Service

From: Chief, Office of Land Acquisition and Water Resources, WSC

Subject: Hearing, State Water Resources Control Board -
Funderburg application, Boulder Creek - Whiskeytown

Pursuant to telephone request of Mr. Eugene Lyttle, Division of Land Acquisition, enclosed is a copy of the report of Mr. Richard J. Dauber, Assistant Regional Solicitor, Sacramento Region.

We have not received notification of final decision of the State Water Resources Control Board.

(Sgd) JOHN E. RITCHIE

Enclosure

AWGray:ELS 6/12/70

08-31-1964: memorandum to regional director from project manager regarding application to appropriate water no. 21676

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE

IN REPLY REFER TO:

L-54

August 31, 1964

RECEIVED
NPS Western Regional Office
SEP2-'64

	Surname	Date
Reg. Dir.		
Asst. R. D. (CRD)		
Asst. R. D. (ASCD)		
Asst. R. D. (RP)		
Asst. to R. D.		
Sp. Asst. to R. D.		
PROGRAMS		

Memorandum

To: Regional Director, Western Region

From: Project Manager, Whiskeytown

Subject: Application to Appropriate Water No. 21676, Boulder Creek

This acknowledges Mr. Hamilton's memorandum of August 27, relative to the subject heading.

We plan to file a protest on this application, for the reason that any stream flow of less than 1.11 cubic feet per second on Boulder Creek would jeopardize the fisheries resources on the stream. A flow of 1.11 cubic feet per second is the maximum flow (according to measurements made by the California Department of Fish and Game) of this stream during the summer months.

Another item that will appear in the body of our protest is the ruling made by the State of California Water Rights Board to the effect that there is no unappropriated water on the Sacramento River drainage during the period June 1 through September 30.

In any event the State Division of Fish and Game also plans to file a protest.

I have also alerted Mr. Dashen, Chief Shasta Field Division, Bureau of Reclamation, relative to the application filed by Lee and Jessie Funderburg.

Samuel A. King

cc:
James V. Lloyd

Morris (later)
Siler
Hamilton
Lloyd (later)

August 27, 1964

L-54

Memorandum

To: Project Manager, Whiskeytown

From: Assistant Regional Director, Operations, Western Region

Subject: Application to Appropriate Water No. 21676, Boulder Creek

We have received a notice from the State Water Rights Board, dated August 21, 1964 that Lee and Jessie C. Funderburg have made application for .5 cubic feet per second of water from Boulder Creek. This is the same source on which you protested in April 1963.

There are several things that are not clear to us. These are:

1. The description of place of use would appear to include land already within the "take-line".

2. The phrase appearing in the application following the heading "Place of Use Described" reads "Irrigation of one-half acres park and domestic use, etc", puzzles us as to the intentions of the applicant.

3. Lucas and Greening in their application requested 1.0 cusecs. In Mr. Diederich's letter dated February 26, 1963 to Mr. L. K. Hill the Executive Officer of the State Water Rights Board indicated that Beaver Creek measured 1.11 cusecs in the summer of 1959. If Lucas and Greening do have a riparian right and assuming that they can use 1 cusec, then only 0.11 cusecs remain. If a right is given to Funderburg it could only come from the remaining waters which will probably dry up the creek.

Boulder

4. Mr. Hill's letter to Regional Chief of Lands Siler dated September 18, 1963 states "....there is no appropriated water remaining in sources which have hydraulic continuity to the Sacramento River during the months of July and August." Your memorandum of June 6, 1963 to the Regional Director on the subject of the Lucas and Greening application indicated that Mr. Carter of the State Water Rights Board included June and September as well. Yet, the Funderburg application is for .5 cusecs for the full year.

FILE COPY

The reasoning contained in Mr. Diederich's letter cited above still appears valid. Likewise, the memorandum by Mr. James Stokes, Regional Manager of the State Department of Fish and Game should be reviewed. Add to these the prospects of changes in the Whiskeytown boundaries which will include all of the land described in the application as well as those of Lucas and Greening, and we believe you will want to consider preparing a strong protest.

All of the correspondence cited should already be in your files. We are enclosing The Notice of Application and six Protest forms. If you agree that the Protest is in order, complete all six, sign them, send one to the State Water Rights Board, one to the applicant, retain one for your files and return three to the office.

It is likely that the Bureau of Reclamation and the State Department of Fish and Game will also have an interest in this application. It is recommended that you bring it to their attention.

Warren F. Hamilton

Enclosures 7

b.c.
Mr. Lloyd

MMorris:lsr 8/27/64

2

Docket Information

Number of Documents in Docket 86

Documents Dated from 3/6/1964 to 3/1/1982

Docket Compiled: 6/9/2016