WATER-RIGHT DOCKET

Death Valley National Park

Docket No: 36

COVERED AND WEE SPRINGS

Preliminary Docket Information

09-14-1978: narrative: burns, covered, wee, chucker springs, ed springs. ; september 14, 1978

WATER RESOURCES/WATER RIGHT DATE: September 14, 1978

WATER RIGHT/SOURCE DOCKET INFORMATION

REGION Western AREA Death Valley National Monument

SITE Burns, Covered, Wee, and Chucker Springs, Ed Spring

STATE California COUNTY Inyo DOCKET NO WR #22, 22-A

LOCATION NW¼ of SW¼ of Sec.2, and SE¼ of SE¼ of Sec.3, T18S, R44E, MDB&M

NOTE: UNSURVEYED PROJECTIONS ON TOPOS: MAY BE OFF AS MUCH AS TWO (2) SECTIONS EITHER WAY

REGIONAL BASIN LOCAL BASIN

ACQUIRED BY Appropriation

APPLICATION 13852/15539/15557/16138 PERMIT 8536/11424/-/11422 CERTIFICATE 6559-A/10781/-/-

ACTION DUE PRIORITY 7/17/50 & 9/14/53 RESERVATION 1933

QUANTITY 100 gpd/100 gpd USE domestic/wildlife propagation

STATUS Active SOURCE Surface Water

REMARKS DEVA WR #22 and 22-A both concern the rights of Thad and Jo Greene, now belonging to the U.S. Note: Located on unsurveyed projections on topos...may be off as much as two (2) sections either way.

NARRATIVE:

In 1950 James Bennett and Max Barginski filed Application 13852 to appropriate 11,000 gpd from four springs near Emigrant Canyon in Death Valley N.M. - Burro Spring, Green Spring, Willow Spring, and Burns Spring. Bennett and Barginski planned to use the water at two mining claims close to the springs. In October of 1953 the two assigned their rights under the application to Art Detloff, who assigned them to Thad and Jo Greene a month later. Detloff assigned the rights to the other three springs in the application to Roy C. Troeger (see DEVA AWR #34).

In September of 1953 the Greenes filed Application 15539 for 30,000 gpd from Wee and Covered Springs, and Application 15557 for 30,000 gpd from Ed Spring. The Greenes intended to use the water in all three applications at their mining operation in the Monument. The Monument protested the above two applications on the grounds that they would interfere with a valid prior appropriation (Application 15381, Emigrant Spring, filed by the General Hotel Company and used by the Monument) as well as not being in the best interest of the Monument. The Greenes cancelled Application 15557 and assigned Applications 15539 and 13852 to the Monument in return for Special Use Permit No. DEVA-3-56. To supplment the water in the permit the Monument filed Application 16138 to appropriate 7200 gpd from Chucker Spring. In 1959 the Greenes assigned their rights under the permit to Erwin Denner, who in turn assigned it to John and Virginia Drake two years later.

In 1962 the Monument recieved License 6559-A for the use of 100 gpd from Burns Spring (Application 13852) for domestic purposes. By 1964 mining activity in the area had ceased and the water from all the sources was commingled and used for domestic purposes by about 5 people. A field check of the area in 1975 revealed that the millsites and pipelines were in great disrepair, with the springs flowing at about ¼ gpm. The State of California issued License 10781 for Covered and Wee Springs in 1978 (Application 15539), allowing 100 gpd for wildlife propagation uses only. Permit 11422 (Application 16138) for Chucker Spring was cancelled due to lack of diligence in applying the water to a beneficial use.

Re: Application 13852A (license 6559-A)
In January 1980 Bill Werrell called the Park to check on the status of water use per this permit. At present there is no domestic use on site nor is there any foreseeable probability of use of this water for domestic use. However, due to the nature of the individual mining claims and possible challenges to the Act banning mining in Death Valley National Monument, the Licensee Report should continue to be maintained in its old form until all possible mining claims covered by this permit are terminated. J.H.Hershey 1/28/80

Compiled by T. Kern

Approved by W. Werrell Page of

* For more info on Troeger claims see DEVA AWR's 34 + 37 RA.

License #6559B (Application #13852B) has been REVOKED by the State Water Resources Control Board, effective July 17, 1984.
This revocation was issued as a result of non-use, for benefical use, and as a result of Troeger, et al vs. United States of America.

By:
May Lau Feb. 8, 1985

[FINAL SUBMITTED VERSION]

REPORT OF LICENSEE FOR 2011

Primary Owner: U S NATIONAL PARK SERVICE
Application Number: A015539
License Number: 010781
Date Submitted: 2012-07-03

1. Project Abandoned	
The project has been abandoned and I request revocation of my water right license	No

2. Compliance with License Terms and Conditions	
I have currently reviewed my water right license and I am complying with all terms and conditions	Yes
Description of noncompliance with terms and conditions	

3. Changes to the Project	
Intake location has been changed	
Description of intake location changes	
Type of use has changed	Yes
Description of type of use changes	Water is now being used for the support of wildlife.
Place of use has changed	
Description of place of use changes	
Other changes	
Description of other changes	

4. Purpose of Use	
Fish and Wildlife Protection and/or Enhancement	Amounts are estimates.

5. Amount of Water Diverted and Used		
Month	**Amount directly diverted or collected to storage (Acre-Feet)**	**Amount used (Acre-Feet)**
January	0.1	0.1
February	0.1	0.1
March	0.1	0.1
April	0.1	0.1
May	0.1	0.1
June	0.1	0.1
July	0.1	0.1
August	0.1	0.1
September	0.1	0.1
October	0.1	0.1
November	0.1	0.1
December	0.1	0.1
Total	1.2	1.2

6. Maximum Rate of Diversion for each Month	
Month	**Maximum Rate of Diversion (GPD)**
January	0.0
February	0.0
March	0.0
April	0.0
May	0.0
June	0.0
July	0.0
August	0.0
September	0.0
October	0.0
November	0.0
December	0.0

7. Storage					
Reservoir name	**Spilled this year**	**Feet below spillway at maximum storage**	**Completely emptied**	**Feet below spillway at minimum storage**	**Method used to measure water level**

Conservation of Water	
8. Are you now employing water conservation efforts?	No
Description of water conservation efforts	
9. Amount of water conserved	

Water Quality and Wastewater Reclamation	
10. During the period covered by this Report, did you use reclaimed water from a wastewater treatment facility, water from a desalination facility, or water polluted by waste to a degree which unreasonably affects the water for other beneficial uses?	No
11. Amount of reclaimed, desalinated, or polluted water used	

Conjuctive Use of Groundwater and Surface Water	
12. During the period covered by this Report, were you using groundwater in lieu of available surface water authorized under your license?	No
13. Amounts of groundwater used	

Additional Remarks
In 1993, NPS filed change with State to delete domestic and add wildlife. The United States gives this information to the State in the interest of comity, and does not concede that the State has the power to regulate the rights of the United States to the use of water.

Attachments		
File Name	**Description**	**Size**
No Attachments		

Contact Information of the Person Submitting the Form

First Name	Eric
Last Name	Lord
Relation to Water Right	Other
I read the above and agree	Yes

CALIFORNIA Water Boards

DEVA

EDMUND G. BROWN JR. GOVERNOR

MATTHEW RODRIQUEZ SECRETARY FOR ENVIRONMENTAL PROTECTION

State Water Resources Control Board

NOTICE TO WATER RIGHT LICENSEE

March 5, 2012

Designated Contact or Agent:
U S NATIONAL PARK SERVICE
1201 OAK RIDGE DR STE 250
FORT COLLINS, CO 80525

Contact Phone Number: (970) 225-3500

Primary Owner: U S NATIONAL PARK SERVICE

Application ID: A015539 **License No.** 010781

First three Sources listed:	Counties:
WEE SPRING	Inyo
COVERED SPRING	Inyo

Direct Diversion Rate: 100.000 Gallons per Day **Collection to Storage Amount:** 0.000 AC-FT

LICENSEE REPORTING FOR 2011

As indicated in the California Code of Regulations title 23, section 847, the State Water Resources Control Board (State Water Board) requires annual reporting of water diversion and use under licenses. The State Water Board has historically required these reports to be filed once every three years in paper form. California Water Code chapter 2.7 section 348 authorizes the State Water Board to require online reporting of water diversions. Consistent with these requirements, the State Water Board, Division of Water Rights (Division) developed a new online Report Management System (RMS) as a component of the enhanced Water Right Information Management System (eWRIMS). RMS allows electronic submittal of water diversion and use reports, saving both paper and resources. **All reports must be completed online through RMS; paper copies are not available.** To report online, go to **www.waterboards.ca.gov/rms** and login with your User ID and Password. The information required to login and access your online Report of Licensee is:

User ID (Water Right ID): **A015539**
Password (Reporting Identifier): **398440**

You are required to complete the online report for 2011 no later than **June 30, 2012.** If you do not have a computer or internet access, you should use a friend's computer, a computer in a public library, or a Division computer to fill out the form. Unfortunately, Division staff cannot fill the form out on your behalf. However, if you wish to seek assistance with the form, you may contact the Division to request a listing of attorneys and consulting firms with water rights experience. You can also review the listing on the Division's Business Information Contacts webpage at: http://www.waterboards.ca.gov/waterrights/board_info/contacts.shtml.

If you have multiple water rights, please be aware you must report water use separately for

each right. Do not list total combined diversions under multiple rights on the form. To document compliance with the conditions of your water right(s), you may use RMS to submit photos (such as staff gages, measuring devices, etc.), documents (Department of Fish and Game agreements, other agency approvals, etc.), graphs, and spreadsheets.

CHANGES FOR 2011 REPORTING:

- It is possible to create one account on the RMS site to report all of your water rights. It is not necessary to create an account if you would like to report your water rights individually. Please see the RMS login page for more information and instructions.
- RMS includes the capability to amend current and past reports. Amendments to credits previously claimed pursuant to Water Code sections 1010, 1011, and 1011.5 are subject to review and may not be accepted.
- Licensees can list all of their reservoirs associated with this license in their report.
- RMS includes new on screen help tools and instructions.

REQUIRED NOTIFICATION OF CHANGE IN OWNERSHIP

You are required to notify the Division directly of any water right ownership change. Your county assessor's office or title company does not notify the Division of ownership changes. Failure to notify the Division of an ownership change prior to assessment of annual water right fees will result in your liability to pay the annual water right fee even if you transferred the property associated with the water right. Notification to the Division should be made using the Change of Name/Address or Ownership form by clicking on the Water Rights Forms link located at www.waterboards.ca.gov/waterrights/board_info.

CONTACT INFORMATION

Frequently asked questions pertaining to filling out online reports are posted at the RMS website and we encourage you to read these first. However, if you still have any questions or need assistance completing the report, please contact the Division of Water Rights at (916) 323-9393 or send an email to: ewrims@waterboards.ca.gov.

Sincerely,

Phillip Crader, Manager
Permitting and Licensing Section
Division of Water Rights

[FINAL SUBMITTED VERSION]

REPORT OF LICENSEE FOR 2010

Primary Owner: U S NATIONAL PARK SERVICE
Application Number: A015539
License Number: 010781

Compliance with License Terms and Conditions	
The project has been abandoned and I request revocation of my water right license	No
I have reviewed my water right license	Yes
I am complying with all terms and conditions	Yes
Description of noncompliance with terms and conditions	
Intake location has been changed	
Description of intake location changes	
Type of use has changed	
Description of type of use changes	
Place of use has changed	
Description of place of use changes	

Purpose of Use	
Fish and Wildlife Protection and/or Enhancement	Amount not known.

Month	Amount directly diverted or collected to storage (Gallons)	Amount used (Gallons)
January	3000.0	3000.0
February	3000.0	3000.0
March	3000.0	3000.0
April	3000.0	3000.0
May	3000.0	3000.0
June	3000.0	3000.0
July	3000.0	3000.0
August	3000.0	3000.0
September	3000.0	3000.0
October	3000.0	3000.0
November	3000.0	3000.0
December	3000.0	3000.0
Total	36000	36000

Month	Maximum Rate of Diversion ()
January	
February	
March	
April	
May	
June	

July	
August	
September	
October	
November	
December	

Reservoir name	Spilled this year	Feet below spillway at maximum storage	Completely emptied	Feet below spillway at minimum storage	Method used to measure water level

Conservation of Water	
Are you now employing water conservation efforts?	
Description of water conservation efforts	
Amount of water conserved	

Water Quality and Wastewater Reclamation	
During the period covered by this Report, did you use reclaimed water from a wastewater treatment facility, water from a desalination facility, or water polluted by waste to a degree which unreasonably affects the water for other beneficial uses?	
Amount of reclaimed, desalinated, or polluted water used	

Conjuctive Use of Groundwater and Surface Water	
During the period covered by this Report, were you using groundwater in lieu of available surface water authorized under your license?	
Amounts of groundwater used	

Additional Remarks
Wildlife use amounts are estimates.

Attachments	
File Name	Size
No Attachments	

Contact Information of the Person Submitting the Form	
First Name	Eric
Last Name	Lord
Relation to Water Right	Other
I read the above and agree	Yes

Linda S. Adams
Acting Secretary for Environmental Protection

State Water Resources Control Board

Division of Water Rights
1001 I Street, 14th Floor ♦ Sacramento, California 95814 ♦ (916) 341-5300
Mailing Address: P.O. Box 2000 ♦ Sacramento, California ♦ 95812-2000
FAX (916) 341-5400 ♦ Web Site Address: http://www.waterboards.ca.gov

Edmund G. Brown Jr.
Governor

NOTICE TO WATER RIGHT LICENSEE

Application ID: A015539 **License No.** 10781 **Reporting Cycle:** 3

Owner(s) of Record: U S NATIONAL PARK SERVICE

Primary Contact or Agent:
U S NATIONAL PARK SERVICE
1201 OAK RIDGE DR STE 250
FORT COLLINS, CO 80525

Contact Phone: (970) 225-3500

Source(s): 'VEE SPRING in Inyo County
COVERED SPRING in Inyo County

Direct Diversion Rate: 100 Gallons per Day **Collection To Storage Amount:** 0 AC-FT

ANNUAL LICENSEE REPORTING FOR 2010

The State Water Resources Control Board (State Water Board) has historically required Reports of Licensee to be filed once every three years in paper form. Senate Bill 8, which was signed into law in 2009, authorized the State Water Board to adopt regulations requiring online reporting of water diversions. Consistent with the Senate Bill, the State Water Board has adopted regulations requiring annual reporting of water diversion and use under licenses, and developed a new online Report Management System (RMS) as a component of the enhanced Water Right Information Management System (eWRIMS). The online RMS allows you to electronically submit your water diversion and use report, saving both paper and resources. To report on-line, go to **www.waterboards.ca.gov/rms** and log in with your water right ID and password. The information required to log in and access your online Report of Licensee is:

Water Right ID: **A015539**
Password: **2W3T5Y**

You are required to complete the online report for 2010 no later than **July 1, 2011.** You may also submit your record of diversion and use for previous years using the RMS. To maintain a continuous record of water use under your license, Licensees with **Reporting Cycle 1** should report their monthly diversion and use for 2008, 2009, and 2010. Licensees with **Reporting Cycle 2** should report their monthly diversion and use for 2009 and 2010; and Licensees with **Reporting Cycle 3** only need to report monthly diversion and use for 2010. Please note that it is not possible at this time to amend a report submitted through the RMS.

CHANGES FOR 2010 REPORTING:

Question 4 on the previous Report of Licensee form ("Amount of Water Used") has changed. New Question 5c requires you to report both the "*Amount directly diverted and/or collected to storage*" and the corresponding "*Amount used*" for each month. For many direct diversion-only projects, these amounts will be the same and the online form provides a check box for that purpose (Question 5b).

New Questions 6a and 6b on the RMS Report of Licensee requires you to report the maximum instantaneous *rate* of diversion that has occurred in each month under the license, if available.

If your water project is covered by two or more water rights, you should only report your diversion and use of water for the project covered by the license number printed above. The total amount diverted and used under multiple water rights should not be combined and reported on a single

form. In such cases, you should quantify your diversion under each water right, assigning water to the senior-most right first, to the extent allowed under the permit or license.

REQUIRED NOTIFICATION OF CHANGE IN OWNERSHIP

You are required to notify the State Water Board directly of any water right ownership change. Your county assessor's office or title company does not notify us of any ownership updates. Failure to notify the State Water Board of an ownership change prior to assessment of annual water right fees will result in your liability to pay the annual water right fee even if you transferred the property associated with the water right. Notification to the State Water Board should be made using the Change of Name/Address or Ownership form by clicking on the Water Rights Forms link located at www.waterboards.ca.gov/waterrights/board_info

CONTACT INFORMATION

Frequently asked questions pertaining to filling out online reports are posted at the RMS website and we encourage you to read these first. However, if you still have any questions or need assistance completing the report, please contact the Division of Water Rights at (916) 341-5431 or send an email to: ewrims@waterboards.ca.gov

Sincerely,



Phillip Crader, Manager
Permitting and Licensing Section
Division of Water Rights

[FINAL SUBMITTED VERSION]

REPORT OF LICENSEE FOR 2009

Application Number: A015539
License Number: 010781

Compliance with Permit Terms and Conditions	
I have reviewed my water right permit	Yes
I am complying with all terms and conditions	Yes
Description of noncompliance with terms and conditions	
Intake location has been changed	
Description of intake location changes	
Type of use has changed	
Description of type of use changes	
Place of use has changed	
Description of place of use changes	

Purpose of Use	
Fish and Wildlife Protection and/or Enhancement	Amount not known.

Month	Amount directly diverted or collected to storage (Gallons)	Amount beneficially used (Gallons)
January	3000.0	3000.0
February	3000.0	3000.0
March	3000.0	3000.0
April	3000.0	3000.0
May	3000.0	3000.0
June	3000.0	3000.0
July	3000.0	3000.0
August	3000.0	3000.0
September	3000.0	3000.0
October	3000.0	3000.0
November	3000.0	3000.0
December	3000.0	3000.0
Total	36000	36000

Reservoir name	Spilled this year	Feet below spillway at maximum storage	Completely emptied	Feet below spillway at minimum storage	Method used to measure water level

Conservation of Water	
Are you now employing water conservation efforts?	
Description of water conservation efforts	
Amount of water conserved	

Water Quality and Wastewater Reclamation	

During the period covered by this Report, did you use reclaimed water from a wastewater treatment facility, water from a desalination facility, or water polluted by waste to a degree which unreasonably affects the water for other beneficial uses?	
Amount of reclaimed, desalinated, or polluted water used	

Conjuctive Use of Groundwater and Surface Water	
During the period covered by this Report, were you using groundwater in lieu of available surface water authorized under your permit?	
Amounts of groundwater used	

Additional Remarks
Wildlife use amounts are estimates.

Contact Information of the Person Submitting the Form	
First Name	Eric
Last Name	Lord
Relation to Water Right	Other
I read the above and agree	Yes

[FINAL SUBMITTED VERSION]

REPORT OF LICENSEE FOR 2008

Application Number: A015539
License Number: 010781

Compliance with Permit Terms and Conditions	
I have reviewed my water right permit	Yes
I am complying with all terms and conditions	Yes
Description of noncompliance with terms and conditions	
Intake location has been changed	
Description of intake location changes	
Type of use has changed	
Description of type of use changes	
Place of use has changed	
Description of place of use changes	

Purpose of Use	
Fish and Wildlife Protection and/or Enhancement	Numbers not known.

Month	Amount directly diverted or collected to storage (Gallons)	Amount beneficially used (Gallons)
January	3000.0	3000.0
February	3000.0	3000.0
March	3000.0	3000.0
April	3000.0	3000.0
May	3000.0	3000.0
June	3000.0	3000.0
July	3000.0	3000.0
August	3000.0	3000.0
September	3000.0	3000.0
October	3000.0	3000.0
November	3000.0	3000.0
December	3000.0	3000.0
Total	36000	36000

Reservoir name	Spilled this year	Feet below spillway at maximum storage	Completely emptied	Feet below spillway at minimum storage	Method used to measure water level

Conservation of Water	
Are you now employing water conservation efforts?	
Description of water conservation efforts	
Amount of water conserved	

Water Quality and Wastewater Reclamation	

During the period covered by this Report, did you use reclaimed water from a wastewater treatment facility, water from a desalination facility, or water polluted by waste to a degree which unreasonably affects the water for other beneficial uses?	
Amount of reclaimed, desalinated, or polluted water used	

Conjuctive Use of Groundwater and Surface Water	
During the period covered by this Report, were you using groundwater in lieu of available surface water authorized under your permit?	
Amounts of groundwater used	

Additional Remarks
Amounts of use are estimates.

Contact Information of the Person Submitting the Form	
First Name	Eric
Last Name	Lord
Relation to Water Right	Other
I read the above and agree	Yes

[FINAL SUBMITTED VERSION]

REPORT OF LICENSEE FOR 2007

Application Number: A015539
License Number: 010781

Compliance with Permit Terms and Conditions	
I have reviewed my water right permit	Yes
I am complying with all terms and conditions	Yes
Description of noncompliance with terms and conditions	
Intake location has been changed	
Description of intake location changes	
Type of use has changed	
Description of type of use changes	
Place of use has changed	
Description of place of use changes	

Purpose of Use	
Fish and Wildlife Protection and/or Enhancement	Wildlife numbers not known.

Month	Amount directly diverted or collected to storage (Gallons)	Amount beneficially used (Gallons)
January	3000.0	3000.0
February	3000.0	3000.0
March	3000.0	3000.0
April	3000.0	3000.0
May	3000.0	3000.0
June	3000.0	3000.0
July	3000.0	3000.0
August	3000.0	3000.0
September	3000.0	3000.0
October	3000.0	3000.0
November	3000.0	3000.0
December	3000.0	3000.0
Total	36000	36000

Reservoir name	Spilled this year	Feet below spillway at maximum storage	Completely emptied	Feet below spillway at minimum storage	Method used to measure water level

Conservation of Water	
Are you now employing water conservation efforts?	
Description of water conservation efforts	
Amount of water conserved	

Water Quality and Wastewater Reclamation

During the period covered by this Report, did you use reclaimed water from a wastewater treatment facility, water from a desalination facility, or water polluted by waste to a degree which unreasonably affects the water for other beneficial uses?	
Amount of reclaimed, desalinated, or polluted water used	

Conjuctive Use of Groundwater and Surface Water	
During the period covered by this Report, were you using groundwater in lieu of available surface water authorized under your permit?	
Amounts of groundwater used	

Additional Remarks
Use amounts are estimates.

Contact Information of the Person Submitting the Form	
First Name	Eric
Last Name	Lord
Relation to Water Right	Other
I read the above and agree	Yes

Return completed Report to:

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. BOX 2000
SACRAMENTO, CA 95812-2000

A015539%L%2009

Or file Report online at: http://ciwqs.waterboards.ca.gov/ewrims/ewrims_online_reporting/login.jsp
For assistance completing this Report, call: (916) 341-5300 FAX (916) 341-5400

REPORT OF LICENSEE FOR 2007, 2008, 2009

OWNER(S) OF RECORD: If the owner information below is wrong or missing, please correct.
U S NATIONAL PARK SERVICE

APPLICATION NO: A015539

LICENSE NO: 010781
CONTACT PHONE NO: 970-225-3500

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING
U S NATIONAL PARK SERVICE
1201 OAK RIDGE DR STE 250
FORT COLLINS, CO 80525

LICENSE SUMMARY

NAME(S) OF SOURCES OF WATER (Up to first 4 sources listed)	POD PARCEL NO	COUNTY LOCATION
COVERED SPRING		Inyo
WEE SPRING		Inyo

MAX DIRECT DIVERSION RATE: 100 Gallons per Day
MAX COLLECTION TO STORAGE AMOUNT: 0 AC-FT
WATER RIGHT FACE VALUE: 0.1 AC-FT

LICENSED USE(S) OF WATER (First 4 uses displayed below)	ACRES (AC)	DIRECT DIVERSION SEASON (month/day to month/day)	COLLECTION TO STORAGE SEASON (month/day to month/day)
Fish and Wildlife Protection and/or Enhancement	0.0	1/1 to 12/31	

[ ] YES [ ] NO The project has been abandoned and I request revocation of my water right license.

COMPLIANCE WITH LICENSE TERMS AND CONDITIONS: This Report is important since it provides a record of your actual water use as well as your compliance with the terms and conditions of your water right license. The information requested below should be filled out carefully. This Report should be promptly returned to the above address.

1. [ ] YES [ ] NO I have currently reviewed my water right license.
2. [ ] YES [ ] NO I am complying with all terms and conditions listed in the license. Identify any noncompliance under "Remarks" on the reverse side.
3. [ ] YES [ ] NO I have changed the intake location, type(s) of use, and/or place of use authorized by the license. If **Yes**, explain under "Remarks" on reverse side. ***Note:*** *A Change Petition and associated fees may be required for any significant changes to the licensed project.*

BENEFICIAL USE(S) OF WATER: Under the appropriate boxes below, briefly explain how the water was used each year

4. Current Use(s) of Water	2007	2008	2009
4.a. Irrigation – specify no. of acres irrigated			
4.b. Frost Protection – specify no. of acres protected			
4.c. Heat Control – specify no. of acres protected			
4.d. Industrial – specify type			
4.e. Stockwatering – specify no. & type of animals			
4.f. Municipal – approx. population served			
4.g Domestic – specify no. of persons, lawn/garden area			
4.h. Power Generation – installed capacity in kW, MW, or hp			
4.i Recreational – specify (boating, fishing, water contact sports, etc.)			
4.j. Other – specify (Examples: fire protection, snowmaking, mining, etc.)			

AMOUNT OF WATER TAKEN FROM THE SOURCE: Please report only the amounts diverted and/or stored under this license.
5.a. Amount of water taken each month under this license in [ ] gallons or [ ] acre-feet or [ ] million gallons

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
2007													
2008													
2009													

AMOUNT OF WATER BENEFICIALY USED: Please report only the amounts beneficially used under this license.
5.b. Amount actually used by direct diversion and/or withdrawal from storage in acre-feet [ ] Check if amounts are same as 5.a.

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
2007													
2008													
2009													

Please Detach This Portion

To file this report electronically, please go to http://ciwqs.waterboards.ca.gov/ewrims/ewrims_online_reporting/login.jsp and log-in using the Water Right ID and Password provided below:

Water Right ID: A015539

Password: 2W3T5Y

After logging-in, you will be able to change your password by selecting the "Change E-mail or Password" link at the top of the screen. To complete your report for the current year, select the link to the year 2009. You can also complete reports for previous years by selecting "Submit a Report for a Year not Shown Above".

If you have any questions or need further assistance you may contact the eWRIMS Help Desk at 866-792-4977, Monday through Friday, 8:00 a.m. through 5:00 p.m., or by email at ewrims@waterboards.ca.gov.

Please Detach This Portion

App ID No. A015539

6. For Storage Projects only:	2007	2008	2009
6.a. Did your reservoir(s) spill?			
6.b. If **No**, how many feet vertically below the spillway was the water level at maximum storage?			
6.c. Have you emptied the reservoir(s)?			
6.d. If **No**, how many feet vertically below the spillway was the water level(s) at minimum storage?			

PLEASE ANSWER ONLY THOSE QUESTIONS BELOW THAT ARE APPLICABLE TO YOUR WATER RIGHT PROJECT
(Please note that future amendments to the claims below will not be accepted.)

An appropriative water right can be reduced or revoked through five continuous years of nonuse. However, the California Water Code specifies that under certain conditions no reduction or loss of the appropriative water right shall occur due to: (a) water conservation efforts; (b) use of recycled, desalinated, or polluted water; and/or (c) conjunctive use of groundwater and surface water. You must report the extent and amount of water claimed for credit below. Failure to report the amounts will deprive you of the benefits allowed under the Water Code sections.

CONSERVATION OF WATER: (Water Code section 1011)

7. **[ ] YES [ ] NO** During the period covered by this Report, were you implementing any water conservation efforts? If **YES**, please describe:

_____

8. If **YES** and you want to claim credit for the amount of water conserved towards the water use authorized under your license as allowed under Water Code section 1011, please show the amount of water conserved below:

Future amendments to this claim will not be accepted.	2007	2008	2009
Amount of water conserved. *Specify in acre-feet (AF) or million gallons (MG)*			

WATER QUALITY AND WASTEWATER RECLAMATION: (Water Code section 1010)

9. **[ ] YES [ ] NO** During the period covered by this Report, did you use reclaimed water from a wastewater treatment facility, water from a desalination facility, or water polluted by waste to a degree which unreasonably affects the water for other beneficial uses?

10. If **YES** and you want to claim credit for the substitution of this reclaimed, desalinated, or polluted water in lieu of the surface water authorized under your license as allowed by Water Code section 1010, please show the amount of reclaimed, desalinated, or polluted water used below:

Future amendments to this claim will not be accepted.	2007	2008	2009
Amount of reclaimed, desalinated, or polluted water used. *Specify in acre-feet (AF) or million gallons (MG)*			

CONJUNCTIVE USE OF GROUNDWATER AND SURFACE WATER: (Water Code section 1011.5)

11. **[ ] YES [ ] NO** During the period covered by this Report, were you using groundwater in lieu of the surface water authorized under your license?

12. If **YES** and you want to claim credit for the groundwater used in lieu of the surface water authorized under your permit as allowed under Water Code section 1011.5, please show the amount of groundwater used below:

Future amendments to this claim will not be accepted.	2007	2008	2009
Amount of groundwater used in lieu of surface water. *Specify in acre-feet (AF) or million gallons (MG)*			

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.

Signature:_____ Date: _____ Phone No.: ( ) _____
LICENSEE (OR AGENT / DESIGNEE)

File

United States Department of the Interior

NATIONAL PARK SERVICE
Water Resources Division
1201 Oak Ridge Drive, Suite 250
Fort Collins, Colorado 80525-5596

December 12, 1995

IN REPLY REFER TO:
L54(2380)
DEVA/Water Rights

Mr. John Wright
Associate WRC Engineer
Permit and License Unit
State of California
State Water Resources Control Board
Division of Water Rights
P.O. Box 2000
Sacramento, CA 95812-2000

Re:	License 002430	(Application A005073) Lower Spring
	License 004621	(Application A009510) Main Cow Creek
	License 006110	(Application A015381) Lower Emigrant Spring
	License 006343	(Application A008183) Saratoga Springs
	License 006559A	(Application A013852A) Burns Spring
	License 006740	(Application A018433) Goldbelt Spring
	License 007578	(Application A019538) Mesquite Spring
	License 010580	(Application A008423) UNSP
	License 010781	(Application A015539) Covered Spring
	License 010845	(Application A016096) Tarantula Springs

Dear Mr. Wright:

Enclosed please find the completed Report of Licensee forms for the above captioned water rights at Death Valley National Park.

Should you have any questions regarding these Report of Licensee, please contact Denise Newberry of my staff at (970) 225-3525.

Sincerely,

Owen R. Williams
Chief, Water Rights Branch
Enclosures

cc: DEVA - Superintendent (w/ enclosure)
PGSO - Kolipinski (w/o enclosures)
2380 - Pettee (w/o enclosures)
bcc: Dockets (w/ enclosures)
FNP:DNewberry:mf:12/12/95:S:\WRB\DENISE\1995ROL.DOC

00-00-0000: report of licensee for 1992,1993,1994;covered spring; wildlife.

State Water Resources Control Board
DIVISION OF WATER RIGHTS
P.O. Box 2000 SACRAMENTO, CA 95812-2000
901 P STREET, SACRAMENTO, CA
(916) 657-1364 FAX: (916) 657-1485

REPORT OF LICENSEE FOR 1992, 1993, 1994

OWNER OF RECORD: U S DEATH VALLEY NATL MONUMENT

c/o U S DEATH VALLEY NATL MONUMENT
1201 OAKRIDGE DR STE 250
FORT COLLINS, CO 80525

APPLICATION: A015539

LICENSE: 010781

TELEPHONE NUMBER:
(970) 225 - 3500

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

SOURCE:		COUNTY:
COVERED SPRING		INYO
PURPOSE:	**DIVERSION/STORAGE SEASON:**	**ACRES/HP:**
WILDLIFE	JAN 01 TO DEC 31 /	0 AC

AMOUNT: 100 GPD 0 AC-FT

THIS REPORT IS REQUIRED BY THE TERMS AND CONDITIONS OF YOUR LICENSE

IMPORTANT! EVERY license is subject to the conditions therein. I have currently reviewed my license: YES [x] NO [ ]. I am complying with the conditions of my license: YES [x] NO [ ]. Identify any noncompliance by license term number under "Remarks" on reverse side. This report is important in providing the record of use needed in maintaining 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 THE LICENSE: YES [ ].

COMPLETE FOR DIRECT DIVERSION PROJECTS

1. Have you used the full licensed amount of water each year? YES [x] NO [ ].
2. State the quantity of water used each month 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
1992	x	x	x	x	x	x	x	x	x	x	x	x	
1993	x	x	x	x	x	x	x	x	x	x	x	x	
1994	x	x	x	x	x	x	x	x	x	x	x	x	

COMPLETE FOR STORAGE PROJECTS

	1992	1993	1994
3. Did your reservoir spill this year?	n/a	n/a	n/a
4. If not, how many feet below spillway vertically was the water level at maximum storage?			
5. Have you emptied the reservoir?			
6. How many feet below spillway vertically was it drawn down at end of season?			

3/94

(Continues on reverse side)
FOR0135R1

1994

USE (COMPLETE FOR ALL PROJECTS) (see page 1 for year of use)

7. Acreage irrigated			
8. Stockwatering - number of stock			
9. Domestic - number of persons			
garden area, etc.			
10. Recreational - nature of use			
11. Industrial - nature of use			
12. Municipal - approximate population			
13. Power generation - K.W.			
14. Other			

15. If no water was used in one or more years, briefly state the reason under "Remarks".

16. If the location of the point of diversion or place of use or type of use(s) has been changed and the permission of this Board has not yet been obtained, please describe nature of changes under "Remarks". _____

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

CONSERVATION OF WATER

17. Describe any water conservation efforts you may have started: _____

18. If credit toward beneficial use of water under this license 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.):
19___ _____(af/mg) 19___ _____(af/mg) 19___ _____(af/mg)

WATER QUALITY AND WASTEWATER RECLAMATION

19. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination 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 water, desalinated water or polluted water in lieu of appropriated water is claimed under Section 1010 of the Water Code, please show amounts of reduced diversion and amounts of reclaimed water used: 19___ _____(af/mg) 19___ _____(af/mg) 19___ _____(af/mg)

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:

Date: 14 Dec 95 Sign Here: Owen R. Williams Chief, Water Rights Branch

LICENSEE (OR AGENT OR DESIGNEE)

United States Department of the Interior

NATIONAL PARK SERVICE
Water Resources Division
1201 Oakridge Drive, Suite 250
Ft. Collins, Colorado 80525

IN REPLY REFER TO

February 3, 1993

Deva 36

L54(479)
PINN/Water Rights
DEVA/Water Rights

Mr. John Wright
Associate WRC Engineer
Permit and License Unit
State of California
State Water Resources Control Board
Division of Water Rights
P.O. Box 2000
Sacramento, CA 95812-2000

Re: License 9374 (Application A008969) Chalone Creek
License 6559A (Application A013852A) Burns Creek
License 6110 (Application A015381) Lower Emigrant
License 7854 (Application A010119) Unnamed Source
License 2430 (Application A005073) Lower Spring
License 4621 (Application A009510) Main Cow Creek
License 4897 (Application A012076) Wildrose Spring
License 7578 (Application A019538) Mesquite Spring
License 7577 (Application A019482) Ranger Spring
License 6740 (Application A018433) Goldbelt Spring
License 10580 (Application A008423) Unnamed Spring
License 10845 (Application A016096) Tarantula Springs
License 6343 (Application A008183) Saratoga Spring
License 10780 (Application A021646) Unnamed Stream
License 10781 (Application A015539) Covered Spring

Dear Mr. Wright:

Enclosed are completed Reports of Licensee forms for water right licenses in Pinnacles National Monument and Death Valley National Monument.

As Denise Newberry of my staff discussed with you earlier this year, the National Park Service (NPS) is updating its files and the State's records of its water rights in California park units. The NPS requests orders correcting the purpose of use for the following water licenses, as indicated below:

License 4621 (Application A009510) Main Cow Creek - add wildlife preservation

License 10580 (Application A008423) Unnamed Spring - add wildlife preservation

License 6110 (Application A015381) Lower Emigrant - add wildlife preservation

License 7854 (Application A010119) Unnamed Source - add wildlife preservation

License 2430 (Application A005073) Lower Spring - add wildlife preservation, delete domestic

License 6559A (Application A013852A) Burns Creek - add wildlife preservation, delete domestic

If you have questions regarding these Reports of Licensee, please contact Denise at (303) 225-3525.

Sincerely,

Owen R. Williams
Chief, Water Rights Branch

Enclosures

cc: WR - Kolipinski (w/o enclosures)
DEVA - Superintendent
PINN - Superintendent
479 - Johns (w/o enclosures), Water Rights Dockets

STATE OF CALIFORNIA
PETE WILSON, *Governor*

STATE WATER RESOURCES CONTROL BOARD
THE PAUL R. BONDERSON BUILDING
901 P STREET
SACRAMENTO, CA 95814

Mailing Address
DIVISION OF WATER RIGHTS
P.O. BOX 2000, Sacramento, CA 95812-2000

916/657-2046

FAX: 916/657-2388

In Reply Refer
To:341:JHW:5073

AUGUST 25 1992

Denise Newberry
United States Department of the Interior
National Park Service
Water Resources Division
301 South Howes Street, Room 353
Ft. Collins, CO 80521

Dear Ms. Newberry:

LICENSES 2430, 4621, 4897, 6110, 6343, 6559A, 6740, 7577, 7578, 7854, 10580, 10780, 10781, AND 10845 (APPLICATIONS 5073, 9510, 10276, 15381, 8183, 13852A, 18433, 19842, 19538, 10119, 8423, 21646, 15539, AND 16096) VARIOUS SOURCES IN INYO AND SAN BERNADINO COUNTIES

In regard to your letter dated June 30, 1992, please find enclosed blank copies of the Licensee Reports for the above licenses.

Please note that addresses on several of the Reports of Licensee are different. Please indicate how the addresses for the above licenses should be shown when you return the completed Reports of Licensee.

If you require further assistance in this matter, please write or telephone me at the above number.

Sincerely,

Jon H. Wright

Jon H. Wright
Associate WRC Engineer
Permit and License Unit

Enclosures

United States Department of the Interior

NATIONAL PARK SERVICE
Water Resources Division
1201 Oakridge Drive, Suite 250
Ft. Collins, Colorado 80525

TAKE PRIDE IN AMERICA

IN REPLY REFER TO:

February 3, 1993

Deva 36

L54(479)
PINN/Water Rights
DEVA/Water Rights

Mr. John Wright
Associate WRC Engineer
Permit and License Unit
State of California
State Water Resources Control Board
Division of Water Rights
P.O. Box 2000
Sacramento, CA 95812-2000

Re: License 9374 (Application A008969) Chalone Creek
License 6559A (Application A013852A) Burns Creek
License 6110 (Application A015381) Lower Emigrant
License 7854 (Application A010119) Unnamed Source
License 2430 (Application A005073) Lower Spring
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License 10845 (Application A016096) Tarantula Springs
License 6343 (Application A008183) Saratoga Spring
License 10780 (Application A021646) Unnamed Stream
License 10781 (Application A015539) Covered Spring

Dear Mr. Wright:

Enclosed are completed Reports of Licensee forms for water right licenses in Pinnacles National Monument and Death Valley National Monument.

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License 10580 (Application A008423) Unnamed Spring - add wildlife preservation

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License 7854 (Application A010119) Unnamed Source - add wildlife preservation

License 2430 (Application A005073) Lower Spring - add wildlife preservation, delete domestic

License 6559A (Application A013852A) Burns Creek - add wildlife preservation, delete domestic

If you have questions regarding these Reports of Licensee, please contact Denise at (303) 225-3525.

Sincerely,

Owen R. Williams
Chief, Water Rights Branch

Enclosures

cc: WR - Kolipinski (w/o enclosures)
DEVA - Superintendent
PINN - Superintendent
479 - Johns (w/o enclosures), Water Rights Dockets

08-25-1992: letter to department of interior with blank copies of licensee reports for deva. ; august 25, 1992

STATE OF CALIFORNIA

PETE WILSON, *Governor*

STATE WATER RESOURCES CONTROL BOARD
THE PAUL R. BONDERSON BUILDING
901 P STREET
SACRAMENTO, CA 95814

916/657-2046

FAX: 916/657-2388

Mailing Address
DIVISION OF WATER RIGHTS
P.O. BOX 2000, Sacramento, CA 95812-2000

In Reply Refer
To:341:JHW:5073

AUGUST 25 1992

Denise Newberry
United States Department of the Interior
National Park Service
Water Resources Division
301 South Howes Street, Room 353
Ft. Collins, CO 80521

Dear Ms. Newberry:

LICENSES 2430, 4621, 4897, 6110, 6343, 6559A, 6740, 7577, 7578, 7854, 10580, 10780, 10781, AND 10845 (APPLICATIONS 5073, 9510, 10276, 15381, 8183, 13852A, 18433, 19842, 19538, 10119, 8423, 21646, 15539, AND 16096) VARIOUS SOURCES IN INYO AND SAN BERNADINO COUNTIES

In regard to your letter dated June 30, 1992, please find enclosed blank copies of the Licensee Reports for the above licenses.

Please note that addresses on several of the Reports of Licensee are different. Please indicate how the addresses for the above licenses should be shown when you return the completed Reports of Licensee.

If you require further assistance in this matter, please write or telephone me at the above number.

Sincerely,

Jon H. Wright

Jon H. Wright
Associate WRC Engineer
Permit and License Unit

Enclosures

00-00-0000: report of licensee for 1989,1990,1991;covered spring; purpose: fish & wildlife.

State Water Resources Control Board
DIVISION OF WATER RIGHTS
P.O. BOX 2000 SACRAMENTO, CA 95812-2000
901 P ST. SACRAMENTO, CA
(916) 324-5626

REPORT OF LICENSEE FOR 1989, 1990, 1991

OWNER OF RECORD:

DEATH VALLEY NATL MONUMENT
C/O National Park Service
Water Resources Division
1201 Oakridge Dr., Suite 250
Fort Collins, CO 80525

DWR

APPLICATION: A01553

LICENSE: 010781

TELEPHONE NUMBER:
( ) -

WRONG OR MISSING, PLEASE CORRECT.

SOURCE:
COVERED SPRING
(OTHER SOURCES NOT SHOWN)

COUNTY:
INYO

PURPOSE: FISH & WILDLIFE

DIVERSION/STORAGE SEASON: JAN 01 TO DEC 31

ACRES/HP: .0 AC

36

AMOUNT: 100.000 GPD 0.0 AC-FT

THIS REPORT IS REQUIRED BY THE TERMS AND CONDITIONS OF YOUR LICENSE

IMPORTANT! EVERY license is subject to the conditions therein. I have currently reviewed my license: YES [X] NO [ ]. I am complying with the conditions of my license: YES [X] NO [ ]. Identify any noncompliance by license term number under "Remarks" on reverse side. This report is important in providing the record of use needed in maintaining 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 THE LICENSE: YES [ ] NO [X]

COMPLETE FOR DIRECT DIVERSION PROJECTS

1. Have you used the full licensed amount of water each year? YES [X] NO [ ].
2. State the quantity of water used each month 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
1989	X	X	X	X	X	X	X	X	X	X	X	X	
1990	X	X	X	X	X	X	X	X	X	X	X	X	
1991	X	X	X	X	X	X	X	X	X	X	X	X	

COMPLETE FOR STORAGE PROJECTS	1989	1990	1991
3. Did your reservoir spill this year?	n/a	n/a	n/a
4. If not, how many feet below spillway vertically was the water level at maximum storage?			
5. Have you emptied the reservoir?			
6. How many feet below spillway vertically was it drawn down at end of season?			
USE (COMPLETE FOR ALL PROJECTS)			
7. Acreage irrigated			
Crops grown			
8. Stockwatering — number of stock			
kind of stock			
9. Domestic — number of persons			
garden area, etc.			
10. Recreational — nature of use			
11. Industrial — nature of use			
12. Municipal — approximate population			
13. Power generation — K.W.			
14. Other			

15. If no water was used in one or more years, briefly state the reason on the reverse side under "Remarks".
16. If either the location of the point of diversion or place of use has been changed and the permission of this Board has not yet been obtained, please describe nature of change on the reverse side under "Remarks".

REPORT OF LICENSEE FOR — PAGE 2

NOTE: The following questions relate to the Board's continuing responsibility to insure that appropriated water is b developed, conserved, and utilized in the public interest as required by the Water Code. Please answer thc questions which are applicable to your project.

CONSERVATION OF WATER (WATER PURVEYORS)

17. What measures are you using or planning to reduce water losses in conveyance systems? (1) Seepage or leak detecti program [ ]; (2) Lining canals [ ]; (3) Phreatophyte and aquatic vegetation control [ ]; (4) Other (describe "Remarks") [ ].

18. What measures are used to encourage consumers to conserve water in agricultural use? (1) Program to encourage mo efficient irrigation systems (sprinkler, drip, etc.) where applicable [ ]; (2) Return flow systems on individu farms [ ]; (3) Return flow system areawide [ ]; (4) Water pricing to encourage reduced use [ ]; (5) Charges f drainage of irrigated lands [ ]; (6) Other (describe in "Remarks") [ ].

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

20. What records are maintained on water use and conservation? (1) Loss rate from conveyance system [ ]; (2) Water u for major crops by each farm [ ]; (3) Other (describe in "Remarks") [ ].

CONSERVATION OF WATER (WATER USERS) n/a

21. Describe any water conservation efforts you may have started: _____

22. If credit toward beneficial use of water under this license for water not used due to a conservation effort is claime under Water Code Section 1011, please show the amounts of water conserved (acre feet or mg.):
19__ _____ 19__ _____ 19__ _____

WATER QUALITY AND WASTEWATER RECLAMATION n/a

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 in 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 whic would impair the water for beneficial uses? YES [ ] NO [ ]. Describe: _____

TO THE EXTENT THE FOLLOWING QUESTIONS APPLY TO YOUR LICENSE, PLEASE ANSWER IN REMARK SECTION BELOW. n/a

27. Are you now or have you been using reclaimed water from a wastewater treatment facility or water polluted by wast 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 appropriate water is claimed under Section 1010 of the Water Code, please show amounts of reduced diversion and amounts c reclaimed water used.

28. Are you now or have you been reclaiming or reusing any of the water appropriated under this right? YES [ ] NO [If yes, please describe. _____

29. What is present availability or current potential for using reclaimed water from a wastewater treatment plant c polluted water in place of the appropriated water to satisfy all or part of your water needs?

30. What is the current potential for reusing the appropriated water to satisfy part of your water needs?

31. 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

Date: 2/4/93 Sign Here: _____ Chief, Water Rights Branch
LICENSEE (O ENT OR DESIGNEE)

01-06-1986: letter from state of california in reply to request for an update on report of licensee. ; january 06, 1986

WITUCKI

CHERRY

L54(WR-RNW)
DEVA/WR #22, #31

January 6, 1986

State of California
State Water Resources Control Board
Division of Water Rights
901 P Street
Sacramento, CA 95810

Gentlemen:

In reply to your request for an update regarding the Report of Licensee for Death Valley National Monument (1983, 1984, 1985) the enclosed is submitted.

If you have any questions or comments regarding this matter, please call Mr. Gerard Witucki at (415) 556-8660.

Sincerely,

John D. Cherry
Associate Regional Director
Resource Management and Planning
Western Region

Enclosure

cc:
Superintendent, Death Valley

bc:
Chief, Division of Water Resources, Fort Collins

(WR-RNW)Witucki:ml:01/06/86:556-8660

12-02-1985: notice to licensee with report of licensee for 1983,1984,1985. ; december 02, 1985

STATE OF CALIFORNIA
GEORGE DEUKMEJIAN, *Governor*

STATE WATER RESOURCES CONTROL BOARD
THE PAUL R. BONDERSON BUILDING
901 P Street, Sacramento, CA
(916) 324-5626

DIVISION OF WATER RIGHTS
P.O. BOX 2000, Sacramento, CA 95810

December 2, 1985

NOTICE TO LICENSEE

Enclosed is your Report of Licensee for 1983, 1984 and 1985.

You are reminded that one of the requirements under which you received your license was that "Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time to time by the Board". Failure to complete and return this form will constitute noncompliance with the terms and conditions of your license.

Please complete the enclosed report form to the best of your knowledge and return it to this office promptly.

Additionally, as water available for appropriation becomes a scarcer commodity, adherence to terms and conditions of your license must be emphasized. Please be advised that the Division is required to initiate enforcement actions whenever violations are noted.

Thank you for your cooperation.

Sincerely,

Glenn K. Mork

Glenn K. Mork, Chief
Investigation and License Section

Enclosure

00-00-0000: report of licensee for 1983,1984,1985;covered spring; purpose: fish and wildlife.

State Water Resources Control Boar
DIVISION OF WATER RIGHTS
P.O. BOX 2000 SACRAMENTO, CA 95810
901 P STREET SACRAMENTO, CA
(916) 324-5626

REPORT OF LICENSEE FOR 1983, 1984, 1985

OWNER OF RECORD:

DEATH VALLEY NATL MONUMENT
C/O U S NATIONAL PARK SERVICE, WESTERN R
DIVISION OF WATER RESOURCES
450 GOLDEN GATE AVENUE, BOX 36063
SAN FRANCISCO, CALIF 94102

APPLICATION: A015539

LICENSE: 010781

TELEPHONE NUMBER:
(415) 556 - 8660

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

SOURCE:	COUNTY:
COVERED SPRING (OTHER SOURCES NOT SHOWN)	INYO

PURPOSE:	DIVERSION/STORAGE SEASON:	ACRES/HP:
FISH & WILDLIFE	JAN 01 TO DEC 31	.0 AC

AMOUNT: 100.000 GPD 0.0 AC-FT

THIS REPORT IS REQUIRED BY THE TERMS AND CONDITIONS OF YOUR LICENSE

IMPORTANT! EVERY license is subject to the conditions therein. I have currently reviewed my license: YES [X]. NO [ ]. I am complying with the conditions of my license: YES [X] NO [ ]. Identify any noncompliance by license term number under "Remarks" on reverse side. This report is important in providing the record of use needed in maintaining 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 THE LICENSE: YES [ ] NO [X]

COMPLETE FOR DIRECT DIVERSION PROJECTS

1. Have you used the full licensed amount of water each year? YES [ ] NO [ ].
2. State the quantity of water used each month 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
1983	x	x	x	x	x	x	x	x	x	x	x	x	100 g/d
1984	x	x	x	x	x	x	x	x	x	x	x	x	100 g/d
1985	x	x	x	x	x	x	x	x	x	x	x	x	100 g/d

COMPLETE FOR STORAGE PROJECTS	1983	1984	1985
3. Did your reservoir spill this year?			
4. If not, how many feet below spillway vertically was the water level at maximum storage?			
5. Have you emptied the reservoir?			
6. How many feet below spillway vertically was it drawn down at end of season?			
USE (COMPLETE FOR ALL PROJECTS)			
7. Acreage irrigated			
Crops grown			
8. Stockwatering — number of stock			
kind of stock			
9. Domestic — number of persons			
garden area, etc.			
10. Recreational — nature of use			
11. Industrial — nature of use			
12. Municipal — approximate population			
13. Power generation — K.W.			
14. Other Wildlife Preservation	x	x	x

15. If no water was used in one or more years, briefly state the reason on the reverse side under "Remarks".
16. If either the location of the point of diversion or place of use has been changed and the permission of this Board has not yet been obtained, please describe nature of change on the reverse side under "Remarks".

WR-17 (11-83)
3465

1985

(REPORT CONTINUES ON REVERSE SIDE)

REPORT OF LICENSEE FOR — PAGE 2

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. Please answer those questions which are applicable to your project.

CONSERVATION OF WATER (WATER PURVEYORS)

17. 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") [ ].

18. 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") [ ].

19. 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" [ ].

20. 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") [ ].

CONSERVATION OF WATER (WATER USERS)

21. Describe any water conservation efforts you may have started: _____

22. If credit toward beneficial use of water under this license 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.):
1978 _____ 1979 _____ 1980 _____

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: _____

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

27. 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 amounts of reduced diversion and amounts of reclaimed water used.

28. Are you now or have you been reclaiming or reusing any of the water appropriated under this right? YES [ ] NO [ ]. If yes, please describe. _____

29. 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?

30. What is the current potential for reusing the appropriated water to satisfy part of your water needs?

31. 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.

Date: 1/10/86 Sign Here: (Sgd) Gerard S. Witucki
LICENSEE (AGENT OR DESIGNEE)

00-00-0000: report of licensee for 1980,1981,1982;covered spring; purpose: fish and wildlife.

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

REPORT OF LICENSEE FOR 1980, 1981, 1982

OWNER OF RECORD:

DEATH VALLEY NATL MONUMENT
C/O U S NATIONAL PARK SERVICE, WESTERN R
DIVISION OF WATER RESOURCES
450 GOLDEN GATE AVENUE, BOX 36063
SAN FRANCISCO, CALIF 94102

APPLICATION: A015539

LICENSE: 010781

TELEPHONE NUMBER:
( ) -

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

SOURCE:
COVERED SPRING
(OTHER SOURCES NOT SHOWN)

COUNTY:
INYO

PURPOSE: FISH & WILDLIFE

DIVERSION/STORAGE SEASON: JAN 01 TO DEC 31

ACRES/HP: .0 AC

AMOUNT: 100.000 GPD 0.0 AC-FT

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.

THIS REPORT IS REQUIRED BY THE TERMS AND CONDITIONS OF YOUR LICENSE

IMPORTANT! EVERY license is subject to the conditions therein. I have currently reviewed my license: YES [XX] NO [ ]. I am complying with the conditions of my license: YES [XX] NO [ ]. Identify any noncompliance by license term number under "Remarks" on reverse side. This report is important in providing the record of use needed in maintaining 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 THE LICENSE: YES [ ] NO [XX]

COMPLETE FOR DIRECT DIVERSION PROJECTS

1. Have you used the full licensed amount of water each year? YES [ ] NO [ ].
2. State the quantity of water used each month 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
1980	X	X	X	X	X	X	X	X	X	X	X	X	100 g/d
1981	X	X	X	X	X	X	X	X	X	X	X	X	100 g/d
1982	X	X	X	X	X	X	X	X	X	X	X	X	100 g/d

COMPLETE FOR STORAGE PROJECTS	1980	1981	1982
3. Did your reservoir spill this year?			
4. If not, how many feet below spillway vertically was the water level at maximum storage?			
5. Have you emptied the reservoir?			
6. How many feet below spillway vertically was it drawn down at end of season?			
USE (COMPLETE FOR ALL PROJECTS)			
7. Acreage irrigated			
Crops grown			
8. Stockwatering – number of stock			
kind of stock			
9. Domestic – number of persons			
garden area, etc.			
10. Recreational – nature of use			
11. Industrial – nature of use			
12. Municipal – approximate population			
13. Power generation – K.W.			
14. Other Wildlife preservation	x	x	x

15. If no water was used in one or more years, briefly state the reason on the reverse side under "Remarks".
16. If either the location of the point of diversion or place of use has been changed and the permission of this Board has not yet been obtained, please describe nature of change on the reverse side under "Remarks".

WR-17 (8-82)
1324

(REPORT CONTINUES ON REVERSE SIDE

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. Please answer those questions which are applicable to your project.

CONSERVATION OF WATER (WATER PURVEYORS)

7. 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") [ ].

8. 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") [ ].

9. 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" [ ].

10. 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") [ ].

CONSERVATION OF WATER (WATER USERS)

11. Describe any water conservation efforts you may have started: _____

12. If credit toward beneficial use of water under this license 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.):
19 _____ 19 _____ 19 _____

WATER QUALITY AND WASTEWATER RECLAMATION

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

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

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

16. 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 LICENSE, PLEASE ANSWER IN REMARKS SECTION BELOW.

17. 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 amounts of reduced diversion and amounts of reclaimed water used.

18. Are you now or have you been reclaiming or reusing any of the water appropriated under this right? YES [ ] NO [ ].
If yes, please describe. _____

19. 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?

20. What is the current potential for reusing the appropriated water to satisfy part of your water needs?

21. 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.

(Sgd) Gerard S. Witucki

Date February 23, 1983 Sign Here Gerard Witucki, Chief, Div. of Water Res., NPS/WRO
LICENSEE (OR AGENT OR DESIGNEE)

THIS IS YOUR COPY OF THE LICENSE.
A COPY IS BEING RECORDED WITH THE COUNTY RECORDER.

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

License for Diversion and Use of Water

APPLICATION 15539 PERMIT 11424 LICENSE 10781

THIS IS TO CERTIFY, *That* UNITED STATES - DEATH VALLEY NATIONAL MONUMENT
C/O UNITED STATES NATIONAL PARK SERVICE, WESTERN REGION,
DIVISION OF WATER RESOURCES, 450 GOLDEN GATE AVENUE,
BOX 36063, SAN FRANCISCO, CALIFORNIA 94102

HAS *made proof as of* JANUARY 22, 1975 *(the date of inspection)*
to the satisfaction of the State Water Resources Control Board of a right to the use of the water of

(1) COVERED SPRING AND (2) WEE SPRING IN INYO COUNTY

tributary to AN UNNAMED CANYON THENCE EMIGRANT CANYON THENCE EMIGRANT WASH

for the purpose of WILDLIFE PROPAGATION USES
under Permit 11424 *of the Board and that the right to the use of this water has been perfected in accordance with the laws of California, the Regulations of the Board and the permit terms; that the priority of this right dates from* SEPTEMBER 14, 1953 *and that the amount of water to which this right is entitled and hereby confirmed is limited to the amount actually beneficially used for the stated purposes and shall not exceed* A TOTAL OF ONE-HUNDRED (100) GALLONS PER DAY FROM BOTH SOURCES BY DIRECT DIVERSION, TO BE DIVERTED FROM JANUARY 1 TO DECEMBER 31 OF EACH YEAR.

THE POINT OF DIVERSION OF SUCH WATER IS LOCATED:

(1) SOUTH 36° 01' WEST 5,929 FEET FROM USGS BM-M-165, BEING WITHIN NW1/4 OF SW1/4 OF PROJECTED SECTION 2, T18S, R44E, MDB&M AND
(2) SOUTH 39° 32' WEST 5,714 FEET FROM USGS BM-M-165, BEING WITHIN NW1/4 OF SW1/4 OF PROJECTED SECTION 2, T18S, R44E, MDB&M.

A DESCRIPTION OF LANDS OR THE PLACE WHERE
SUCH WATER IS PUT TO BENEFICIAL USE IS AS FOLLOWS:

WITHIN NW1/4 OF SW1/4, OF PROJECTED SECTION 2, T18S, R44E, MDB&M.

THIS LICENSE IS CONDITIONED UPON FULL COMPLIANCE WITH SECTION 5937 OF THE FISH AND GAME CODE.

40226-003 3-76 1M ⓘ OSP

Licensee shall allow representatives of the Board and other parties, as may be authorized from time to time by the Board, reasonable access to project works to determine compliance with the terms of this license.

All rights and privileges under this license including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the 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.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time to time by the Board.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein specified and to the lands or place of use herein described.

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the Board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license 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 1628. Every license 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 license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license 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 license 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 licensee 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 licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated: AUGUST 4 1977

STATE WATER RESOURCES CONTROL BOARD

R. L. Rosenberger

Chief, Division of Water Rights

WR #22

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

PROGRESS REPORT BY PERMITTEE FOR 1975

OWNER OF RECORD: APPLICATION 15539

DEATH VALLEY NATL MONUMENT
c/o U S 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: (1)COVERED SPRING (2)WEE SPRING

AMOUNT: 100 gal/day
~~30,000 GAL/DAY~~
PURPOSE: ~~MINING & DOMESTIC~~ Wildlife Propogation

PERMIT: 11424 12-01-70

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? Explain:

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 Wildlife Propogation

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	100 gal/day

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: 24 JUN 1976 at (Location) (State)

Sign here: (CGD) GERARD S. WITUCKI
Chief, Division of Water Resources
PERMITTEE

SWRCB-15 (9-75) 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:_____
25. 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:

This water source has been inspected by Mr. Wilbert Chung of your Los Angeles Office on Jan 22, 1975. In consonance with that inspection, request for License has been made.

Progress Report is submitted containing information as shown in the "Request for License."

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

350(6-983 7-75 2M ⓘ OSP

STATE OF CALIFORNIA - THE RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
ROOM 1015, 1416 NINTH STREET
SACRAMENTO, CALIFORNIA 95814

REQUEST FOR LICENSE

APPLICATION 15539 PERMIT 11424

SUBJECT TO APPROVAL BY THE STATE WATER RESOURCES CONTROL BOARD
UNITED STATES - ~~DEATH~~ DEATH VALLEY NATIONAL MONUMENT
c/o UNITED STATES NATIONAL PARK SERVICE, WESTERN REGION, DIVISION OF WATER RESOURCES,
450 GOLDEN GATE AVENUE, BOX 36063, SAN FRANCISCO, CALIFORNIA 94102

HAVING MADE PROOF AS OF January 22, 1975 (THE DATE OF INSPECTION)
HEREBY REQUEST LICENSE ACTION AS LISTED BELOW.

ACCORDING TO THE BEST KNOWLEDGE AND BELIEF OF THE UNDERSIGNED, A RIGHT HAS BEEN ESTABLISHED TO USE OF THE WATERS OF:
(1) COVERED SPRING AND (2) WEE SPRING IN INYO COUNTY
TRIBUTARY TO AN UNNAMED CANYON THENCE EMIGRANT CANYON THENCE EMIGRANT WASH
FOR THE PURPOSE OF: ~~MINING AND DOMESTIC USES~~ Wildlife propagation use.

UNDER PERMIT 11424 THE PRIORITY OF WHICH DATED FROM SEPTEMBER 14, 1953

BY BENEFICIAL USE IN THE AMOUNT OF: A total of 100 gallons per day from both source by direct diversion, to be diverted from January 1 to December 31 of each year.

THE POINT OF DIVERSION OF SUCH WATER IS LOCATED:
(1) SOUTH 36° 01' WEST 5,929 FEET FROM USGS BM-M-165, BEING WITHIN NW1/4 OF SW1/4 OF PROJECTED SECTION 2, T18S, R44E, MDB&M AND
(2) SOUTH 39° 32' WEST 5,714 FEET FROM USGS BM-M-165, BEING WITHIN NW1/4 OF SW1/4 OF PROJECTED SECTION 2, T18S, R44E, MDB&M.

A DESCRIPTION OF THE LANDS OR THE PLACE WHERE SUCH WATER IS PUT TO BENEFICIAL USE IS AS FOLLOWS:

WITHIN NW1/4 OF SW1/4, ~~SW1/4 OF NW1/4, E1/2 OF NW1/4 AND NW1/4 OF NE1/4~~ OF projected SECTION 2, T18S, R44E, ~~AND W1/2 OF SE1/4 OF SECTION 35, T17S, R44E, MDB&M, UNSURVEYED AS PROJECTED FROM T19S, R45E, ON USGS EMIGRANT CANYON QUADRANGLE OF 1952, OF WHICH THE NE CORNER OF SECTION 1, T19S, R45E, MDB&M HAS BEEN FOUND.~~

This Request for License also constitute a petition for change in character of use. A $10.00 fee is required.

CLAUSES REQUIRED PERMIT TERM 8.

IF ANY REDUCTION IN AMOUNT, SEASON OR LAND DESCRIPTION BECOMES NECESSARY WHEN THESE ROUGH CALCULATIONS ARE CHECKED, THE OWNER WILL BE NOTIFIED AND ALLOWED 30 DAYS WITHIN WHICH TO PROTEST SUCH CHANGE.

SIGNATURE (SGD) GERARD S. WITUCKI DATE APR 16 1975
PERMITTEE OR HIS REPRESENTATIVE

INSPECTED BY: W. J. Cheney

CHECKED BY:
SENIOR ENGINEER

SWRCB 16A (5-73)

03-26-1975: progress report by permittee for 1974; covered spring and wee spring. ; march 26, 1975

STATE OF CALIFORNIA — THE RESOURCES AGENCY

STA WATER RESOURCES CONTROL BOA

DIVISION OF WATER RIGHTS

2125 Nineteenth Street, Sacramento, California 95818

PROGRESS REPORT BY PERMITTEE FOR 1974

OWNER OF RECORD — **APPLICATION** 15539

DEATH VALLEY NATL MONUMENT
c/o U S 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: (1) COVERED SPRING (2) WEE SPRING

AMOUNT: 30,000 GAL/DAY
PURPOSE: ~~MINING & 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: 11424 — 12-01-70

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 [X] NO [ ]. If YES, is construction completed? YES [X] 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? _____ Explain: _____

USE OF WATER

5. Has use of water commenced? YES [X] 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) (f) [ ] Recreational _____ (Method of water use)
(c) [ ] Industrial _____ (Nature of Use) (g) [X] Recreational ~~camping and picknicking~~ (Nature of use)
(d) [X] Domestic ~~5 persons intermittently~~ (Number of persons, area of garden, lawn, etc.) (h) [ ] Power generation _____ (Installed horsepower capacity)
(e) [ ] Municipal _____ (Approximate population) (i) [X] Other ~~prospector's water source~~

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
---	---	---	---	INTERMITTENT USE								

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? 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? _____

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 450 Golden Gate Ave., San Francisco, Calif. 94102
(location) (state)

(SGD) GERARD S. WITUCKI
Sign here: _____ (Permittee)

Gerard S. Witucki, Chief of 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:

7 The waters of Covered and Wee springs under this application are commingled with those of Burns (A #13852) and Chucker Spring (A #16138) as one consolidated water supply.

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

STATE OF CALIFORNIA—THE RESOURCES AGENCY

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

CENTRAL REGION-LAHONTAN

PROGRESS REPORT BY PERMITTEE FOR 1972

OWNER OF RECORD:

U S DEATH VALLEY NATL MONUMENT
C/O U S NATIONAL PARK SERVICE,
DIVISION OF WATER RESOURCES, SSC,
450 GOLDEN GATE AVENUE, BOX 36025,
SAN FRANCISCO, CALIF 94102

APPLICATION 15539

WR 22

TELEPHONE NUMBER

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

SOURCE: (1) COVERED SPRING (2) WEE SPRING

AMOUNT: 30,000 GAL/DAY
PURPOSE: MINING & DOMESTIC

PERMIT 11424 EXPIRATION DATE: 12-01-70

This report is important 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.

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

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

CONSTRUCTION WORK

1. Has construction work commenced? YES
2. Has all construction work been completed? YES If not, describe briefly the portions of the project completed including cost of work done:
3. If not completed, give estimated date of completion
4. What construction work remains to be done to complete the project?

USE OF WATER

1. Has use of water commenced? YES It was used for:

(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 — 5 persons intermittently — Number of persons, area of garden, lawn, etc.
(e) ☐ Municipal — Approximate population
(f) ☐ Recreational — Method of water use
(g) ☒ Recreational — camping and picnicking — Nature of use
(h) ☐ Power generation — Installed horsepower capacity
(i) ☒ Other — Prospector's water source

2. Has use of water, both amount and season, been as great as you expect in any future year under this permit?
3. Has location of the intake, place of use or type of use been changed?
4. Did the source go dry? If so, during what months?
5. What quantity of water was used each month in 1972 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
	INTERMITTENT USE											

STORAGE PROJECTS ONLY

Did your reservoir spill this year? N/A If not, how many feet below spillway vertically was the water level at maximum storage? Have you emptied the reservoir? If not, how many feet below spillway vertically was it drawn down at end of season?

REMARKS THE WATERS OF COVERED AND WEE SPRINGS UNDER THIS APPLICATION ARE COMMINGLED WITH THOSE OF BURNS (A: 13852) AND (If more space is needed, use reverse side) CHUCKER SPRING (A: 16138) as ONE CONSOLIDATED WATER SUPPLY. PETITION FOR EXTENSION OF TIME IS ENCLOSED.

Date March 7, 1973 Sign Here

Permittee

GERARD S. WITUCKI, CHIEF, DIVISION OF WATER RESOURCES, WESTERN REGION

WRCB-15 (7-72)

1972

STATE WATER RESOURCES CONTROL BOARD
Division of Water Rights

Application 15539 Permit 11424

To Water User:

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

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

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

(3) Revoking the permit for failure to proceed with due diligence in completing the project.

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

1. The project has been abandoned and I request revocation of the permit. _____ Yes XXX No

2. Full use of water has been made, both as to amount and as to season, and I request license be issued. _____ Yes XXX No

3. The project is not yet complete and I request an extension of time. XXX Yes _____ No

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

PETITION FOR EXTENSION OF TIME*

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

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

_____

_____

2. Estimated date construction work will begin_____

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

_____

* A fee of $5 must accompany this petition.

WRCB 20C (. 2-70)

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

4. A ~~(1-year)~~/~~(2-year)~~ (3-year) extension of time is requested to complete construction work and/or beneficial use of water. (Indicate period of time required.)

5. How much water has been used? _____ AF/year 30,000 GPD cfs

6. How many acres have been irrigated? _____

7. How many houses or people have been served water? 5 intermittently

8. Extent of past use of water for any other purpose Camping and picnicking and also prospector's water source.

9. What construction work has been completed during the last extension?

10. Approximate amount spent on project during last extension period.
$ _____

11. Estimated date construction work will be completed _____

12. Estimated year in which water will be fully used _____

13. Reasons why construction and/or use of water was not completed within time previously allowed: _____

Date March 7, 1973 Signature Gerard S. Witucki

GERARD S. WITUCKI, CHIEF, DIVISION OF WATER RESOURCES, WESTERN REGION

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

PROGRESS REPORT BY PERMITTEE FOR 1970

OWNER OF RECORD: APPLICATION 15539

U S DEATH VALLEY NATL MONUMENT
C/O U S NATIONAL PARK SERVICE,
DIVISION OF WATER RESOURCES, SSC,
450 GOLDEN GATE AVENUE, BOX 36025,
SAN FRANCISCO, CALIF 94102

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

SOURCE: (1) COVERED SPRING (2) WEE SPRING WR-22

AMOUNT: 30,000 GAL/DAY
PURPOSE: MINING & DOMESTIC

PERMIT 11424 EXPIRATION DATE: 12-01-70

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

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

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

CONSTRUCTION WORK

1. Has construction work commenced? YES
2. Has all construction work been completed? YES If not, describe briefly the portions of the project completed including cost of work done:
3. If not completed, give estimated date of completion
4. What construction work remains to be done to complete the project?

USE OF WATER

1. Has use of water commenced? YES It was used for:
   - (a) ☐ Irrigation — Total acres irrigated — Name crops served and acreage of each
   - (b) ☐ Stockwatering — Number of animals
   - (c) ☐ Industrial — Nature of use
   - (d) ☒ Domestic — 5 PERSONS (INTERMITTENT) — Number of persons, Area of garden, lawn, etc.
   - (e) ☐ Municipal — Approximate population
   - (f) ☒ Mining — INTERMITTENT USE — Method of water use
   - (g) ☒ Recreational — CAMPING AND PICNICING — Nature of use
   - (h) ☐ Power generation — Installed horsepower capacity
   - (i) ☒ Other — PROSPECTOR'S WATER SOURCE
2. Has use of water, both amount and season, been as great as you expect in any future year under this permit? NO
3. Has location of the intake, place of use or type of use been changed? NO
4. Did the source go dry? NO If so, during what months?
5. What quantity of water was used each month in 1970 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
		INTERMITTENT USE										

STORAGE PROJECTS ONLY

Did your reservoir spill this year? N/A If not, how many feet below spillway vertically was the water level at maximum storage? Have you emptied the reservoir? If not, how many feet below spillway vertically was it drawn down at end of season?

REMARKS ~~THE WATERS OF COVERED AND WEE SPRINGS UNDER THIS APPLICATION NO. ARE~~ (If more room is needed, use reverse side)
COMMINGLED WITH THOSE OF BURNS SPRING , APPLICATION NO. 13852 AND CHUCKER SPRING, ~~APPLICATION NO. 16138, AS ONE CONSOLIDATED WATER SUPPLY . AN EXTENTION OF TIME~~
REGARDING THIS PERMIT IS IN ORDER ; PLEASE FORWARD THE NECESSARY FORMS FOR REQUEST OF EXTENTION OF TIME.

Date DECEMBER 1, 1970 Sign Here (SGD) GERARD S. WITUCKI
GERARD S. WITUCKI, CHIEF, WATER RESOURCES SECTION, WESTERN SERVICE CENTER

WRCB 15 (8-70) 1970 45970-983 8-70 SM ① OSP

STATE OF CALIFORNIA—RESOURCES AGENCY

S[illegible]E WATER RIGHTS BOARD

ORDER

APPLICATION 15539 PERMIT 11424 LICENSE

ORDER APPROVING A NEW DEVELOPMENT SCHEDULE

THE STATE WATER RIGHTS BOARD HAVING DETERMINED THAT GOOD CAUSE HAS BEEN SHOWN FOR EXTENSION OF TIME WITHIN WHICH TO DEVELOP THE PROJECT PROPOSED UNDER PERMIT 11424; AND HAVING DIRECTED THAT THIS ORDER BE ISSUED;

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

CONSTRUCTION WORK SHALL BE COMPLETED ON OR BEFORE DECEMBER 1, 1970

APPLICATION OF THE WATER TO THE PROPOSED USE SHALL BE COMPLETED ON OR BEFORE DECEMBER 1, 1970

DATED: NOV 30 1967

/S/ L. C. Spencer

L. C. SPENCER
CHIEF ENGINEER

PETITION FOR EXTENSION OF TIME

Application 15539 Permit 11424
Covered Spring and Wee Spring

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

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

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

2. Estimated date of commencement of construction_____

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

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

4. A (1-year), (2-year), (3-year) extension of time is requested for completion of construction work and/or beneficial use of water. (Indicate period of time desired.) Extension to December 1, 1971, is requested.

5. Approximate total amount spent on project to date $ 300

6. Approximate amount spent during last extension period $ none

7. Approximate per cent of construction work complete to date unknown

8. Estimated date of completion of construction work unknown

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

10. Reasons why construction and/or use of water was not completed within time previously allowed: Miners have suspended operations temporarily due to poor market conditions. Water continues to be used by Monument visitors, prospectors, and wildlife during all months of the year.

Date June 13, 1967 Signature John W. Stratton

John W. Stratton, Superintendent
Death Valley National Monument

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

SWRB
20C (2-65)

STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RIGHTS BOARD

22

PROGRESS REPORT BY PERMITTEE FOR 1967

OWNER OF RECORD: APPLICATION 15539

U S DEATH VALLEY NATL MONUMENT
DEATH VALLEY, CALIF 92328

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

SOURCE: (1) COVERED SPRING (2) WEE SPRING
(3) (4)
(5) (6)
(7)

PERMIT 11424

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

1. Has construction work commenced? Yes
2. Has all construction work been completed? No If not, give estimated date of completion Unknown
3. State approximate cost of construction work on this project during the past 12 months None
   Describe briefly the portions of the project upon which the above amount was spent
4. What construction work remains to be done to complete the project? Installation of collecting works and pipeline
5. Has use of water commenced? Yes What was the maximum rate of diversion (if known)?
6. What quantity of water was used each month in 1967 under this permit in gallons or acre-feet? (If not known check months water was used.) Wee Spring:

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? No
8. Has location of the intake or place of use been changed? No
9. Did the source go dry? Yes If so, during what months? All months
   Covered Spring
10. Did your reservoir spill this year? N/A If not, how many feet below spillway vertically was the water level at maximum storage? N/A Have you emptied the reservoir? N/A If not, how many feet below spillway vertically was it drawn down at end of season? N/A
11. You should keep complete records of your use of water in your own files. Please supply information below concerning your use of water.
    (a) ☐ Irrigation ____ (Total acres irrigated) ____ (Name crops served and acreage of each)
    (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) ☐ Mining ____ (Method of water use)
    (g) ☐ Recreational ____ (Nature of use)
    (h) ☐ Power ____ (Installed horsepower capacity)
    (i) ☒ Other Wildlife use
12. The project has been abandoned and I request revocation of this permit. ☐ Yes ☒ No

REMARKS (If more space is needed, use reverse side) Both springs in the past provided water for a millsite which is presently shut down. No surface water is visible at Covered Spring, a pool of water at Wee Spring is available for wildlife use.

Date February 8, 1968 Sign Here John W. Stratton, Superintendent (Permittee)

This report is of importance to you in establishing your water right as it will be used as a basis for action by the State Water Rights Board. It should be filled out carefully and returned promptly to the State Water Rights Board, Room 1140, Resources Building, 1416 Ninth Street, Sacramento, California 95814.

1967

Docket 22 R5

PETITION FOR EXTENSION OF TIME

Application 15539 Permit 11424
Covered Spring and Wee Spring

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

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

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

2. Estimated date of commencement of construction_____

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

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

4. A (1-year), (2-year), (3-year) extension of time is requested for completion of construction work and/or beneficial use of water. (Indicate period of time desired.) Extension to December 1, 1971, is requested.

5. Approximate total amount spent on project to date $ 300

6. Approximate amount spent during last extension period $ none

7. Approximate per cent of construction work complete to date unknown

8. Estimated date of completion of construction work unknown

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

10. Reasons why construction and/or use of water was not completed within time previously allowed: Miners have suspended operations temporarily due to poor market conditions. Water continues to be used by Monument visitors, prospectors, and wildlife during all months of the year.

Date June 13, 1967 Signature John M. Stratton

John M. Stratton, Superintendent
Death Valley National Monument

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

SWRB
20C (2-65)

Docket 22 RS
Folder 2

STATE OF CALIFORNIA—RESOURCES AGENCY

STATE WATER RIGHTS BOARD

RESOURCES BUILDING, ROOM 1140
1416 NINTH STREET
SACRAMENTO, CALIFORNIA 95814

PROGRESS REPORT BY PERMITTEE FOR THE YEAR 1966

OWNER OF RECORD: APPLICATION 15539

U S DEATH VALLEY NATL MONUMENT
DEATH VALLEY, CALIF 92328

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

SOURCE: (1) COVERED SPRING (2) WEE SPRING
(3) (4)
(5) (6)
(7) PERMIT 11424

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

1. Has construction work commenced? Yes
2. Has all construction work been completed? No If not, give estimated date of completion Unknown
3. State approximate cost of construction work on this project during the past 12 months None
   Describe briefly the portions of the project upon which the above amount was spent
4. What construction work remains to be done to complete the project? Installation of collecting works and pipeline
5. Has use of water commenced? Yes What was the maximum rate of diversion (if known)?
6. What quantity of water was used each month in 1966 under this permit in gallons or acre-feet? (If not known check months water was used.) Wee Spring:

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? No
8. Has location of the intake or place of use been changed? No
9. Did the source go dry? Yes If so, during what months? All months
   Covered Spring
10. Did your reservoir spill this year? N/A If not, how many feet below spillway vertically was the water level at maximum storage? N/S Have you emptied the reservoir? N/A If not, how many feet below spillway vertically was it drawn down at end of season? N/A
11. You should keep complete records of your use of water in your own files. Please supply information below concerning your use of water.
    (a) ☐ Irrigation ____ (Total acres irrigated) ____ (Name crops served and acreage of each)
    (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) ☐ Mining ____ (Method of water use)
    (g) ☐ Recreational ____ (Nature of use)
    (h) ☐ Power ____ (Installed horsepower capacity)
    (i) ☒ Other Wildlife use
12. The project has been abandoned and I request revocation of this permit. ☐ Yes ☒ No

REMARKS Both springs in the past provided water for a millsite which is presently shut down. No surface water is visible at Covered Spring, a pool of water at Wee Spring is available for wildlife use.
(If more space is needed, use reverse side)

Date December 16, 1966 Sign Here Homer P. Leach, Acting Superintendent
Permittee

This report is of importance to you in establishing your water right as it will be used as a basis for action by the State Water Rights Board. It should be filled out carefully and returned promptly.

SWRB 15 (6-66) YEAR 1966 74197-987 7-66 5500 ① OSP

12-13-1965: progress report by permittee for the year 1965; covered spring and wee spring. ; december 13, 1965

STATE OF CALIFORNIA—RESOURC' AGENCY
STATE WATER RIGHTS BOARD
RESOURCES BUILDING, ROOM 1140
1416—9TH STREET
SACRAMENTO, CALIFORNIA 95814

PROGRESS REPORT BY PERMITTEE FOR THE YEAR 1965

OWNER OF RECORD: APPLICATION 15539

U S DEATH VALLEY NATL MONUMENT
DEATH VALLEY, CALIF 92328

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

SOURCE: (1) COVERED SPRING (2) WEE SPRING
(3) (4)
(5) (6)
(7) PERMIT 11424

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

1. Has construction work commenced? Yes
2. Has all construction work been completed? No If not, give estimated date of completion 1966
3. State approximate cost of construction work on this project during the past 12 months None
   Describe briefly the portions of the project upon which the above amount was spent
4. What construction work remains to be done to complete the project? Installation of collecting works and pipeline
5. Has use of water commenced? yes Amount (if known)
6. Has use of water, as to both amount and season, been as great as you expect in any future year under this permit? No
7. During what months was water used in 1965 under this permit? All year (Intermitently)
8. Has location of the intake or place of use been changed? No
9. Did the source go dry? No If so, during what months? N/A
10. Did your reservoir spill this year? N/A If not, how many feet below crest vertically was the water level at maximum storage? N/A Have you emptied the reservoir? N/A If not, how many feet below crest vertically was it drawn down at end of season? N/A
11. You should keep complete records of your use of water in your own files. Please supply information below concerning your use of water.
    (a) ☐ Irrigation ____ (Total acres irrigated) ____ (Name crops served and acreage of each)
    (b) ☐ Stockwatering ____ (Number of animals)
    (c) ☐ Industrial ____ (Nature of use)
    (d) ☒ Domestic 5 persons (Intermittently (Number of persons, Area of garden, lawn, etc.)
    (e) ☐ Municipal ____ (Approximate population)
    (f) ☒ Mining Mining floatation and concentrat (Method of water use)
    (g) ☒ Recreational Camping and picnicking (Nature of use)
    (h) ☐ Power ____ (Installed horsepower capacity)
    (i) ☒ Other Prospectors water source
12. The project has been abandoned and I request revocation of this permit. ☐ Yes ☒ No

REMARKS* Mining use is currently inactive due to a low market price for ore.

Date December 13, 1965 Sign Here William N. Burgen, Acting Superintendent
Death Valley National Monument
(Permittee)

This report is of importance to you in establishing your water right as it will be used as a basis for action by the State Water Rights Board. It should be filled out carefully and returned promptly.

YEAR 1965

SWRB 15 (REV. 7-65) 81662-957 7-65 6M ⓘ OGP

02-10-1965: cash receipt for application no. 15539. ; february 10, 1965

Resources Bldg.
Room 1140 • 9th & O Sts.

STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD
~~P.O. BOX 1662~~
SACRAMENTO ~~1~~, CALIFORNIA

Receipt No 19547

Date February 10, 1965 ($ 5.00)

Received ($)

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

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

ATTN: Manuel Morris

Re APPLICATION NO. 15539

☐ Deposit ☐ Balance ☒ Full

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

STATE WATER RIGHTS BOARD

LESLIE C. JOPSON, *Chief Engineer*

By Betty L. Rathbun
Title

FORM 300
47168 11-56 20M QUIN ⓒ SPO

02-01-1965: extension petition; application; permit 11424. ; february 01, 1965

STATE OF CALIFORNIA - STATE WATER RIGHTS BOARD

Application 15539 Permit 11424

EXTENSION PETITION

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

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

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

2. Estimated date of commencement of construction_____

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

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

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

5. Approximate total amount spent on project to date $ 300.

6. Approximate amount spent during last extension period $ None.

7. Approximate per cent of construction work complete to date Unknown.

8. Estimated date of completion of construction work Unknown.

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

10. Reasons why construction and/or use of water was not completed within time previously allowed: Miners have temporarily suspended operations because of poor market. Water continued to be used by Monument visitors and prospectors during all months of the year.

DATE February 1, 1965

Signature John A. Aubuchon Superintendent

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

Form 67-H

STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD
ROOM 1140, 1416 NINTH STREET
SACRAMENTO 95814

PROGRESS REPORT BY PERMITTEE FOR THE YEAR 1964

OWNER OF RECORD: APPLICATION 15539

U S DEATH VALLEY NATL MONUMENT
DEATH VALLEY, CALIF

Indicate Corrections Above If the Owner or Address Shown Are Incorrect

SOURCE: (1) COVERED SPRING (2) WEE SPRING
(3) (4)
(5) (6)
(7)

PERMIT 11424

Neither the filing of an application nor issuance of a permit in approval thereof constitutes a water right. A water right is established only by beneficial use of water in accordance with the terms and conditions of the permit. This report provides a record of the development of your project. After use of water is complete, an inspection will be made and license issued for the amount of water actually put to use under the terms and conditions of the permit.

1. Has the project been abandoned? No Has construction work commenced? Yes
2. Has all construction work been completed? No If not, give estimated date of completion 1966
3. State approximate cost of construction work on this project during the past 12 months None
   Describe briefly the portions of the project upon which the above amount was expended
4. What construction work remains to be done to complete the project?
   Installation of collecting works and pipeline.
5. Has use of water commenced? Yes
6. Has use of water, as to both amount and season, been as great as you expect in any future year under this permit? No
7. During what months was water used in 1964 under this permit? All year (Intermittently)
8. Has location of the intake or place of use been changed? No
9. Did the source go dry? No If so, during what months? N/A
10. Did your reservoir spill this year? N/A If not, how many feet below crest vertically was the water level at maximum storage? N/A Have you emptied the reservoir? N/A If not, how many feet below crest vertically was it drawn down at end of season? N/A
11. You should keep complete records of your use of water in your own files. Please supply information below concerning your use of water.
    (a) ☐ Irrigation — Total acres irrigated — Name crops served and acreage of each
    (b) ☐ Stock-watering — Number of animals
    (c) ☐ Industrial — Nature of use
    (d) ☒ Domestic — 5 persons (Intermittent use) — Number of persons; Area of garden, lawn, etc.
    (e) ☐ Municipal — Approximate population
    (f) ☒ Mining — flotation and concentration* — Method of water use
    (g) ☒ Recreational — camping and picnicking — Nature of use
    (h) ☐ Power — Installed horsepower capacity
    (i) ☒ Other — Prospector's water source

REMARKS *Mining use is currently inactive due to low market price for ore.

The waters of Covered and Wee Springs under this application are commingled with those of Burns Spring, Application 13852 and Chucker Spring, Application 16138, as one consolidated water supply.

Date January 5, 1965

Sign Here
William N. Burgen Permittee Acting Superintendent
Death Valley National Monument

This report is of importance to you in establishing your water right. It will be used as a basis for action by the State Water Rights Board. It should therefore be filled out carefully and returned promptly.

YEAR 1964

FORM 67

27980-987 8-64 5M ① OSP

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

PROGRESS REPORT BY PERMITTEE FOR THE YEAR 1963

OWNER OF RECORD: APPLICATION 15539

U S DEATH VALLEY NATL MONUMENT
DEATH VALLEY, CALIF

Indicate Corrections Above If the Owner or Address Shown Are Incorrect

SOURCE: (1) COVERED SPRING (2) WEE SPRING
(3) (4)
(5) (6)
(7)

PERMIT 11424

Neither the filing of an application nor issuance of a permit in approval thereof constitutes a water right. A water right is established only by beneficial use of water in accordance with the terms and conditions of the permit. This report provides a record of the development of your project. After use of water is complete, an inspection will be made and license issued for the amount of water actually put to use under the terms and conditions of the permit.

1. Has the project been abandoned? No Has construction work commenced? Yes
2. Has all construction work been completed? No If not, give estimated date of completion 1965
3. State approximate cost of construction work on this project during the past 12 months None
   Describe briefly the portions of the project upon which the above amount was expended
4. What construction work remains to be done to complete the project?
   Installation of collecting works and pipeline
5. Has use of water commenced? yes
6. Has use of water, as to both amount and season, been as great as you expect in any future year under this permit?
   No
7. Has location of the intake or place of use been changed?
8. Did the source go dry? If so, during what months?
9. Did your reservoir spill this year? Not Applicable If not, how many feet below crest vertically was the water level at maximum storage? Have you emptied the reservoir? If not, how many feet below crest vertically was it drawn down at end of season?
10. You should keep complete records of your use of water in your own files. Please supply information below concerning your use of water.
    (a) ☐ Irrigation — Total acres irrigated — Name crops served and acreage of each
    (b) ☐ Stock watering — Number of animals
    (c) ☐ Industrial — Nature of use
    (d) ☒ Domestic 5 persons (occasional use) — Number of persons; Area of garden, lawn, etc.
    (e) ☐ Municipal — Approximate population
    (f) ☐ Mining — Method of water use
    (g) ☐ Recreational — Nature of use
    (h) ☐ Power — Installed horsepower capacity
    (i) ☐ Other

REMARKS

Date December 2, 1963 *Sign Here* John A. Aubuchon Permittee Superintendent
Death Valley National Monument

This report is of importance to you in establishing your water right. It will be used as a basis for action by the State Water Rights Board. It should therefore be filled out carefully and returned promptly.

YEAR 1963

FORM 67 92398 7-63 4M ⓘ SPO

10-05-1962: progress report by permittee for the year 1962; covered spring and wee spring. ; october 05, 1962

STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD
1401 21ST STREET, P. O. BOX 592
SACRAMENTO

PROGRESS REPORT BY PERMITTEE FOR THE YEAR 1962

OWNER OF RECORD: APPLICATION 15539

U S DEATH VALLEY NATL MONUMENT
DEATH VALLEY, CALIF

Indicate Corrections Above If the Owner or Address Shown Are Incorrect

SOURCE: (1) COVERED SPRING (2) WEE SPRING
(3) (4)
(5) (6)

PERMIT 11424

Neither the filing of an application nor issuance of a permit in approval thereof constitutes a water right. A water right is established only by beneficial use of water in accordance with the terms and conditions of the permit. This report provides a record of the development of your project. After use of water is complete, an inspection will be made and license issued for the amount of water actually put to use under the terms and conditions of the permit.

1. Has the project been abandoned? no Has construction work commenced? yes
2. Has all construction work been completed? no If not, give estimated date of completion 1965
3. State approximate cost of construction work on this project during the past 12 months none
   Describe briefly the portions of the project upon which the above amount was expended
4. What construction work remains to be done to complete the project? Installation of collecting works and pipeline
5. Has use of water commenced? yes
6. Has use of water, as to both amount and season, been as great as you expect in any future year under this permit? no
7. Has location of the intake or place of use been changed? no
8. Did the source go dry? no If so, during what months?
9. Did your reservoir spill this year? not applicable If not, how many feet below crest vertically was the water level at maximum storage? Have you emptied the reservoir? If not, how many feet below crest vertically was it drawn down at end of season?
10. You should keep complete records of your use of water in your own files. Please supply information below concerning your use of water.
    (a) ☐ Irrigation — Total acres irrigated — Name crops served and acreage of each
    (b) ☐ Stock watering — Number of animals
    (c) ☐ Industrial — Nature of use
    (d) ☒ Domestic — 5 persons (occasional use) — Number of persons; Area of garden, lawn, etc.
    (e) ☐ Municipal — Approximate population
    (f) ☐ Mining — Method of water use
    (g) ☐ Recreational — Nature of use
    (h) ☐ Power — Installed horsepower capacity
    (i) ☐ Other

REMARKS

Date October 5, 1962

Sign Here United States of America
/s/ Willard W. Danielson
by: Willard W. Danielson
Acting Superintendent
Death Valley National Monument

This report is of importance to you in establishing your water right. It will be used as a basis for action by the State Water Rights Board. It should therefore be filled out carefully and returned promptly.

YEAR 1962

FORM 67 68113 7-62 4M ⓘ SPO

STATE (C IFORNIA—STATE WATER ?I ? BOARD

ORDER

APPLICATION 15539 PERMIT 11424 LICENSE

ORDER GRANTING EXTENSION OF TIME WITHIN WHICH TO COMPLETE CONSTRUCTION AND USE

The State Water Rights Board having determined that good cause has been shown for an extension of time within which to complete construction work and application of water to the proposed use under Permit 11424, said Board having approved such extension and having directed that this order be issued;

NOW THEREFORE IT IS ORDERED that an extension of time be and the same is hereby granted until December 1, 1964, within which to complete construction work and application of water to the proposed use under said permit.

Witness my hand and the seal of the State Water Rights Board this 23st day of May, 1962

L. K. Hill

L. K. Hill
Executive Officer

02-14-1962: check receipt re application 15539. ; february 14, 1962

STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD
P. O. BOX 1583
SACRAMENTO 7, CALIFORNIA

Receipt No. 15218

Date Feb. 14, 1962 ($ 5.00)

Received ($)

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

U. S. Death Valley National Monument
Death Valley, California

Re APPLICATION 15539

☐ Deposit ☐ Balance ☒ Full

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

STATE WATER RIGHTS BOARD

LESLIE C. JOPSON, *Chief Engineer*

By Elaine Garrett
Title

FORM 300
47169 11-60 200M OUIN © SPO

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

PROGRESS REPORT BY PERMITTEE FOR THE YEAR 1961

This report is of importance to you in establishing your water right. It will be used as a basis for action by the State Water Rights Board. It should therefore be filled out carefully and returned promptly. See reverse side of this sheet.

SOURCE (1)Covered Spring(2)Wee Spring APPLICATION 15539

PERMIT 11h2h

ANSWER ALL QUESTIONS—IF A QUESTION DOES NOT APPLY, SO STATE

1. Names of all parties who are owners of this permit United States of America for Death Valley National Monument

MAILING ADDRESS Superintendent, Death Valley National Monument Death Valley, California

2. Has the project been abandoned? no Has construction work commenced? yes

3. Has all construction work been completed? no If not, give estimated date of completion 1965

4. State approximate cost of construction work on this project during the past 12 months none

Describe briefly the portions of the project upon which the above amount was expended

5. What construction work remains to be done to complete the project? Installation of collecting works and pipeline

6. Has use of water commenced? yes State maximum rate of use if known unknown

If so, check (x) purposes for which it was used and indicate acreage, number of persons, etc., served.

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

(b) ☐ Stock watering — Number of animals

(c) ☐ Industrial — Nature of use

(d) ☒ Domestic 3 persons (occasional use) — Number of persons, Area of cultiv., lawn, etc.

(e) ☐ Municipal — Approximate population

(f) ☐ Mining — Method of water use

(g) ☐ Recreational — Nature of use

(h) ☐ Power — Installed horsepower capacity

(i) ☒ Other Wildlife

7. During what months was water used in 1961? August - December

Do you expect to use it over a longer or different season in the future? yes

If so, state other months of use all months

8. *Have you used as much water this year as you expect to use in any future year under this permit?*

If not, estimate year in which use will be full and complete 1965

9. Has location of the intake or place of use been changed? no

IF PROJECT INVOLVES STORAGE ANSWER 10 AND 11

10. Have you filled in your reservoir during the 1960-61 collection season—if not, do you expect to fill it in any one future collection season? How much of the stored water has been used?

Have you emptied the reservoir? If not, have you drawn down the reservoir as far as you intend to use in any one season? State acre-feet used if known

11. During which months was water collected in the reservoir?

United States of America

Sign Here Granville B. Ellis

By: Granville B. Ellis
Superintendent
Death Valley National Monument

Date December 7, 1961

(OVER)

YEAR 1961

Form S 7

INSTRUCTIONS

Please bear in mind that neither the filing of an application nor the approval thereof constitutes a water right. Beneficial use alone establishes the right. When you have used the greatest amount of water you ultimately expect to use, and use has been made over the full period of the year intended, an inspection will be made and license will be issued confirming your right to the water theretofore actually put to beneficial use.

If the time allowed in your permit within which to complete either construction or beneficial use has expired and additional time is required an extension may be allowed upon a showing of good cause, which showing should include a description of the further development proposed and indicate the probable date of completion. Lack of funds can not be accepted as good cause for failure to complete.

REMARKS

The space below may be used for describing in greater detail progress which has already been made toward completion of the project and plans for further development. Particularly if the time heretofore allowed for completion of either construction or use has expired and further time is needed, the cause of failure to complete should be stated and an estimate given of additional time required.

DO NOT WRITE IN THIS SPACE

STATE OF CALIFORNIA - STATE WATER RIGHTS BOARD

Application 15539 Permit 11424

NOTICE OF EXPIRATION

The time within which to complete construction work and/or to place the water to full beneficial use under the above-numbered water right application and permit has expired or will expire shortly. The following alternatives are available:

1. If sufficient water has been diverted to satisfy your requirements, the amount used will be determined by inspection during the next field season with a view to the issuance of license which is the final confirmation of the water right initiated by the application. A right cannot be acquired for an amount of water or for a season of diversion in excess of that allowed in the permit. With respect to use of water under the terms and conditions of the permit:

(a) Have you used as much water heretofore as you expect to use in the future?

____ Yes No No

(b) Have you used the water for as long a season as you intend to? ____ Yes No No

2. If the project has been abandoned or if no progress has been made toward use of water the permit will be revoked upon request.

Should the permit be revoked? ____ Yes No No

3. If construction work and/or use of water are proceeding with due diligence but not fully complete, a reasonable extension of time may be obtained upon a showing of good cause. Section 777 of the California Administrative Code, Title 23, Waters, provides that sickness, lack of finance or other conditions incident to the person and not to the enterprise will not be accepted as good cause for delay while weather conditions and conditions which are incident to the project itself may be accepted as good cause for delay.

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

The following information should be supplied where an extension of time is requested:

1. Approximate total amount spent on project to date $ 300.
2. Approximate per cent of construction work complete to date 5 percent.
3. Estimated date of completion of construction work 1964.
4. Estimated year in which full use of water will be made 1965.
5. Reasons why construction and/or use of water was not completed within time previously allowed:

Miners suspended operations due to a decline in the market. A new owner of mining claims took possession in mid year, and greater use of the water is planne

REQUEST FOR EXTENSION MUST BE ACCOMPANIED BY A FEE OF $5.00

Date December 7, 1961

SIGNATURE Granville B. Liles

Granville B. Liles
Superintendent
Death Valley, California

Form 67F

12-13-1960: progress report by permittee for the year 1960; covered spring and wee spring. ; december 13, 1960

Regional Director

STATE IFORNIA—STATE WATER ; BOARD
1401 21st STREET
P. O. BOX 1592
SACRAMENTO

PROGRESS REPORT BY PERMITTEE FOR THE YEAR 1960

This report is of importance to you in establishing your water right. It will be used as a basis for action by the State Water Rights Board. It should therefore be filled out carefully and returned promptly. See reverse side of this sheet.

SOURCE (1) Covered Spring; and (2) Wee Spring APPLICATION 15539

PERMIT 11424

ANSWER ALL QUESTIONS—IF A QUESTION DOES NOT APPLY, SO STATE

1. Names of all parties who are owners of this permit United States of American for Death Valley National Monument

MAILING ADDRESS Superintendent
Death Valley National Monument
Death Valley, California

2. Has the project been abandoned? No. Has construction work commenced? Yes.

3. Has all construction work been completed? Yes If not, give estimated date of completion

4. State approximate cost of construction work on this project during the past 12 months None

Describe briefly the portions of the project upon which the above amount was expended

5. What remains to be done to complete the project? Completed

6. Has use of water commenced? Yes State amount used if known Not known

If so, check (x) purposes for which it was used and indicate acreage, number of persons, etc., served.

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

(b) ☐ Stock watering — Number of animals

(c) ☐ Industrial — Nature of use

(d) ☒ Domestic Mining Camp, Monument Visitors — Number of persons; Area of garden, lawn, etc.

(e) ☐ Municipal — Approximate population

(f) ☒ Mining Concentration Table (suspended during 1960) — Method of water use

(g) ☒ Recreational Radiator water, wildlife — Nature of use

(h) ☐ Power — Installed horsepower capacity

(i) ☐ Other

7. During what months was water used in 1960? January to December

Do you expect to use it over a longer or different season in the future? No

If so, state other months of use

8. *Have you used as much water this year as you expect to use in any future year under this permit?* No

If not, estimate year in which use will be full and complete Unknown (see reverse)

9. Has location of the intake or place of use been changed? No.

IF PROJECT INVOLVES STORAGE ANSWER 10 AND 11

10. Have you stored as much water in your reservoir during the 1959-60 collection season as you expect to store in any future collection season? How much of the stored water has been used?

Have you emptied the reservoir? If not, have you used all the water that you intend to use in any one season? State acre-feet used if known

11. During which months was water collected in the reservoir?

UNITED STATES OF AMERICA
Sign Here Granville B. Liles
By: Granville B. Liles Permittee
Superintendent
Death Valley National Monument

Date Dec 13, 1960.

(OVER)

YEAR 1960

FORM 67

19207 5-60 3M ① SPO

INSTRUCTIONS

Please bear in mind that neither the filing of an application nor the approval thereof constitutes a water right. Beneficial use alone establishes the right. When you have used the greatest amounts of water you ultimately expect to use, and use has been made over the full period of the year intended, an inspection will be made and license will be issued confirming your right to the water theretofore actually put to beneficial use.

If the time allowed in your permit within which to complete either construction or beneficial use has expired and additional time is required an extension may be allowed upon a showing of good cause, which showing should include a description of the further development proposed and indicate the probable date of completion. Lack of funds can not be accepted as good cause for failure to complete.

REMARKS

The space below may be used for describing in greater detail progress which has already been made toward completion of the project and plans for further development. Particularly if the time heretofore allowed for completion of either construction or use has expired and further time is needed, the cause of failure to complete should be stated and an estimate given of additional time required.

Miners have suspended operations because of poor market. However, miners were in residence part of the year and used water for domestic purposes.

DO NOT WRITE IN THIS SPACE

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

PROGRESS REPORT BY PERMITTEE FOR THE YEAR 1959

This report is of importance to you in establishing your water right. It will be used as a basis for action by the State Water Rights Board. It should therefore be filled out carefully and returned promptly. See reverse side of this sheet.

SOURCE (1) Covered spring
(2) Wee spring

APPLICATION 15539

PERMIT 11424

ANSWER ALL QUESTIONS—IF A QUESTION DOES NOT APPLY, SO STATE

1. Names of all parties who are owners of this permit The United States of America for Death Valley National Monument

MAILING ADDRESS Regional Director, National Park Service
180 New Montgomery Street, San Francisco, California

2. Has the project been abandoned? No Has construction work commenced? Yes

3. Has all construction work been completed? Yes If not, give estimated date of completion

4. State approximate cost of construction work on this project during the past 12 months None

Describe briefly the portions of the project upon which the above amount was expended

5. What remains to be done to complete the project? Completed

6. Has use of water commenced? Yes State amount used if known Not known

If so, check (x) purposes for which it was used and indicate acreage, number of persons, etc., served.

(a) ☐ Irrigation — Total acres irrigated — Name crops served and acreage of each
(b) ☐ Stock watering — Number of animals
(c) ☐ Industrial — Nature of use
(d) ☒ Domestic — 2 residents usn - May to Sept. 1000 sq. ft. trees & shrubs — Number of persons; Area of garden, lawn, etc.
(e) ☐ Municipal — Approximate population
(f) ☒ Mining — Concentration table (Suspended during 1959) — Method of water use
(g) ☒ Recreational — Radiator water, wildlife — Nature of use
(h) ☐ Power — Installed horsepower capacity
(i) ☐ Other

7. During what months was water used in 1959? January to December

Do you expect to use it over a longer or different season in the future? No

If so, state other months of use

8. *Have you used as much water this year as you expect to use in any future year under this permit?* No

If not, estimate year in which use will be full and complete unknown (see reverse)

9. Has location of the intake or place of use been changed? No

IF PROJECT INVOLVES STORAGE ANSWER 10 AND 11

10. Have you stored as much water in your reservoir during the 1958-59 collection season as you expect to store in any future collection season? How much of the stored water has been used?

Have you emptied the reservoir? If not, have you used all the water that you intend to use in any one season? State acre-feet used if known

11. During which months was water collected in the reservoir?

United States of America
Sign Here by: John B. Wosky (Permittee)
Regional Chief of Operations, Reg. Four
National Park Service

Date December 3, 1959

(OVER)

YEAR 1959

INSTRUCTIONS

Please bear in mind that neither the filing of an application nor the approval thereof constitutes a water right. Beneficial use alone establishes the right. When you have used the greatest amount of water you ultimately expect to use, and use has been made over the full period of the year intended, an inspection will be made and license will be issued confirming your right to the water theretofore actually put to beneficial use.

If the time allowed in your permit within which to complete either construction or beneficial use has expired and additional time is required an extension may be allowed upon a showing of good cause, which showing should include a description of the further development proposed and indicate the probable date of completion. Lack of funds can not be accepted as good cause for failure to complete.

REMARKS

The space below may be used for describing in greater detail progress which has already been made toward completion of the project and plans for further development. Particularly if the time heretofore allowed for completion of either construction or use has expired and further time is needed, the cause of failure to complete should be stated and an estimate given of additional time required.

Miners have suspended operations because of poor market. However, miners were still in residence part of the year and used water for domestic purposes including watering of trees and shrubs. Water is hauled for domestic use at nearby areas at various times during the year.

DO NOT WRITE IN THIS SPACE

10-27-1958: progress report by permittee for the year 1958; covered spring and wee spring. ; october 27, 1958

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

PROGRESS REPORT BY PERMITTEE FOR THE YEAR 1958

This report is of importance to you in establishing your water right. It will be used as a basis for action by the State Water Rights Board. It should therefore be filled out carefully and returned promptly. See reverse side of this sheet.

SOURCE (1) Covered Spring; and (2) Wee Spring APPLICATION 15539

PERMIT 11424

ANSWER ALL QUESTIONS—IF A QUESTION DOES NOT APPLY, SO STATE

1. Names of all parties who are owners of this permit United States of America for Death Valley National Monument
   MAILING ADDRESS National Park Service, Washington 25, D. C.
2. Has the project been abandoned? No Has construction work commenced? Yes
3. Has all construction work been completed? Yes If not, give estimated date of completion
4. State approximate cost of construction work on this project during the past 12 months None
   Describe briefly the portions of the project upon which the above amount was expended
5. What remains to be done to complete the project? Completed
6. Has use of water commenced? Yes State amount used if known Not known
   If so, check (x) purposes for which it was used and indicate acreage, number of persons, etc., served.
   (a) ☐ Irrigation — Total acres irrigated — Name crops served and acreage of each
   (b) ☐ Stock watering — Number of animals
   (c) ☐ Industrial — Nature of use
   (d) ☒ Domestic 2 persons — Number of persons; 1000 Sq. ft. trees and shrubs — Area of garden, lawn, etc.
   (e) ☐ Municipal — Approximate population
   (f) ☒ Mining Concentration table — Method of water use
   (g) ☒ Recreational Radiator water, wildlife — Nature of use
   (h) ☐ Power — Installed horsepower capacity
   (i) ☐ Other
7. During what months was water used in 1957? January to December
   Do you expect to use it over a longer or different season in the future? No
   If so, state other months of use
8. *Have you used as much water this year as you expect to use in any future year under this permit?* No
   If not, estimate year in which use will be full and complete 1960
9. Has location of the intake or place of use been changed? No

IF PROJECT INVOLVES STORAGE ANSWER 10 AND 11

10. Have you stored as much water in your reservoir during the 1957-58 collection season as you expect to store in any future collection season? How much of the stored water has been used?
    Have you emptied the reservoir? If not, have you used all the water that you intend to use in any one season? State acre-feet used if known
11. During which months was water collected in the reservoir?

Sign Here Fred W. Bennewitz
Permittee
Superintendent
Death Valley National Monument

Date October 27, 1958

(OVER)

YEAR 1958

FORM 67

78361 4-58 3500 ① SPO

INSTRUCTIONS

Please bear in mind that neither the filing of an application nor the approval thereof constitutes a water right. Beneficial use alone establishes the right. When you have used the greatest amount of water you ultimately expect to use, and use has been made over the full period of the year intended, an inspection will be made and license will be issued confirming your right to the water theretofore actually put to beneficial use.

If the time allowed in your permit within which to complete either construction or beneficial use has expired and additional time is required an extension may be allowed upon a showing of good cause, which showing should include a description of the further development proposed and indicate the probable date of completion. Lack of funds can not be accepted as good cause for failure to complete.

REMARKS

The space below may be used for describing in greater detail progress which has already been made toward completion of the project and plans for further development. Particularly if the time heretofore allowed for completion of either construction or use has expired and further time is needed, the cause of failure to complete should be stated and an estimate given of additional time required.

Full use of water has been temporarily suspended due to decline in market price of tungsten and decrease in mining activity.

DO NOT WRITE IN THIS SPACE

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

Receipt No. 2495

Date August 28, 1958 ($ 5.00)

Received ($ 5.00)

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

U. S. Death Valley Nat'l. Monument
% Fred W. Binnewies
Death Valley, California

Re APPLICATION NO. 15539

☐ Deposit ☐ Balance ☒ Full

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

STATE WATER RIGHTS BOARD

LESLIE C. JOPSON, *Chief Engineer*

By Jane Bowman
Title

FORM 300
47188 11-56 30M QUIN ⓑ SPO

Docket 22 RS
Folder 2

Docket 22
Part III

FILE IN DUPLICATE

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

STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

Application No. 15539 Filed Orig. Filed Sept. 14, 1953 at 11:23 A. M.
(Applicant must not fill in the above blanks)

APPLICATION TO APPROPRIATE UNAPPROPRIATED WATER

AMENDED APPLICATION RECEIVED JANUARY 27, 1958

I, The United States of America
Name of applicant

of c/o Superintendent, Death Valley National Monument County of Inyo
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 (1) Covered Spring; and (2) Wee Spring
Give name of stream, lake, etc., if named; if unnamed state nature of source and that it is unnamed

located in Inyo County, tributary to unnamed canyon thence Emigrant Canyon

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 (1) 15,000 gallons per day (2) 15,000 gallons per day 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 mining and domestic
Domestic, irrigation, power, municipal, mining, industrial, recreational

purposes.

4. The point of diversion is to be located (1) Covered Spring, S36°01 W 5929 ft. from USGS BM-M-165;
State bearing and distance or coordinate distances from section or quarter section corner
& (2) Wee Spring S39° 32' W 5714 ft.; from said USGS BM-M-165

being within the NW¼ of SW¼
State 40-acre subdivision of public land survey or projection thereof

of projected Section 2, T. 18S, R. 44E, MD B. & M., in the County of Inyo

5. The main conduit terminates in SW¼ of NW¼ of projected Sec. 2, T. 18S, R. 44E, MD B. & M.
State 40-acre subdivision of U. S. Government survey or projection thereof

Ans. 4 & 5: As projected from T19S, R45E, MDB&M on USGS Quadrangle of 1952

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); 6 feet long on top; and constructed of concrete and earth
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 Regulatory tanks consist of 1-20,000 gal. steel; 1-1720 and 1-750 gal. corrugated iron
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.

FORM 1

15

8. **Conduit System** (describe main conduits only)

(a) Canal, ditch, flume: Width on top (at water line) _____ feet; width at bottom _____
Cross out two not used

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

of construction _____
Earth, rock, timber, etc.

(b) Pipe line: Diameter 1" inches; length (1) 900 (2) 700 feet; grade (1) 322 (2) 340 feet per

1,000 feet; total $\frac{\text{fall}}{\text{lift}}$ from intake to outlet (1) 250 (2) 240 feet; kind 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 (1) 0.0384 (2) 0.0388
State cubic feet per second or gallons per minute

The estimated cost of the diversion works proposed is $800.00
Give only cost of intake, or headworks, pumps, storage reservoirs and main conduits described herein

Completion Schedule

10. **Construction work** will begin on or before largely constructed

Construction work will be completed on or before December 31, 1958

The water will be completely applied to the proposed use on or before December 31, 1959

Description of Proposed Use

11. **Place of Use.** Unsurveyed NW¼ SW¼; SW¼ NW¼; E½ NW¼ and NW¼ NE¼ Sec. 2, T18S, R44E,
State 40-acre subdivisions of the public land survey. If area is unsurveyed indicate the location as if lines of the public land

& W½ SE¼ Sec. 35, T17S, R44E, MDB&M as projected from T19S, R45E on USGS Emigrant
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

Canyon Quadrangle of 1952, of which the NE corner Section 1, T19S, R45E, MDB&M has
40-acre tracts, describe area in a general way and show detail upon map. been found.

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

The Federal land is partially encumbered by Greene, Or Walter J. Millsite and Art Lodge
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. Mining Claim

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. Thad C. and Jo L. Greene have assigned all rights to U. S. as recorded with State				
2. Water Rights Board, and obtain water for aforesaid millsite and camp under water				
3. use permit from U. S., subject to prior rights of sufficient water for occasional,				
4. temporary prospectors and miners.				

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 _____ and end about _____
Beginning date Closing date

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

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

The maximum theoretical horsepower capable of being generated by the works is _____ horsepower.
Second feet × 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 $\frac{\text{will}}{\text{will not}}$ be returned to _____ in _____ of
Name stream State 40-acre subdivision

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

16

DO NOT WRITE IN THIS SPACE
ATTACH EXTRA SHEETS HERE

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

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

16. **Mining Use.** The name of the mining property to be served is Greene Millsite, Art & Walter J. Mining Claims (Name of claim) and the nature of the mines is tungsten (Gold placer, quartz, etc.)

The method of utilizing the water is Floatation and concentration of ore

It is estimated that the ultimate water requirement for this project will be 24 gpm (1 mill requires 12 gpm when operating) (Cubic feet per second, gallons per minute. State basis of estimate)

The water ~~will not~~ be polluted by chemicals or otherwise but not at possible commingling with other sources (Explain nature of pollution, if any)

and it ~~will not~~ be returned to Emigrant Canyon drainage (Name stream) in SW¼ NE¼ (State 40-acre subdivision) of proj. Sec. 2, T. 18S, R. 44E, MD B. & M. Such return flow probably consumed locally by evaporation and transpiration.

17. **Other Uses.** The nature of the use proposed is Domestic use is made at permanent camp with population varying from 2 to 8; by occasional recreational campers and picnickers; and by less favored miners and prospectors who haul water from the supply. (Industrial, recreational, domestic, stockwatering, fish culture, etc.)

State basis of determination of amount needed. Permanent miners largely in trailers with sinks and flush toilets served directly from pipeline. Complete determination of domestic water use cannot be estimated from available data, but the demand is supplied with resulting limitation on amount of water used for mining. (Number of persons, residences, area of domestic lawns and gardens, number and kind of stock, type industrial use, and unit requirements.)

The waters of Covered and Wee Springs, under this application, are commingled with those of Burns Spring under assigned interest in Application 13852, and with those of Chucker Spring under Application 16130, as one consolidated water supply.

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. Encumbered by aforesaid unpatented mining and millsite claims.

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

Trona, California

21. What are the names and addresses of claimants of water from the source of supply below the proposed point of diversion? None

NOTE: Nothing in this amended application shall constitute a waiver of any other right which the United States has to the same water.

[SIGNATURE OF APPLICANT] United States of America
/s/ Fred W. Binnewies
Fred W. Binnewies, Superintendent
Death Valley National Monument

17

APPLICANT MUST NOT FILL IN BLANKS BELOW

PERMIT No. 11424

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 forty-six thousandths (0.046) cubic foot per second to be diverted from January 1 to December 31 of each year, all as more explicitly set forth in Paragraph 2(a) of this approved application.

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

3. Actual construction work shall begin on or before December 1, 1958, 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, 1960.

5. Complete application of the water to the proposed use shall be made on or before December 1, 1961.

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. This permit is conditioned upon full compliance with Section 5937 of the Fish and Game Code.

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).

Dated: JUN 17 1958

STATE WATER RIGHTS BOARD

L. K. Hill

L. K. Hill
Executive Officer

72103 2-58 SM ① SPO

PETITION FOR CORRECTION OF DESCRIPTION OF POINT OF DIVERSION

Application 15539 Permit _____ License _____

State Water Rights Board
1401 - 21st Street
Sacramento 7, California

Gentlemen:

I hereby request permission to correct the description of the point of diversion described in the above numbered filing as follows and as shown on the map herewith submitted:

Covered Spring S 36°01' W, 5929 ft. and Wee Spring S 39°32' W 5714 ft. from USGS Bench Mark No. M-165 (probably disturbed) in unsurveyed land, said Bench Marck being in what would probably be, if surveyed, the NW¼ SW¼ Sec. 35,
(Give tie by bearing and distance or by coordinate distances from some
T 17 S, R 44 E, MDB&M, and said points of diversion at Covered and Wee Springs both being unsurveyed and in what would probably be the NW¼ SW¼ Sec. 2,
government corner and the 40 acre subdivision in which the new point of
T 18 S, R 44 E, MDB&M.
diversion lies).

GIVE REASON FOR PROPOSED CORRECTION: Diversions in original application were tied to an unidentified marker erroneously assumed to be a section corner in what is actually unsurveyed land.

WILL THE OLD POINT OF DIVERSION BE ABANDONED? No. The tie, but not diversion is changed.

WATER WILL BE USED FOR Domestic and mining (ore reduction) PURPOSES.

The U.S. has
I have access to the proposed new point of diversion by virtue of assignment of December 21, 1956, from Thad C. and J. L. Greene, of which photostatic copy is attached.
(Ownership, lease, verbal or written agreement)

Are there any persons taking water from the stream between the old point of diversion and the new point of diversion?

No
(Answer "Yes" or "No")

Give names and addresses: _____

THIS CORRECTION DOES NOT INVOLVE THE INTRODUCTION OF ANY NEW SOURCE OR ANY INCREASE IN THE AMOUNT OF THE APPROPRIATION.

Signed: Fred W Binnewies
(Signature)

Aug. 7, 1957
Date

Superintendent, Death Valley National Monument for the United States of America

Form 104-A
5/9/57

See reverse

08-07-1957: describes the location in accordance with emigrant canyon quadrangle of geological survey. ; august 07, 1957

This is petition to describe location in accordance with Emigrant Canyon Quadrangle of Geological Survey, which is based on 1948 aerial photography and 1952 field check. The land subdivision is projected from T 19 S, R 44 E, MDB&M, of which some corners have been found and identified as in their proper location with reference to the topography. Bench Marks J-165, K-165 and M-165 are shown on said Quadrangle and described in pamphlet of May 15, 1941, by the U. S. Coast and Geodetic Survey for First Order Leveling, Beatty, Nevada to Olancha, California. Bench Mark M-165, as shown on said Quadrangle, may have been disturbed during road construction between 1941 and 1948 but is well set, and found by the National Park Service to be S 42°54' E 6656 ft. from said Bench Mark K-165.

All downstream diversions are from springs on other tributaries of Emigrant Canyon, and all surplus water is probably consumed by local native vegetation.

08-07-1957: outsourced. ; august 07, 1957

16138

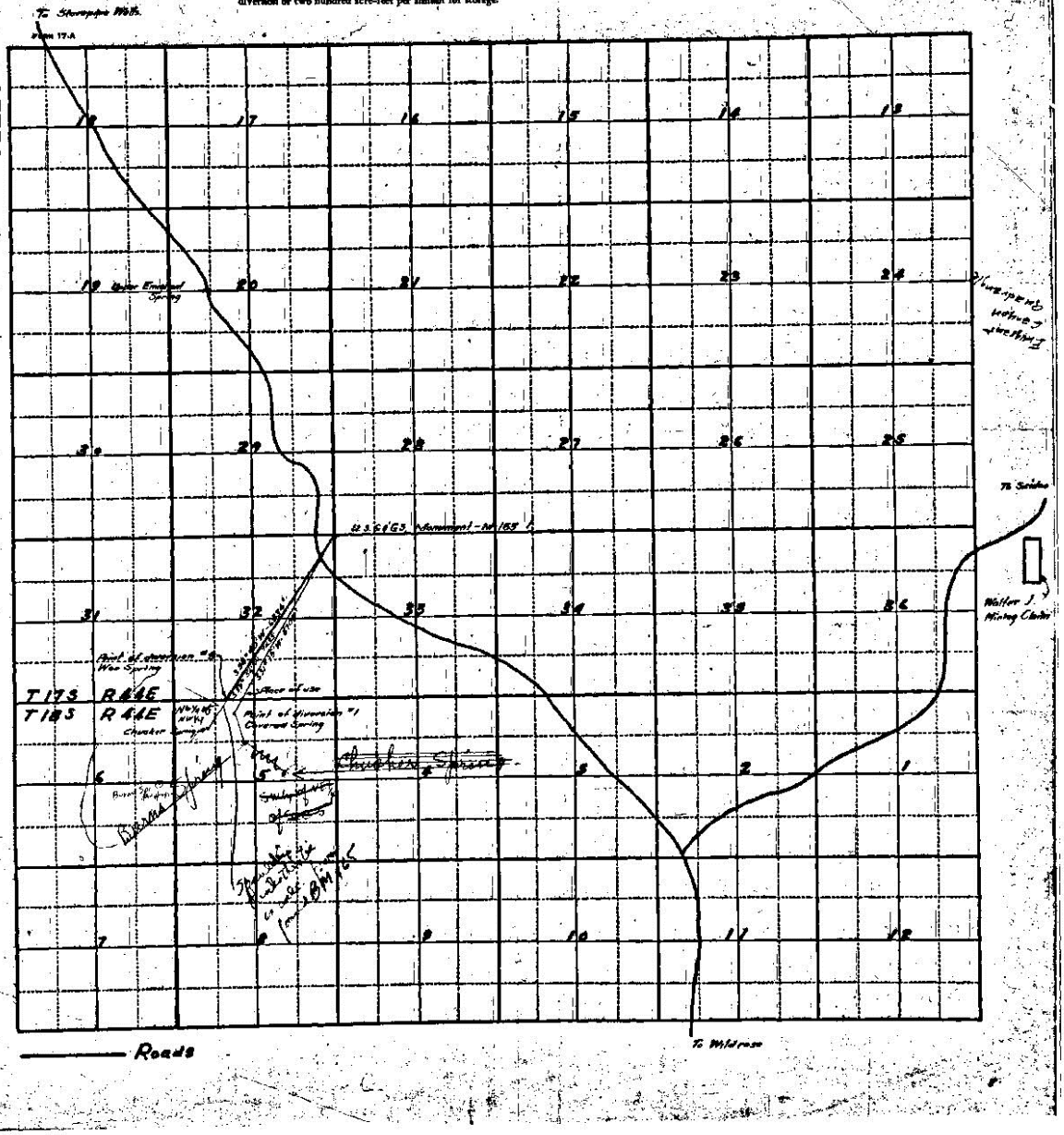
Application 16959
Permit
License

STATE OF CALIFORNIA—DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES
STATE ENGINEER
SACRAMENTO

Applicant United States of America—Death Valley National Monument
Filed Sec. 32 Township 17S. Range 44E. MDB&M Meridian

Mapped by (See P 8535 / 8836 Maps)
County Inyo

NOTE.—Maps are to be drawn on this plat only when total amount of water to be diverted does not exceed three cubic feet per second for direct diversion or two hundred acre-feet per annum for storage.



State Water Rights Board
1401 21st Street
P.O. Box 1592
Sacramento 7, California

September 27, 1957

Application 15539

United States Department of
the Interior
National Park Service
Washington 25, D.C.

Attn: Mr. A. van V. Dunn
Chief, Water Resources Section

Gentlemen:

On August 26, 1957, this office received a "Water Right Assisgnment from you which indicates that Thad C. and Joe L. Greene have assisgned all of their right, title and interest in Application 15539 to the United States Department of the Interior, National Park Service. Our records have been changed accordingly.

In view of the fact that Application 15539 has been assigned to the United States National Park Service, its protest against the application is hereby dismissed.

Very truly yours,

STATE WATER RIGHTS BOARD
LESLIE C. JOPSON, Chief Engineer

By /s/ L.C. Spencer
L..C.Spencer
Supervising Hydraulic Engineer

cc: Thad G. and Joe L.Greene
Box 397
c/o Wildrose Station
Trona, California

Fred W. Binnewies
Death Valley National Monument
Death Valley, California

7+

03-14-1957: notarized statement; thad greene and jo greene. ; march 14, 1957

STATE OF CALIFORNIA
County of INYO } ss.

On this 14TH day of MARCH A.D. 19 57 before me JESS G. SUTLIFF

a Notary Public in and for the said County and State, residing therein, duly commissioned and sworn, personally appeared THAD C. GREENE AND JO L. GREENE

known to me to be the persons whose names ARE subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

My Commission expires 2-15-60

Jess G. Sutliff
Notary Public in and for said County and State

Campbell Bros., Printers, 3801 San Pablo Ave., Oakland, PI 3-8888
GENERAL ACKNOWLEDGMENT

12-21-1956: water right assignment.

WATER RIGHT ASSIGNMENT

In consideration for the granting of Permit for Water Use. No. DEVA-3-56, December 14 (date), 1956, by the Superintendent of Death Valley National Monument, and in compliance with special condition No. 1 of said Permit, we, the undersigned Thad C. and Jo L. Greene of P.O. Box 397, Trona, California, do hereby assign, transfer, and set over unto the United States of America, through the National Park Service, all of our claims, rights, title and interest in and to the waters of the following described springs in unsurveyed lands which would probably be Secs. 5 and 6, T 18 S, R 44 E and Sec. 32, T 17 S, R 44 E, MDB&M, if surveyed, in the drainage tributary to Emigrant Canyon, Death Valley National Monument, in Inyo County, California, which are described in, or based on the following appropriative claims:

1. Burns Spring as evidenced by Water Right Application 13852, Permit 8536, heretofore assigned to the undersigned;

2. Covered Spring and Wee Spring as evidenced by Water Right Application 15539, as filed by the undersigned; and

3. Chucker Spring as evidenced by Water Right Application 16138, as filed by the United States of America,

which applications and permits appear of record in the Office of the State Division of Water Resources, Public Works Building, Sacramento, California.

Witness our hands, this 21st day of December, 1956

Signature Thad C. Greene

Signature Jo L. Greene

Subscribed and sworn to before me this 21 day of Dec. 1956.

Samuel P. Dawson Judge

Notary Public in and for the State of California

Trona Judicial District
Justice Court
San Bernardino County
California

VOL 125 PAGE 614

213

RECORDED AT REQUEST OF
Supt. Death Valley National Monument
1957 MAR 14 PM 1:00

VOL. 125 Official Records
PAGE 533 RECORDS OF INYO COUNTY, CALIF.
RICHARD P. GILL, COUNTY RECORDER
BY [illegible] Bell
DEPUTY

Please record and return to
Supt. Death Valley National Monument
Death Valley, Calif.

C O P Y

Thad C. Greene & Jo L. Greene
Box 4
Trona, Calif.

December 9th, 1953

Dept. of Public Works
Division of Water Resources,
Sacramento, Calif.

Re: L54-L

Gentlemen:

In answer to this protest: Covered and Wee Springs are about two miles South South-East of the Emigrant Springs. I think if you will look up Emigrant Spring you will find that it has been used by the public for over 100 years .

The argument to the effect that there has been a lack of water at the comfort station has been due to the fact that there was lack of adequate maintenance, vegetation was allowed to choke off the water. This condition has since been corrected. The springs in this district seem to be seepages from the overflow of a True-Fissure to the West and in no way can the amount of water taken from one effect the other or others.

The Park Service has not investigated this area to determine the position of these springs. And Covered and Wee Springs; in APPLICATION No. 15539 are separate from all other validly held springs, and their positions are designated on the map that was filed along with our application.

The pipe lines from the source go directly to the place of consumption and over our claims and in no place does it go off our own claims. These claims are validly held under the U.S. and State Mining Laws.

Respectfully,

(Sgd) Jo L. Greene
Jo L. Greene,

CC to Mr. Allen

STATE OF CALIFORNIA—DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES
STATE ENGINEER
SACRAMENTO 5

PROTEST

(Amendment of Protest dated Nov. 12, 1953)

Application 15539, 15557, 15558 and 15605

I, Lawrence Cook, for the United States of America
Name of protestant

of National Park Service, Interior Building, Washington 25, D. C. have read carefully a copy
Post office address of protestant

of, or a notice relative to Application 15539, 15557 of Greene & Dutloff and Mr. Banks' letter of
State name of applicant

Nov. 30 on same subject 15558 to appropriate from Springs tributary to Emigrant Canyon, Death Valley
Name the source

at a point s tied to Monument No. "N-165" established by USCGS in 1933
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 United States as follows: (1) Monument used in ties is not
My or our — State the injury which will result to you

correlated with Monument used as tie to diversions under applications 5073 & 15381;
(2) Projection of sections in the unsurveyed land differs with projections in applications 5073 & 15381 by at least one mile; (3) Part of description implies possible conflict with rights under application 15381. (see further comments on reverse)

Some possible

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

right is based upon Application 15381, and has administrative jurisdiction over surface of Federal land in Death Valley National Monument which would be used in the development.

The extent of present and past use of water by protestant or his predecessors in interest from this source is as
State approximate date first use made, amount used, time of year when diversion is made, the use to which water is put

follows: General public use of water in Secs. 29, 31 & 32, T 17 S, R 44 E & Secs. 5 & 6, T 18 S, R 44 E, NDM has been made for half a century full use of waters of Emigrant and Pioneer Springs has been appropriated for such purposes in accordance with records of rights under applications 5073 & 15381.

Where is *your diversion point* located? NW 1/4 of NE SE 1/4 of NW 1/4 of Section 29,
Describe location with sufficient accuracy that position thereof relative to that

T. 17 S, R. 44 E, MD B. & M. as projected in unsurveyed land.
of applicant may be determined

This protest may be disregarded and dismissed if and when USCGS Mon. "N-165"; USGS
Conditions which will relieve protest

BM marked "B-1907 - 4046"; & USGS BM No. 157, marked "B1907-2350" are tied together, and if permit is issued subject to regulations of Secretary of the Interior prescribed under the Act of June 13, 1933 (48 Stat. 139), relating to surface use of land, which are in effect at time permit is issued, approved revision of said regulations anticipated by about January 1.

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

(Sgd) L. F. Cook
Protestant sign here

Date December 10, 1953

Acting Assistant Director
National Park Service

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

(OVER)

FORM NO. 78

69856 10-52 3M ⓘ 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.

(Paragraph 2 continued): (4) Mon. "M-165" has no relation to Section corner, as indicated.

The National Park Service is responsible for administration of conflicting mining and recreational uses of Death Valley National Monument in the most harmonious manner possible for general public benefit. Millsite development and the appropriation of water therefor have become chaotic, due to lack of adequate authorized regulations. Necessary permit for use of surface of land, for proposed development, will not be considered until revised regulations are issued about Jan. 1.

DO NOT WRITE BELOW

C O P Y

Goodwin J. Knight
Governor of California

A. D. Edmonston, State Engineer
Chief of Division

Frank B. Durkee
Director

STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
SACRAMENTO

Address reply to
Division of Water Resources
P. O. Box 1079
Sacramento 5
Public Works Building
1120 N Street

November 30, 1953

Applications 15539, 15557, 15558, 15605

Mr. Thomas J. Allen
Assistant Director
Department of the Interior
National Park Service
Washington 25, D. C.

Dear Mr. Allen:

This will acknowledge your letter of November 12 together with a protest on behalf of the National Park Service against Applications 15539 and 15557 of Thad C. and Jo L. Greene and Application 15558 of Art Detloff.

Your letter indicates that additional regulations regarding the surface use of land within Death Valley National Monument are presently being considered by the Secretary of the Interior and as a decision thereto should be forthcoming before the end of the year you desire that action on Applications 15539, 15557 and 15558 be suspended meanwhile.

Application 15605 was filed on November 9, 1953 by Art Detloff to appropriate a total of 150,000 gallons per day from Dobbins Spring and Yellow Spring within the NE¼ of SE¼ of projected Section 34, T 17 S, R 44 E, M.D.B.&M. It is proposed to issue formal notice of this application in the near future and as the law provides for a 40-day protest period after the date of the notice, no permit consideration may be anticipated until after the first of the year. As we propose to act upon Applications 15539, 15557 and 15558 concurrently with Application 15605, perhaps the decision of the Secretary of the Interior will be issued before any action would normally be taken on the four applications and possibly no formal suspension at this time is necessary.

The third and fourth paragraphs of the protest which called for a statement of protestant's claim of right to the use of water from the source from which the applicants seek to divert and also a statement as to the extent of present and past use of water therefrom by protestant refers

to Application 15381 of the National Park Service to appropriate from Emigrant and Pioneer Springs. It appears from the maps which accompany the applications that these springs are located some distance to the north of the springs named in the subject applications and no interference with Application 15381 is apparent.

The remaining objection to Applications 15539, 15557 and 15558 is that there is no authorization from the National Park Service for right of access. Issuance of permit pursuant to an application to appropriate unappropriated water grants no right of access to the water source or right of way across lands of others. Before an appropriative right can be consummated it is necessary to obtain right of access to the proposed point of diversion. If the National Park Service were to deny access to the applicants the projects contemplated under the applications could never be consummated and any permits which might be issued would in due course be revoked for failure to comply with the prescribed terms and conditions thereof. This office is inclined to be liberal in considering applications where no present right of access is shown on the theory that such right might subsequently be acquired. However, projects which involve use of lands of the United States are governed by Section 748 of our Rules and Regulations pertaining to appropriation of water which provides in such cases that if it becomes apparent that the necessary permit or easement cannot be secured from the proper governmental authority, the application will be rejected. While the protest on this ground is insufficient and cannot be entertained (see Section 722 of our Rules and Regulations), the applications will be considered in light of Federal statutes and administrative regulations governing applicants' right of access in force at the time action is taken, in accordance with the foregoing principles, and prior to issuance of permits we will consult with you further to ascertain whether changes have been made in existing regulations which would make it impossible for applicants to secure right of access and thereby consummate their proposed appropriation.

If our understanding of the situation is not entirely correct and interference with the use of water under Application 15381 of the National Park Service is believed possible, an amended protest based upon such allegations will be considered if submitted within fifteen days from present date.

Applications 13851 and 13852 originally filed by Bennett and Barginski are still active upon our records. On October 14, 1952, we were advised by Mr. Bennett that Art Detloff was associated with him and Mr. Barginski in their mining operations in Death Valley and requested that a partial assignment of Applications 13851 and 13852 be made to Mr. Detloff. However, we note from the 1953 Progress Reports submitted in connection with the applications that possibly Bennett and Barginski have relinquished all of their interests in the filings in favor of "Dobbins and Detloff". We have no information as to the full name or address of Mr. Dobbins.

Your protest also refers to Application 8961 of Roy Journigan. Our records indicate that this application was cancelled on April 26, 1951.

For your assistance we have prepared a sketch showing the relative locations of all of the springs in the immediate vicinity which are covered by filings with this office. Inasmuch as the area is unsurveyed, it is possible that their locations with reference to the public land survey may not be accurately shown. However, you will note in each case that the applicant has tied his point of diversion to the USC&GS Monument M165 which is represented as being the NE corner of Section 32, T 17 S, R 44 E, M.D.B.&M. We have purposely omitted Emigrant Spring and Pioneer Spring which are covered under Applications 5075 and 15381 as they would probably be incorrectly located upon the projection used by the other applicants.

Very t ruly yours,

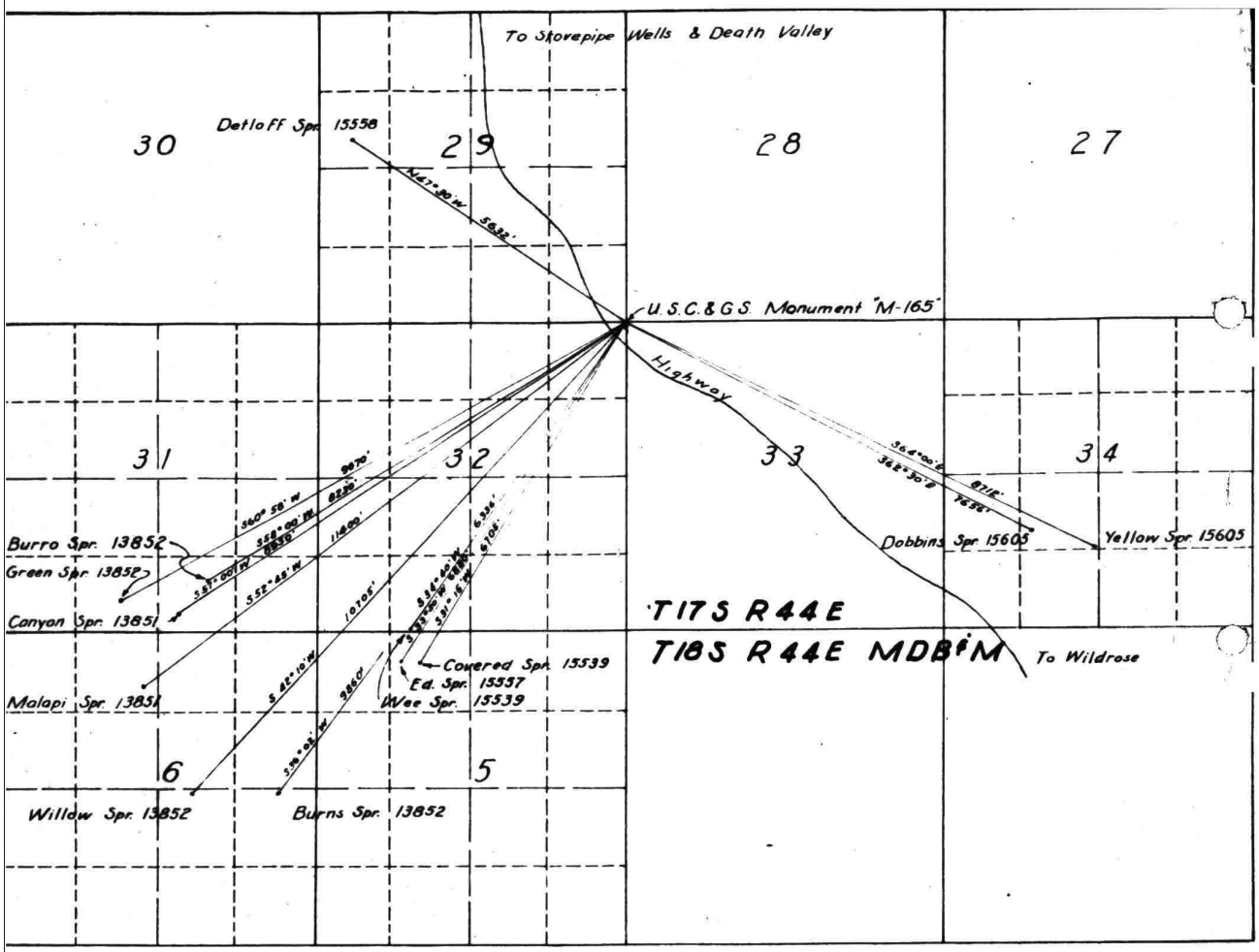
A. D. EDMONSTON, STATE ENGINEER

By (Sgd) Harvey O. Banks
Harvey O. Banks
Assistant State Engineer

cc: Thad C. and Jo L. Greene
Box 4
Trona, California

cc: Mr. Art Detloff
Box 4
Trona, California

00-00-0000: map to stovepipe wells and death valley.



COPY

STATE OF C 'FORNIA—DEPARTMENT OF P IC WORKS
DI ION OF WATER RESOURCE
STATE ENGINEER
SACRAMENTO 5

PROTEST

Application 15539, 15557, and 15558

I, Thomas J. Allen, (Name of protestant) for the United States,
of Interior Building, Washington 25, D. C. (Post-office address of protestant) have read carefully a copy
of, or a notice relative to Application s 15539 and ~~X~~ 15557 of Thad C. Greene and Jo L. Greene, and
15558 of Art Detloff (State name of applicant)
to appropriate from Covered, Wee, Ed and Detloff Springs, tributary to
Emigrant Canyon in Death Valley National Monument (Name the source)
at point s in Sec. 5, T. 18 S., and Secs. 29 & 32, T. 17S., all in R. 44 E., M.D.B.&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 United States (Me or us) as follows: The described points of diversion
are approximately one mile east of some of the springs described in earlier Applica-
tions Nos. 13852 by Bennett & Barginski; 8961 by Roy Journigan; and 1/4 mile west of
one projected location of Pioneer Spring covered by Federal Application No. 15381
and Emigrant Spring covered by both said Application 15381 and Application 5073
which is now assigned to General Hotel Company. (Continued on reverse side.)
(State the injury which will result to you)

Protestant claims a right to the use of water from the source from which applicant proposes to divert, which
right is based upon Application 15381, and is interested in clarifying relative rights of
all recorded claimants before further water claims are established.
(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: The full flow of Emigrant and Pioneer Springs has been inadequate to supply
needs of the United States and General Hotel Company under Applications 15381 and
5073, and all the water has been used even though public comfort stations at the
Emigrant Checking Station have been closed for part of the past summer.
(State approximate date first use made, amount used, time of year when diversion is made, the use to which water is put)

Where is *your diversion point* located? (1) SW ¼ of NE ¼ of Section 29,
(2) SE NW
(Describe location with sufficient accuracy that position thereof relative to that
T. 17 S., R. 44 E., M.D. B. & M.
of applicant may be determined)

This protest may be disregarded and dismissed if the National Park Service finds, and reports
that the diversions and use will not conflict with senior, valid rights.
(State conditions which will relieve protest)

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

/s/ Thomas J. Allen
(Sign here)
Assistant Director
National Park Service

Date November 12, 1953

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

FORM NO. 78 (OVER)

B

B

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.

Reason for Protest (continued): To the best of our knowledge and belief there are no springs at designated points; and the springs, although bearing different names, are identical with springs by aforesaid earlier applications. No permits should be granted until the identities of all springs, which are on unsurveyed land, are clarified. Moreover, Mr. Detloff is reported to have succeeded to the interests of Bennett and Barginski whose right of entry for rights of way is now a matter of Federal study with no final decision and action, pending the further study and clarification of the authority of the Secretary of the Interior to regulate the surface use of lands in Death Valley National Monument under act of June 13, 1933 (48 Stat. 139), extending the mining laws to that area; and study of the status of the former, oredisting parcel of Public Water Reserve No. 107 covering land within 1/4 mile of aforesaid Emigrant Spring. As successors to Messrs. Journigan, Bennett, and Barginski, the applicants have no authority to use Federal land except to the undefined extent of their predecessors, and probably no authority to use the specific land surface described in Applications 15539, 15557, and 15558.

The land use status and regulation under the act of June 13, 1933, should be clarified by the end of the calendar year. It is requested that action on Applications 15539, 15557, and 15558, be suspended until the matter is clarified and we are in a position to prescribe land use conditions relating to the further appropriation of the waters. It is further requested that the applicants indicate the relative locations of their springs, or points of diversion, and those in the aforementioned earlier applications.

DO NOT WRITE BELOW

STATE OF CALIFORNIA—DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES
STATE ENGINEER
SACRAMENTO 5

Received 9/21/53

NOTICE OF APPLICATION TO APPROPRIATE WATER

Application 15539

NOTICE IS HEREBY GIVEN, THAT Thad C. Greene and Jo L. Greene
Box 4
Trona, California

have ~~has~~ under the date of September 14, 1953 applied to the Department of Public Works, State Engineer, for a permit to appropriate **unappropriated** water, subject to vested rights.

Description of Project

Water to be appropriated from (1) Covered Spring, (2) Wee Spring
Both tributary to an unnamed canyon thence Emigrant Canyon.

County of Inyo

Amount applied for: A total of 30,000 gallons per day or approximately 0.047 cubic foot per second to be diverted at the rate of 15,000 gallons per day from each spring.

Diversion season named: January 1 to December 31 of each year.

Water to be used for mining and domestic purposes.

Point of diversion within (1) NE¼ of NW¼ of projected Section 5, T 18 S, R 44 E, MDB&M.
(2) SE¼ of SW¼ of projected Section 32, T 17 S, R 44 E, MDB&M.

Place of use described: SE¼ of SW¼ of projected Section 32, T 17 S, R 44 E, MDB&M.

Water used for mining purposes will be released to an unnamed canyon tributary to Emigrant Canyon within SE¼ of SW¼ of projected Section 32, T 17 S, R 44 E, MDB&M.

Relative to Protests

Blanks upon which to submit protests will be supplied free upon request.

Any person desiring to protest against the granting of such permit shall within 40 days from date hereof file with the Department of Public Works, State Engineer, Sacramento, California, a written protest. 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 notified that the same has been done.

DEPARTMENT OF PUBLIC WORKS
By A. D. EDMONSTON, *State Engineer*

Dated: Sacramento, California,
~~October 16~~, 19~~53~~

FORM 8-A
APC:rws

75123 2-53 3M ⓓ SPO

FILE IN DUPLICATE

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

RECEIVED
DIV. OF WATER RESOURCES
SACRAMENTO

STATE OF CALIFORNIA—DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES
STATE ENGINEER

1953 SEP 14 AM 11 23

Application No. 15539 Filed September 14, 1953, at 11:23 A.M.
(Applicant must not fill in the above blanks)

APPLICATION TO APPROPRIATE UNAPPROPRIATED WATER

WE, Thad C. Greene and Jo L. Greene
Name of applicant

of Box 4, Trona Post office County of Inyo

State of California, do hereby make application for a permit to appropriate the following described unappropriated waters of the State of California, *SUBJECT TO EXISTING RIGHTS:*

Source, Amount, Use and Location of Diversion Works

1. **The source** of the proposed appropriation is (1) Covered Spring; (2) Wee Spring
Give name of stream, lake, etc., if named; if unnamed state nature of source and that it is unnamed
located in Inyo County, tributary to Imigrant Canyon

2. **The amount of water** which applicant desires to appropriate under this application is as follows: (1) 15,000 gpd (2) 15,000 gpd

(*a*) For diversion to be directly applied to beneficial use without storage 30,000 gpd 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 1st to December 31st of each season.
Beginning date each season Closing date each season

(*b*) For diversion to be stored temporarily 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 each season Closing date each season

NOTE.—Answer (*a*) or (*b*) or both (*a*) and (*b*) as may be necessary. The amounts stated must be in definite terms of some established unit of measurement. Neither these amounts nor the season may be increased after application is filed.

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

4. **The point of diversion** is to be located (1) 6705', S 31° 15'W, (2) 6336.25, S 34° 40'W
State bearing and distance or coordinate distances to section or quarter section corner
from NE corner of Section 32, T 17 S, R 44E, M.D.B.&M.
being within the (1) NE¼ of NW¼ of Section 5; (2) SE¼ of SW¼ of Section 32,
State 40-acre subdivision of U. S. Government survey or projection thereof
of Section (2) 32 (1) 5, Tp. 17S 18S, R. 44E, M.D.B.& M., in the County of Inyo

5. **The main conduit** terminates in SE¼ of SW¼, of Sec. 32, Tp. 17S, R. 44E, M.D.B.&M.
State 40-acre subdivision of U. S. Government survey or projection thereof

Description of Diversion Works

NOTE.—An application can not 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: Capacity of plant** gallons per minute.

(*b*) **Diversion will be by gravity, the diverting dam being** 3 feet in height (stream bed to level of overflow); 6 feet long on top; and constructed of Concrete and earth
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.

FORM 1 8 Corporate Patented

8. **Conduit System** (d be m[illegible] conduits only)

(*a*) Canal, ditch, flume: Width on top (at water line) ..... feet; width at bottom .....
Cross out two not used

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

of construction .....
Earth, rock, timber, etc.

(*b*) Pipe line: Diameter 2" inches; length approx.1152 feet; grade 120 feet per

1,000 feet; total fall from intake to outlet appx.130 feet; kind stool
Riveted steel, cement, 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 works proposed is 30,000 gpd
State cubic feet per second or gallons per minute

The estimated cost of the diversion works proposed is $800.00
Give only cost of intake, or headworks, pumps, storage reservoirs and main conduits described herein

Completion Schedule

10. **Construction work** will begin on or before 30 days after issue of permit

Construction work will be completed on or before January 1st 1955

The water will be completely applied to the proposed use on or before January 1st, 1955

Description of Proposed Use

11. **Place of Use.** will be at the mill in the S½ of SW¼ of Sec. 32,
State 40-acre subdivisions of the public land survey. If area is unsurveyed indicate the location as if lines of the public land

T. 17S, R. 4½E, M.D.B.& M.
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. These blanks need not be filled in when municipal use is proposed.

Does applicant own the land whereon use of water will be made? YES
Yes or No

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

12. **Domestic Use.** Domestic use is proposed as follows: approx. 8 persons at mill camp
Describe nature of use which may include stock water and the irrigation of domestic

gardens not exceeding one-half acre with each place of residence. State number and kind of stock to be watered, number of houses and people to be served.

The amount for which application is made was determined by 8 persons, 43 gpd (344 gpd)
Describe basis of quantity needed

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 ..... and end about .....
Beginning date each season — Closing date each season

The land to be irrigated has another / no other water right or source of water supply other than that herein applied for. The nature

and amount of the additional supply referred to is .....

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 ..... in ..... of
Name stream — State 40-acre subdivision

Sec. ....., Tp. ....., R. ....., ..., M.

DO NOT WRITE IN THIS SPACE

ATTACH EXTRA SHEETS HERE

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

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

16. **Mining Use.** The name of the mining property to be served is Walter J. mining Claim (Name of claim) and the nature of the mines is Tungsten (Gold placer, quartz, etc.)

The method of utilizing the water is concentration & flotation

It is estimated that the ultimate water requirement for this project will be 30,000 gallons per day (Cubic feet per second, gallons per minute. State basis of estimate)

The water will ~~will not~~ be polluted by chemicals or otherwise by flotation chemicals (Explain nature of pollution, if any)

and it will ~~will not~~ be returned to un-named canyon (Name stream) in SE¼ of SW¼ (State 40-acre subdivision) of Sec. 32, Tp. 17 S, R. 4½E, M.D.B.& M.

17. **Industrial Use.** The nature of the use proposed is _____ (Describe nature and method of use)

The amount for which application is made was determined by _____ (Describe basis of estimate of quantity needed)

18. **Recreational Use.** Water will be used for _____ (Describe nature and method of use)

The amount for which application is made was determined by _____ (Describe basis of estimate of quantity needed)

General

19. 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 _____

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

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

Trona, California

22. What are the names and addresses of claimants of water from the source of supply below the proposed point of diversion? NONE

[SIGNATURE OF APPLICANT] Thad L. Greene and Jo L. Greene
Thad C. Greene; Jo L. Greene.

APPLICANT MUST NOT FILL IN BLANKS BELOW

PERMIT No._____

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

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

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

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

4. Said construction work shall be completed on or before

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

6. Progress reports shall be filed promptly by permittee on forms appropriate to the purpose which will be provided annually by the State Engineer 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 Department acting through the State Engineer in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.

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

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

Section 1391. Every permit shall include the 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 (or 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).

Witness my hand and the seal of the Department of Public Works of the State of California this day of 19

EDWARD HYATT, *State Engineer*

98504 10-48 SM ⓒ SPG

WATER RIGHT PERMIT ASSIGNMENT

I, Erwin R. Denner, do hereby assign all of my rights and interests in Water Use Permit No. DEVA 3-56, Death Valley National Monument, dated December 14, 1956, to John F. Drake or Virginia A. Drake, 118 W. Forest Ave., Arcadia, California. To have and to hold the same as their sole interest.

WITNESS the hands and seals of the parties hereto the_____ day of August, 1961.

ASSIGNEE Erwin R. Denner
Erwin R. Denner

ACCEPTED John F. Drake
John F. Drake

Virginia A. Drake

STATE OF CALIFORNIA)
) ss
COUNTY OF VENTURA)

On August 22, 1961, before me, the undersigned, a Notary Public in and for said county and state, personally appeared Erwin R. Denner and _____ known to me to be the persons whose names appear above, subscribed to the within instrument and acknowledged that they have executed the same.

Witness my hand and official seal.

(SEAL) Angelina F. Crockett
Notary Public in and for
said county and state.
Angelina F. Crockett
My Commission Expires Oct. 17, 1964

08-21-1961: permit for water use: j. & v. drake; august 21, 1961

J

UNITED STATES
Department of the Interior
National Park Service

No. DEVA-2-61
Previous Permit
No. _____

PERMIT FOR WATER USE
incidental to mining operations in
DEATH VALLEY NATIONAL MONUMENT

Pursuant to the act of August 25, 1916 (39 Stat. 535) and the act of June 13, 1933 (48 Stat. 139) and the regulations governing surface use thereunder (36C.F.R. 20.26) John F. & Virginia A Drake of Los Angeles, California is hereby authorized to use the surface of lands in Death Valley for the construction, maintenance, and operation of the water system described by the attached plan, which is hereby approved and made a part of this permit; and to use 300 g.p.d. .00046 sec. ft. _____ ~~acre ft. per annum~~ for domestic
10,000 g.p.d. .0156 sec. ft. or _____ ~~acre ft. per annum~~ for milling
_____ sec. ft. _____ acre ft. per annum
(strike out inapplicable unit) for _____
purposes of the waters of Wee, Covert, Burns, Chuckar Springs
(give names of sources)
under water right Application No. 15539, 16136, 13852 as said water right is designated by the State Engineer of California, with subpriority No. 2, (California or Nevada)
at no fee but subject to the special conditions on the following pages.

Signed at Death Valley this 21 day of August, 19 61.

/s/ Granville B. Lines
Superintendent

The undersigned hereby accepts this permit subject to the terms, obligations and reservations, expressed or implied, therein.

John F. Drake
John F. Drake
Address 118 West Forest Ave
Arcadia, Calif.

*Virginia A. Drake
Virginia A. Drake
Address 118 W Forest Ave
Arcadia Calif

Address _____

Address _____

APPROVED: Regional Director, Region _____ National Park Service.

_____

Date _____

*Sign name or names as written in body of permit; for copartnership permittees should sign as "members of firm"; for corporation, the officer authorized to execute contracts, etc., should sign, with title, the sufficiency of such signature being attested by the Secretary, with corporate seal, in lieu of witnesses.

(This copy for the Permittee)
(This copy for the Superintendent's water right docket)
(This copy for the Director's water right docket)
(This copy for the Regional Director's water right docket)
(This copy for the Western Office of Design and Construction water right docket)

SPECIAL CONDITIONS

1. This permit is granted subject to assignment to the United States of all rights to the use of waters of the designated source(s) by the permittee(s).

2. In the absence of recorded Federal water rights or those assigned herewith, the designated use of water is granted subject to the perfection of necessary Federal water rights in accordance with the applicable state water laws and provisions of this permit.

3. The United States reserves paramount rights with subpriority No. 1 under the designated water right Application No. [redacted], to such quantities of the designated source(s) as may be needed by the transient general public, for fire protection and other incidental administrative, maintenance and operating purposes; it being understood that subpriorities for major permanent water development and use by the United States and permittee(s) shall be in the order initiated unless a special reservation for Federal use is made a part of this instrument.

4. The United States reserves the rights to authorize other miners and prospectors to use water when available, from the same source, and under the same Federal water right, or such junior Federal rights as may be necessary, and permittee(s) agree(s) to joint land use and equitable consolidation of water systems by the United States or other permittee(s) as may be necessary for the most efficient and beneficial diversion and use of the water, subject to equitable proration of the cost of the consolidated water system, and provided that no permittee(s) shall be liable for the enlargement or modification of his water system if said water system is already sufficient for his needs.

5. The permittee(s) may assign his subpriority of use of the water of one or more springs covered by a single water right, but such assignment shall not be binding until a copy is recorded with the County Recorder and filed with the Director, National Park Service, and such assignment is subject to the granting or amendment of Surface Use Permits to the grantor and assignee.

6. Water use will be authorized under established Federal rights or those assigned as herein provided, when practical, it being the objective to establish adequate, permanent Federal rights in compliance with the state water laws for any Federally authorized uses on the surface of the land in Death Valley National Monument.

7. All necessary future applications for the appropriation of water, and other instruments relating to the perfection of water rights in accordance with the state water laws, which are needed in connection with water use by the permittee(s), shall be prepared by the permittee(s), on behalf of the United States in accordance with instructions to be supplied by the Director, National Park Service, and submitted to the Superintendent with a check or money order for prescribed statutory fees made payable to the State Engineer, for execution and transmittal to the State Engineer by the authorized Federal official.

8. All posting, and other actions prescribed by the State Engineer shall be carried out by permittee(s) when and as directed by the Director, National Park Service; and permittee(s) shall supply check or money order made payable to proper recipient to cover prescribed state fees and advertising costs, provided that permittee(s) shall supply the Director, National Park Service, with 4 copies of a receipt if he or they, elect to pay in person by cash.

9. The permittee(s) shall use all possible diligence in the construction of the water system and perfection of rights, provided that the United States may assume, or participate in such responsibilities at the discretion of the Director, National Park Service, to protect other Federal or public interests.

10. The permittee(s) shall supply the Director, National Park Service with information on construction and its cost, and water use progress, during each preceding year if the rights are evidenced by permit or on the proper alternate years if rights are licensed during the first 2 weeks of September, and the Director, or his authorized representative, will file the annual or biennial reports required by the State Division of Water Resources, based on that information, with copy (copies) to the permittee(s).

11. The permittee(s) shall comply with the terms of Federal water rights as prescribed in copies of the applications, permits, licenses and other instruments to be supplied by the Director, National Park Service.

12. No withdrawal or cancellation of Federal water calims or rights shall be made except by the Director, National Park Service, or his authorized representative.

13. No portion of a water diversion and supply system which is essential to the preservation of a water right shall be removed without the prior approval of the Director, National Park Service, who shall be given 90 days notice of any intent to abandon the use of water and the right to arrange for Federal acquisition of permittee(s) interest in such structures at reasonable depreciated value within said 90 days.

14. Failure to use the water system herein authorized for more than one year shall constitute a forfeiture of the subpriority of water right granted; provided that if permittee(s) shall sustain his possessory right in the mining claim under the mining law, he may preserve his said subpriority by filing with the Superintendent prior to the end of each year of nonuse of a notice of intention to resume the use of said water system and the mining claim or millsite where the water is used.

15. The United States assumes no responsibility for the protection of the water system or other structures and equipment authorized pursuant to this permit. Furthermore, except for actionable damages resulting from the negligent or wrongful act or omission of an employee of the Government while acting within the scope of his office or employment, the United States shall not be liable for any damages to the permittee(s') water system or other structures or equipment.

16. No structures, dumps, or other surface uses shall be located where they will lead to possible pollution of sources of water, interfere with traffic on established highways, or interfere with the proper enjoyment of established administrative, residential and public campground areas.

17. Permittee(s) shall exercise this privilege subject to the supervision of the Superintendent and shall comply with the regulations of the Secretary of the Interior governing the administration of the Monument.

18. Use by the permittee(s) of the land surface covered hereby is subject to the right of the Director, National Park Service, to establish trails, roads, public campgrounds, and other improvements and betterments over upon or through said premises, and further to the use by travelers and others of such roads and trails as well as of those already existing.

19. All buildings or other structures shall be erected under this permit only at sites indicated in attached drawing, and the premises and all appurtenances thereto shall be kept in a safe, sanitary, and sightly condition.

20. Permittee(s) shall dispose of brush and other refuse as required by the Superintendent.

21. Permittee(s) shall pay the United States for any damage resulting from this use.

22. Permittee(s) and his (their) employees shall take all reasonable precautions to prevent forest fires and also shall assist the Superintendent to extinguish forest fires in the vicinity of any tract which may be used hereunder and in the preservation of good order within the metes and bounds of the area.

23. No timber may be cut or destroyed without first obtaining permit therefor from the Director, National Park Service, in writing.

24. Permittee(s) shall take adequate measures, as directred and approved by the Superintendent, to arrest and prevent soil erosion on the lands covered hereby and shall so utilize such lands as not to contribute to erosion on adjoining lands.

25. This permit may not be transferred or assigned without the consent of the Director, National Park Service in writing, but nothing herein shall deny the right of transfer or assignment, as appurtenances to the mining claim or millsite on approval of and proper recording with the Director National Park Service.

26. This permit may be terminated upon breach of any of the conditions herein, at the discretion of the Director of the National Park Service, on equitable reimbursement of the permittee(s) for his (their) investments, or modified as mutually agreed to by the permittee(s) and the Director, National Park Service.

27. The term "Director, National Park Service" as representative of the Secretary of the Interior, as used herein shall include the appropriate Regional Director, National Park Service, and Superintendent of Death Valley National Monument, as the representatives of the Director.

28. Neither members of, nor delegates to Congress, or resident commissioners, shall be admitted to any share or part of this permit or derive either directly or indirectly, any pecuniary benefit to arise therefrom: Provided, however, that nothing herein contained shall be construed to extend to any incorporated company, if the permit be for the general benefit of such corporation.

29. All uranium, thorium, and all other material determined pursuant to section 5(b)(1) of the Atomic Energy Act of 1946 (60 Stat. 761) to be peculiarly essential to the production of fissionable material contained in whatever concentration, in deposit in the lands covered by this permit are hereby reserved for the use of the United States, together with the right of the United States through its authorized agents or representatives at any time to enter upon the land and prospect for, mine, and remove the same, making just compensation for any damage or injury occasioned thereby.

Part 6
75

SUPT.	B
CH. RGR.	
NAT'L.	
ENGR.	
ADM. ASST.	
SU[illegible]	

December 1, 1959

Death Valley National Monument
Death Valley,
California

Attention: Fred Benneweis, Superintendent

Re: Water Permit No. DEVA - 3 - 56

Gentlemen:

In accordance to the covenants of my water permit, this is to notify you that I, Erwin R. Denner, will continue to use the water from the springs during the year 1960.

Respectfully,

Erwin R. Denner

Erwin R. Denner
P.O Box 84
Essex, California

ERD
Encl. Water right permit assignment

File Docket 12 Part VI

WATER RIGHT PERMIT ASSIGNMENT

I, Thad C. Greene, do hereby assign all of my rights and interests in Water Use Permit No. DEVA 3-56, Death Valley National Monument, dated December 14, 1956, to Erwin R. Denner, Route 1 Box 175, Ojai, California, to have and to hold the same as his sole interest.

WITNESS the hands and seals of the parties hereto the 15th day of September 19 59.

ASSIGNEE Thad C. Greene
Thad C. Greene

ACCEPTED Erwin R. Denner
Erwin R. Denner

STATE OF CALIFORNIA)
)
COUNTY OF Ventura)

On September 15, 1959 before me, the undersigned, a Notary Public in and for said County and State, personally appeared Thad C. Greene and Erwin R. Denner known to me to be the persons whose names appear above, subscribed to the within instrument and acknowledged that they have executed the same.

WITNESS MY HAND AND OFFICIAL SEAL

(SEAL) Delva Davis
Notary Public in and for said County and State

My Commission Expires Feb. 24, 1963

See Ltr. 3-23-60 from Reg 4 to Dept.

WATER RIGHT PERMIT ASSIGNMENT

I, Thad C. Greene, do hereby assign all of my rights and interests in Water Use Permit No. DEVA 3-56, Death Valley National Monument, dated December 14, 1956, to Erwin R. Denner, Route 1 Box 175, Ojai, California, to have and to hold the same as his sole interest.

WITNESS the hands and seals of the parties hereto the 15th day of September 1959.

ASSIGNEE Thad C. Greene
Thad C. Greene

ACCEPTED Erwin R. Denner
Erwin R. Denner

STATE OF CALIFORNIA)
)
COUNTY OF Ventura)

On September 15, 1959 before me, the undersigned, a Notary Public in and for said County and State, personally appeared Thad C. Greene and Erwin R. Denner known to me to be the persons whose names appear above, subscribed to the within instrument and acknowledged that they have executed the same.

WITNESS MY HAND AND OFFICIAL SEAL

(SEAL) Delva Doyle
Notary Public in and for said County and State

My Commission Expires Feb. 24, 1963

B, L 54
Emigra

12/12/58

Death Valley National Monument,
Death Valley, California.
Mr. Fred Binnewies, Supt.

Re: Water Permit No. DEVA - 3 -56

Dear Mr. Binnewies:

In accordance to the covenants of our water permit; this is to notify you that; Thad C. Greene and Jo L. Greene, will continue to use the water from the springs for both domestic and mining purposes during the year 1959.

Respectfully,

Thad C. Greene & Jo L. Greene

By Jo L. Greene
Jo L. Greene

STATE OF CALIFORNIA,
County of San Bernardino } ss.

On December 13, 1958, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Jo L. Greene

_____, known to me, to be the person whose name is subscribed to the within Instrument, and acknowledged to me that he executed the same.

WITNESS my hand and official seal.

Docket 22 185
Folder 2

Anna M Dennis
Notary Public in and for said County and State.

L54-L

Death V

March 14, 1957

Mrs. Thad C. Greene
P. O. Box 397
% Wildrose Station
Trona, California

Re: Water Use Permit Under State
Water Right Applications Nos.
13852, 15539 and 16138

Dear Mrs. Greene:

You have probably received your Water Use Permit from Superintendent Binnewies since writing to me on February 24. It had been signed by you and Mr. Greene and the Superintendent, and had just been cleared by this Office. We have now been advised that it was forwarded to Mr. Binnewies by our Regional Office in San Francisco on March 4, for delivery to you.

Very truly yours,

[redacted]

A. van V. Dunn
Chief, Water Resources Section

Copy to: Superintendent, Death Valley
Regional Director, Region Four--Please advise who approved for Regional Director and the date, for insertion on our copy and that to go to State Water Rights Board
Chief, WODC

WESTERN OFFICE
DESIGN & CONSTRUCTION
MAR 18 1957 A.M.
CHIEF
ADMIN. ASSIST.
PERSONNEL
PLANS & PROG.
SAFETY
ARCHITECT
ENGINEER
LAND. ARCH.
ACTION TAKEN

United States
Department of the Interior
National Park Service

No. L - 3 - 56 Part VI
Previous Permit
No. ___ ___ ___ A

PERMIT FOR WATER USE
incidental to mining operations in
DEATH VALLEY NATIONAL MONUMENT

Pursuant to the act of August 25, 1916 (39 Stat. 535) and the act of June 13 1933 (48 Stat. 139) and the regulations governing surface use thereunder (36 C.F.R. 20.26) THAD C. & JO L. GREENE of Trona, California is hereby authorized to use the surface of lands in Death Valley for the construction, maintenance, and operation of the water system described by the attached plan which is hereby approved and made a part of this permit; and to use (300 GPD) .00046 sec.ft. _____ acre ft. per annum for domestic
(10,080 GPD) .0156 sec.ft. or _____ acre ft. per annum for milling
_____ sec.ft. _____ acre ft. per annum for
(strike out inapplicable unit)
purposes of the waters of Wm. Conrad Burns & Chuckar Springs
(give names of sources)
under water right Application No. 15539, 16138 as said water right is designated by the State Engineer of California 13852, with subpriority No. 2 __,
(California or Nevada)
at no fee but subject to the special conditions on the following pages.

Signed at Death Valley this 14 day of December 1956.

Superintendent

The undersigned hereby accepts this permit subject to the terms, obligations and reservations, expressed or implied therein.

Thad C. Greene
Address P.O. Box 397
Trona
Address Calif.

* Jo L. Greene
Address P.O. Box 397
Trona
Address Calif.

APPROVED: Regional Director, Region _____ National Park Service.

_____

Date _____

*Sign name or names as written in body of permit; for copartnership permittees should sign as "members of firm"; for corporation, the officer authorized to execute contracts etc., should sign, with title, the sufficiency of such signature being attested by the Secretary, with corporate seal, in lieu of witnesses.

(This copy for the Permittee)
(This copy for the Superintendent's water right docket)
(This copy for the Director's water right docket)
(This copy for the Regional Director's water right docket)
(This copy for the Western Office of Design and Construction water right docket)
This copy for State Water Right Board

SPECIAL CONDITIONS

1. This permit is granted subject to assignment to the United States of all rights to the use of waters of the designated source(s) by the permittee(s).

2. In the absence of recorded Federal water rights or those assigned herewith, the designated use of water is granted subject to the perfection of necessary Federal water rights in accordance with the applicable state water laws and provisions of this permit.

3. The United States reserves paramount rights, with subpriority No. 1 under the designated water right Application No. 13852) 15539) 16138), to such quantities of the designated source(s) as may be needed by the transient general public for fire protection and other incidental administrative, maintenance and operating purposes; it being understood that subpriorities for major permanent water development and use by the United States and permittee(s) shall be in the order initiated unless a special reservation for Federal use is made a part of this instrument.

4. The United States reserves the rights to authorize other miners and prospectors to use water when available, from the same source, and under the same Federal water right, or such junior Federal rights as may be necessary, and permittee(s) agree(s) to joint land use and equitable consolidation of water systems by the United States or other permittee(s) as may be necessary for the most efficient and beneficial diversion and use of the water, subject to equitable proration of the cost of the consolidated water system, and provided that no permittee(s) shall be liable for the enlargement or modification of his water system if said water system is already sufficient for his needs.

5. The permittee(s) may assign his subpriority of use of the water of one or more springs covered by a single water right, but such assignment shall not be binding until a copy is recorded with the County Recorder and filed with the Director, National Park Service, and such assignment is subject to the granting or amendment of Surface Use Permits to the grantor and assignee.

6. Water use will be authorized under established Federal rights or those assigned as herein provided, when practical, it being the objective to establish adequate, permanent Federal rights in compliance with the state water laws for any Federally authorized uses on the surface of the land in Death Valley National Monument.

7. All necessary future applications for the appropriation of water, and other instruments relating to the perfection of water rights in accordance with the state water laws, which are needed in connection with water use by the permittee(s), shall be prepared by the permittee(s), on behalf of the United States in accordance with instructions to be supplied by the Director, National Park Service, and submitted to the Superintendent with a check or money order for prescribed statutory fees made payable to the State Water Rights Board ~~Engineer~~, for execution and transmittal to the State Water Rights Board ~~Engineer~~ by the authorized Federal official.

8. All posting, and other actions prescribed by the State Water Rights Board ~~Engineer~~ shall be carried out by permittee(s) when and as directed by the Director, National Park Service; and permittee(s) shall supply check or money order made payable to proper recipient to cover prescribed state fees and advertising costs, provided that permittee(s) shall supply the Director, National Park Service, with 4 copies of a receipt if he or they, elect to pay in person by cash.

9. The permittee(s) shall use all possible diligence in the construction of the water system and perfection of rights, provided that the United States may assume, or participate in such responsibilities at the discretion of the Director, National Park Service, to protect other Federal or public interests.

10. The permittee(s) shall supply the Director, National Park Service with information on construction and its cost, and water use progress, during each preceding year if the rights are evidenced by permit or on the proper alternate years if rights are licensed during the first 2 weeks of September, and the Director or his authorized representative, will file the annual or biennial reports required by the State ~~Division of~~ Water Rights Board ~~Resources~~ based on that information, with copy (copies) to the permitee(s).

11. The permittee(s) shall comply with the terms of Federal water rights as prescribed in copies of the applications, permits licenses and other instruments to be supplied by the Director, National Park Service.

12. No withdrawal or cancellation of Federal water claims or rights shall be made except by the Director National Park Service, or his authorized representative.

13. No portion of a water diversion and supply system which is essential to the preservation of a water right shall be removed without the prior approval of the Director National Park Service, who shall be given 90 days notice of any intent to abandon the use of water and the right to arrange for Federal acquisition of permittee(s) interest in such structures at reasonable depreciated value within said 90 days.

14. Failure to use the water system herein authorized for more than one year shall be cause for forfeiture of the subpriority of water right granted, provided that permittee(s) may preserve said subpriority by a filing with the Superintendent prior to the end of each year of nonuse, of a notice of intention to resume the use of said water system, and the mining claim or millsite where the water is used, within the time permitted under the mining laws.

15. In the event of claim jumping, the use of the water system herein authorized, the surface of the Federal land and the source of the water shall be regulated in accordance with a permit to be issued to said claim jumper, and neither the United States nor its agents, including the Director, National Park Service and Superintendent of Death Valley National Monument, shall be liable for damages to the permittee(s) water system or other structures and equipment unless permittee(s) has complied with the provisions of condition No. 14.

16. No structures, dumps, or other surface uses shall be located where they wil llead to possible pollution of sources of water, interfere with traffic on established highways, or interfere with the proper enjoyment of established administrative, residential and public campground areas.

17. Permittee(s) shall exercise this privilege subject to the supervision of the Superintendent and shall comply with the regulations of the Secretary of the Interior governing the administration of the Monument.

18. Use by the permittee(s) of the land surface covered hereby is subject to the right of the Director, National Park Service, to establish trails, roads, public campgrounds, and other improvements and betterments over upon or through said premises, and further to the use by travelers and others of such roads and trails as well as of those already existing.

19. All buildings or other structures shall be erected under this permit only at sites indicated in attached drawing, and the premises and all appurtenances thereto shall be kept in a safe, sanitary, and sightly condition.

20. Permittee(s) shall dispose of brush and other refuse as required by the Superintendent.

21. Permittee(s) shall pay the United States for any damage resulting from this use.

22. Permittee(s) and his (their) employees shall take all reasonable precautions to prevent forest fires and also shall assist the Superintendent to extinguish forest fires in the vicinity of any tract which may be used hereunder and in the preservation of good order within the metes and bounds of the area.

23. No timber may be cut or destroyed without first obtaining permit therefor from the Director, National Park Service in writing.

24. Permittee(s) shall take adequate measures, as directed and approved by the Superintendent, to arrest and prevent soil erosion on the lands covered hereby and shall so utilize such lands as not to contribute to erosion on adjoining lands.

25. This permit may not be transferred or assigned without the consent of the Director, National Park Service in writing, but nothing herein shall deny the right of transfer or assignment, as appurtenances to the mining claim or millsite on approval of and proper recording with the Director National Park Service.

26. This permit may be terminated upon breach of any of the conditions herein, at the discretion of the Director of the National Park Service, on equitable reimbursement of the permittee(s) for his (their) investments, or modified as mutually agreed to by the permittee(s) and the Director, National Park Service.

27. The term "Director, National Park Service" as representative of the Secretary of the Interior, as used herein shall include the appropriate Regional Director, National Park Service, and Superintendent of Death Valley National Monument as the representatives of the Director.

28. Neither members of, nor delegates to Congress or resident commissioners, shall be admitted to any share or part of this permit or derive either directly or indirectly, any pecuniary benefit to arise therefrom: Provided, however, that nothing herein contained shall be construed to extend to any incorporated company, if the permit be for the general benefit of such corporation.

29. All uranium, thorium, and all other material determined pursuant to section 5(b)(1) of the Atomic Energy Act of 1946 (60 Stat. 761) to be peculiarly essential to the production of fissionable material contained in whatever concentration, in deposit in the lands covered by this permit are hereby reserved for the use of the United States, together with the right of the United States through its authorized agents or representatives at any time to enter upon the land and prospect for, mine, and remove the same, making just compensation for any damage or injury occasioned thereby.

71929 Interior - Duplicating Section, Washington, D. C. 472

SPECIAL CONDITIONS

14. Failure to use the water system herein authorized for more than one year shall constitute a forfeiture of the subpriority of water right granted; provided that if permittee(s) shall sustain his possessory right in the mining claim under the mining law, he may preserve his said subpriority by a filing with the Superintendent prior to the end of each year of nonuse of a notice of intention to resume the use of said water system and the mining claim or millsite where the water is used.

15. The United States assumes no responsibility for the protection of the water system or other structures and equipment authorized pursuant to this permit. Furthermore, except for actionable damages resulting from the negligent or wrongful act or omission of an employee of the Government while acting within the scope of his office or employment, the United States shall not be liable for any damages to the permittee(s') water system or other structures or equipment.

STATE OF CALIFORNIA—RESOURCES AGENCY

Edmund G. Brown Jr.
~~RONALD REAGAN~~ Governor

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
LOS ANGELES OFFICE
107 SO. BROADWAY, ROOM 4022
LOS ANGELES 90012

March 19, 1975

Mr. Gerald S. Witucki, Chief
Water Resources Division
United States Department of the Interior
National Park Service
450 Golden Gate Ave., Box 36063
San Francisco, California 94102

Dear Mr. Witucki:

Your Reference: L54 (WR) PSW DEVA/WATER RIGHTS GEN

Permit 4645 (Application 8423) Permit 11423 (Application 17839)
Permit 5738 (Application 10001) Permit 11424 (Application 15539)
Permit 5739 (Application 10002) Permit 11924 (Application 18489)
Permit 5754 (Application 10118) Permit 14533 (Application 21646)
Permit 11421 (Application 16096) Permit 15363 (Application 22366)
Permit 11422 (Application 16138) Permit 15721 (Application 22979)
Various Springs and Washes in Death Valley National Monument

Bill Werrell from your division and I recently completed a field inspection of 12 Water Rights Permits issued to the U. S. Death Valley National Monument in Death Valley.

The purpose of the field inspection was to determine the extent of the use of water made under each permit and make recommendations as to the future status of these permits.

I have reviewed the information collected from the field inspection, personnel of the Death Valley National Monument, and other persons involved with the use of water from these sources. My recommendations regarding each of the 12 permits and the reasons for my recommendations are listed in the attached summary.

A Request for License form is enclosed for each of the four permits that I have recommended licensing action. If you have any questions regarding the findings on the Request for License, I will be glad to discuss them with you. If the findings are satisfactory, please sign the form on behalf of your division and return them to me. Please note that Permit 11424 require a petition fee of $10 and Permits 11421 and 14533 require a petition fee of $15.

SUMMARY

RECOMMENDED STATUS FOR PERMITS ISSUED TO THE DEATH VALLEY NATIONAL MONUMENT

Permit: No.	Application: No.	Source	Recommendation	Reason for Recommendation
4645	8423	Thorndike Spring	License: 400 gpd	Use of water at campground complete.
5738 5739 5754	10001) 10002) 10118)	Furnace Cr. Wash	Revoke	No evidence of any construction work done on project. Lack of diligence.
11421	16096	Tarantula Spring	License: 4350 gpd	Use of water complete for Mining, Domestic and Wildlife Propagation Uses.
11422	16138	Chucker Spr.	Revoke	No diversion system-appears abandoned. Lack of diligence.
11423	17839	Blue Cliff Spr.	Revoke	No Diversion system-appears abandoned. Lack of diligence.
11424	15539	Wee and Covered Spr.	License: 100 gpd	Use of water complete only for Wildlife Propagation Use.
11924	18489	Nevares Sprs.	Revoke	Source cannot supply an amount in excess of that can be already taken under Lic. No. 4621 (A. 9510) for 0.446 cfs (200 gpm) from the same source. The place and character of use same as License 4621.
14533	21646	Surprise Spr. Changed to: unnamed st.	License: 7300 gpd	Use of water completed.
15363	22366	Ibex Spr. No. 1	Revoke	Use of water does not exceed the amount allowed under Lic. No. 2910 for the same source.
15721	22979	Green Spr.	Revoke	No diversion system-lack of diligence.

The remaining 8 permits should be revoked. I cannot justify recommending an extension of time and still conform with the "Guidelines for Considerating Petitions for Extensions of Time". Forms for revoking these permits are also enclosed.

I hope that you concur with my recommendations.

Thank you for sending Bill Werrel to accompany me on these inspections. He was knowledgable, conscientious and of great assistance.

If I can be of any assistance, please donot hesitate to telephone me. Your prompt consideration to this matter will be appreciated.

Sincerly,

W. T. Chung

W. T. Chung

Enclosure

#10 3/20/74

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)PSW
DEVA/WATER RIGHTS GEN
WR#22

March 13, 1974

California State Water Resources
Control Board
Division of Water Rights
1416 Ninth Street
Room 1015
Sacramento, California 95814

Gentlemen:

This is in response to your letter of February 19, wherein you reference permits of certain springs and washes in Inyo County, Death Valley National Monument. Your letter specifically discusses status of water uses as reported for Permits 11422, 11423, and 11424 during the past three years. Permits 11422 (Application 16138) and Permit 11424 (Application 15539) are used jointly as a water system. Also in the same system is Permit 8536 (Application 13852), License 6559A. Water from these sources are used by (1) wild game, the use is constant and (2) a small mining operation in the area uses the water for domestic purposes. The duration of the mining activities is unpredictable because of the variables inherent to such operations e.g, size of ore deposit, fluctuations in price of ore and labor, etc. The result is a series of "opening" and "closing down" of mining operations; use and unuse of the water supply. No mining is presently being done and these permits are currently in our inactive file.

In the interest of comity, this office has supplied water use information to the State in regards to these permits over the past several years. Water usage reported has been based upon the reported mining status at the time the report was submitted. These same reports indicate no usage and subsequent reports contain water use data.

Permit 11423 (Application 17839) pertains to water located several miles away from the above permits, but of similar use. On March 11,

JOHNNY HORIZON 76
Let's Clean Up America For Our 200th Birthday

it was reported that this mining operation had been "reopened" several weeks ago. Thus this permit has been removed from our inactive file and placed in the active status.

When contacted by Mr. Wilbert Chung of your Los Angeles Office, we will notify the appropriate park personnel so as to provide the necessary assistance to the on-site examination of Permits 4645, 5738, 5739, 5754, 11421, 11924, 14533, 15363, and 15721.

Sincerely yours,

(SGD) JAMES B. THOMPSON

James B. Thompson
Acting Regional Director

cc:
Supt., DEVA w/cy of inc.
and cys for each
individual Water
Right Docket File
(WR #1,3,4,5,21,22,22A,
24,25,34, and AWR #7)

WASO(MR) w/cy of inc. and
cys for each individual
Water Right Docket File
(WR #1,3,4,5,21,22,22A,24,
25,34, and AWR #7)

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

FEB 19 1974

U. S. Death Valley National Monument
c/o U. S. National Park Service
Office of Land and Water Rights
450 Golden Gate Avenue, Box 36063
San Francisco, CA 94102

Attention: Mr. Gerard S. Witucki
Chief, Water Resources Section

Gentlemen:

WR #s

24/-Permit 4645 (Application 8423) Permit 11423 (Application 17839)- 25
3-Permit 5738 (Application 10001) Permit 11424 (Application 15539)- 22
4/-Permit 5739 (Application 10002) Permit 11924 (Application 18489)- 1
5-Permit 5754 (Application 10118) Permit 14533 (Application 21646)- 21
2/-Permit 11421 (Application 16096) Permit 15363 (Application 22366)
22A-Permit 11422 (Application 16138) Permit 15721 (Application 22979)
Various Springs and Washes in Inyo County

In your letter of July 27, 1972, you indicated that water is not in use nor is use foreseen in the near future under Permits 11422 and 11424. In reviewing the permits we find also that no use of water is being made under Permit 11423 (Application 17839). In accordance with guidelines for considering petitions for extensions of time, a copy of which is enclosed for your information, it appears that Permit 11423 should be revoked. Although you indicated that water is not now being used under Permits 11422 and 11424, in your letter of July 27, 1972, the progress reports indicate intermittent use of water. It may be that this intermittent use of water should be considered a riparian use, and therefore it would be appropriate to revoke these two permits. Forms are enclosed for your use in requesting revocation of these three permits, if you concur.

It appears that use of water has been made under the remaining nine permits and that in most or all of the cases licensing action is indicated. We are therefore scheduling Permits 4645, 5738, 5739, 5754, 11421, 11924, 14533, 15363, and 15721 for inspection for the purpose of issuing a license for the amount of water beneficially used. If the inspection generates information which would provide justification for an extension of time under the guidelines, we will

proceed to recommend to the State Water Resources Control Board that an extension of time be granted to complete use of water.

Within a few weeks you can anticipate receiving a communication from Mr. Wilbert Chung, of our Los Angeles Office, requesting information on whom he should contact at each project site for communication regarding the inspection.

Whether or not you concur with the proposed licensing action, please provide the information needed to make a proper inspection of each project. Thereafter we will be in a better position to communicate with you about the projects.

We are pleased that the Park Service intends to continue to cooperate with the State Division of Water Rights as indicated in your letter. Your cooperation is sincerely appreciated.

Sincerely,

R. L. Rosenberger

R. L. Rosenberger, Acting Chief
Division of Water Rights

Enclosures

cc: Mr. Wilbert T. Chung
State Water Resources Control Board
Division of Water Rights
107 South Broadway, Room 9038
Los Angeles, CA 90012

STATE OF CALIFORNIA—THE RESOURCES AGENCY RONALD REAGAN, Gover
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
ROOM 1015, RESOURCES BUILDING
1416 NINTH STREET • SACRAMENTO 95814

FEB 19 1974

U. S. Death Valley National Monument
c/o U. S. National Park Service
Office of Land and Water Rights
450 Golden Gate Avenue, Box 36063
San Francisco, CA 94102

Attention: Mr. Gerard S. Witucki
Chief, Water Resources Section

Gentlemen:

WR #s

4-Permit 4645 (Application 8423) Permit 11423 (Application 17839)- 25
3-Permit 5738 (Application 10001) Permit 11424 (Application 15539)- 22
4-Permit 5739 (Application 10002) Permit 11924 (Application 18489)- 1
5-Permit 5754 (Application 10118) Permit 14533 (Application 21646)- 31
21-Permit 11421 (Application 16096) Permit 15363 (Application 22366) AWR-9
22A-Permit 11422 (Application 16138) Permit 15721 (Application 22979) WR-34
Various Springs and Washes in Inyo County

In your letter of July 27, 1972, you indicated that water is not in use nor is use foreseen in the near future under Permits 11422 and 11424. In reviewing the permits we find also that no use of water is being made under Permit 11423 (Application 17839). In accordance with guidelines for considering petitions for extensions of time, a copy of which is enclosed for your information, it appears that Permit 11423 should be revoked. Although you indicated that water is not now being used under Permits 11422 and 11424, in your letter of July 27, 1972, the progress reports indicate intermittent use of water. It may be that this intermittent use of water should be considered a riparian use, and therefore it would be appropriate to revoke these two permits. Forms are enclosed for your use in requesting revocation of these three permits, if you concur.

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FEB 19, 1974

proceed to recommend to the State Water Resources Control Board that an extension of time be granted to complete use of water.

Within a few weeks you can anticipate receiving a communication from Mr. Wilbert Chung, of our Los Angeles Office, requesting information on whom he should contact at each project site for communication regarding the inspection.

Whether or not you concur with the proposed licensing action, please provide the information needed to make a proper inspection of each project. Thereafter we will be in a better position to communicate with you about the projects.

We are pleased that the Park Service intends to continue to cooperate with the State Division of Water Rights as indicated in your letter. Your cooperation is sincerely appreciated.

Sincerely,

R. L. Rosenberger

R. L. Rosenberger, Acting Chief
Division of Water Rights

Enclosures

cc: Mr. Wilbert T. Chung
State Water Resources Control Board
Division of Water Rights
107 South Broadway, Room 9038
Los Angeles, CA 90012

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)ASW
DEVA/Water Rights

July 27, 1972

Mr. K. L. Woodward
Chief, Division of Water Rights
State Water Resources Control Board
Room 1015, Resources Building
1416 Ninth Street
Sacramento, California 95814

Dear Mr. Woodward:

In accordance with your letter of May 16, 1972, the National Park Service will continue to inform the State Division of Water Rights concerning National Park Service water requirements. We have reviewed the twelve permits listed in your letter and have discussed each case with appropriate field personnel to determine the current status of each. We intend to make every effort to cooperate with the State to develop a system that will be mutually satisfactory to the Park Service policy objectives and the concerns of the State.

To this end we are submitting a Notification of Existing Water Use for ten of the twelve permits listed in your May 16 correspondence. The following seven permits continue to have regular use:

Permit #	Application #	N.P.S. Water Right #
4645	8423	24
11421	16096	21
14533	21646	31
11423	17839	25
15721	22979	34
15363	22366	AWR 9
11924	18489	1

Three of the permits, as noted in your letter, have not been active for some time. However, this water is now being used and the following permits have been placed in our active files:

Permit #	Application #	N.P.S. Water Right #
5738	10001	3
5739	10002	4
5754	10118	5

The remaining two permits have been used regularly in past years but are not now in use nor do we foresee use in the near future. These permits shall be placed on inactive status in the Park Service's records.

Permit #	Application #	N.P.S. Water Right #
11424	15539	22
11422	16138	22-A

The Park Service intends to continue to give consideration to the State Division of Water Rights regarding difficulties which might arise in conjunction with the information contained within these reports of existing use.

We continue to appreciate your assistance in these matters.

Sincerely yours,

(SGD) GERARD S. WITUCKI

Gerard S. Witucki
Chief, Water Resources Division

Enclosures

cc:
PN, WASO w/encls
Supt., Death Valley NM, w/encls

TE OF CALIFORNIA—THE RESOURCES AGENCY RONALD REAGAN, Governor

TE WATER RESOURCES CONTROL BOARD
VISION OF WATER RIGHTS
M 1015, RESOURCES BUILDING
NINTH STREET • SACRAMENTO 95814

Witucki

May 16, 1972

RECEIVED
WATER RESOURCES SECTION
MAY 19 1972

ACT.	INFO.		INITIALS	DATE
		VICTORIA, C.		
		BASSETT, D.		
		[illegible]		
		CHAVEZ, D.		
		[illegible]		
		GOLD, S.		
REMARKS				

U. S. Death Valley National Monument
c/o U. S. National Park Service
Office of Land and Water Rights
450 Golden Gate Avenue, Box 36063
San Francisco, CA 94102

Attention: Mr. Gerard S. Witucki, Chief
Water Resources Section

Gentlemen:

Permits 15363, 4645, 5754, 5738, 5739, 11424, 11422, 11421, 11924, 11423, 14533 and 15721 (Applications 22366, 8423, 10118, 10001, 10002, 15539, 16138, 16096, 18489, 17839, 21646 and 22979) Various Springs and Washes in Inyo County

The time to complete use of water under all but one of the subject permits expired December 1, 1970. The time to complete use of water under the one permit--15721--expires December 1, 1972.

In your letter of February 17, 1971 confirming a meeting of January 26, 1971, you stated, "In accordance with the understanding reached at the meeting, it is understood no action would be undertaken by the State in view of the recent modification of the State Water Code, particularly in regards to the Point Reyes National Seashore.... Further, as agreed, in the future, we will pattern our procedures somewhat after those used by the Forest Service in the State of California."

Prior to the above-mentioned meeting, on December 1, 1970 you submitted progress reports for the above permits in which you requested necessary forms for petitioning an extension of time. The forms were mailed to you on January 4, 1971. These petitions have not been received. Also, we have not received your 1971 progress reports.

We assume that you are in the process of determining which of the above permits should be revoked and replaced by reports of water use, either patterned after those used by the Forest Service or using our "Statement of Water Diversion and Use" forms, and which of the permits should be kept in good standing. Copies of our "Statement of Water Diversion and Use" forms are enclosed. Simply reporting on use of water is not a substitute for applying for a water right permit if the land involved was formerly in private ownership and your use is not riparian in nature.

According to the California State Water Resources Control Board's "Guidelines for Considering Petitions for Extensions of Time" (a copy of which is enclosed), and the latest information in our files, it appears that Permits 5738, 5739 and 5754

should be revoked because construction has not been started. It appears that Permits 4645, 11421, 11422, 11423, 11424, 14533 and 15363 should be inspected to confirm the amount of use for licensing purposes unless an extension of time can be justified. Use of water under Permit 11924 appears to have been increasing according to progress reports on file. If you want an extension of time under this permit, you will need to submit a petition.

Please advise what course of action you propose to take.

Sincerely,

K. L. Woodward

K. L. Woodward, Chief
Division of Water Rights

Enclosures

07-03-1972: message record; call from p foder, ranger requesting status of 12 deva water rights dockets. ; july 03, 1972

Subject:
DEVA - Water Dockets

NATIONAL PARK SERVICE
Western Regional Office
MESSAGE RECORD
Date July 3, 1972

Routed for: ☒ Information ☐ Action

☐ Incoming Call
☒ Outgoing Call

To: Chief, Water Resources Division

Name and Title Paul Fodor, Ranger

Representing DEVA - Works with Water Rights Dockets

Telephone No. 714 786-2331

Address Death Valley National Park

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

Conversation: Information requested regarding current status of twelve DEVA Water Rights dockets. The following list was verified by Paul Fodor utilizing latest information available:

PERMIT #	APPLICATION #	N.P.S. W.R. #	N.P.S. USE	USES
4645	8423	24	Yes	Camping and Picnicking
11421	16096	21	No	Mining and Domestic
14533	21646	31	Yes	Domestic
11423	17839	25	No	Mining
15721	22979	34	No	Mining
15363	22366	AWR 9	Some	Mining and some radiator Water
11924	18489	1	Yes	Domestic, Recreation, Irrig.
5738	10001	3	Yes	Headquarters Facility
5739	10002	4	Yes	" "
5754	10118	5	Yes	" "
11424	15539	22	No	None
11422	16138	22-A	No	None

Follow-up Action to be Taken: Consult with Regional Solicitor re: operating procedure for water rights in communications with State Dept. of Water Rights. Reply to State Department of Water Rights letter of May 16 re: status of these permits.

Follow-up Action Taken: July 20, 1972 consultation with Regional Solicitor, Mihan, who approved a draft of response to May 16, 1972 letter from State Department of Water Rights.

TE OF CALIFORNIA—THE RESOURCES AGENCY RONALD REAGAN, Governor
TE WATER RESOURCES CONTROL BOARD
VISION OF WATER RIGHTS
)M 1015, RESOURCES BUILDING
5 NINTH STREET • SACRAMENTO 95814

Witucki

May 16, 1972

RECEIVED
WATER RESOURCES SECTION
MAY 19 1972

ACT.	INFO.		INITIALS	DATE
		PETRICH, C.		
		BARNETT, D.		
		[illegible], A. B.		
		CHAVEZ, D.		
		[illegible], M.		
		GOLD, S.		
		FILE		

REMARKS

U. S. Death Valley National Monument
c/o U. S. National Park Service
Office of Land and Water Rights
450 Golden Gate Avenue, Box 36063
San Francisco, CA 94102

Attention: Mr. Gerard S. Witucki, Chief
Water Resources Section

Gentlemen:

Permits 15363, 4645, 5754, 5738, 5739, 11424, 11422, 11421, 11924, 11423, 14533 and 15721 (Applications 22366, 8423, 10118, 10001, 10002, 15539, 16138, 16096, 18489, 17839, 21646 and 22979) Various Springs and Washes in Inyo County

The time to complete use of water under all but one of the subject permits expired December 1, 1970. The time to complete use of water under the one permit--15721--expires December 1, 1972.

In your letter of February 17, 1971 confirming a meeting of January 26, 1971, you stated, "In accordance with the understanding reached at the meeting, it is understood no action would be undertaken by the State in view of the recent modification of the State Water Code, particularly in regards to the Point Reyes National Seashore.... Further, as agreed, in the future, we will pattern our procedures somewhat after those used by the Forest Service in the State of California."

Prior to the above-mentioned meeting, on December 1, 1970 you submitted progress reports for the above permits in which you requested necessary forms for petitioning an extension of time. The forms were mailed to you on January 4, 1971. These petitions have not been received. Also, we have not received your 1971 progress reports.

We assume that you are in the process of determining which of the above permits should be revoked and replaced by reports of water use, either patterned after those used by the Forest Service or using our "Statement of Water Diversion and Use" forms, and which of the permits should be kept in good standing. Copies of our "Statement of Water Diversion and Use" forms are enclosed. Simply reporting on use of water is not a substitute for applying for a water right permit if the land involved was formerly in private ownership and your use is not riparian in nature.

According to the California State Water Resources Control Board's "Guidelines for Considering Petitions for Extensions of Time" (a copy of which is enclosed), and the latest information in our files, it appears that Permits 5738, 5739 and 5754

should be revoked because construction has not been started. It appears that Permits 4645, 11421, 11422, 11423, 11424, 14533 and 15363 should be inspected to confirm the amount of use for licensing purposes unless an extension of time can be justified. Use of water under Permit 11924 appears to have been increasing according to progress reports on file. If you want an extension of time under this permit, you will need to submit a petition.

Please advise what course of action you propose to take.

Sincerely,

K. L. Woodward

K. L. Woodward, Chief
Division of Water Rights

Enclosures

01-04-1971: letter to g witucki enclosed with a form to petition for an extension of time. ; january 04, 1971

TATE OF CALIFORNIA—THE RESOURCES AGENCY
RONALD REAGAN, GOVERNOR
TATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
OOM 1140, RESOURCES BUILDING
416 NINTH STREET • SACRAMENTO 95814

January 4, 1971

U. S. Death Valley National Monument
c/o U. S. National Park Service
Office of Land and Water Rights
450 Golden Gate Avenue, Box 36063
San Francisco, California 94102

Attention: Mr. Gerard S. Witucki, Chief
Water Resources Section

Gentlemen:

Permit 15363 (Application 22366), Ibex Spring No. 1;
Permit 4645 (Application 8423), Unnamed Spring;
Permit 5754 (Application 10118), Furnace Creek Wash;
Permit 5738 (Application 10001), Furnace Creek Wash;
Permit 5739 (Application 10002), Furnace Creek Wash;
Permit 11424 (Application 15539), Covered and Wee Springs;
Permit 11422 (Application 16138), Chucker Spring;
Permit 11421 (Application 16096), Tarantula Springs;
Permit 11924 (Application 18489), Nevares Springs;
Permit 11423 (Application 17839), Blue Cliff Springs;
Permit 14533 (Application 21646), Surprise Springs;
Permit 15721 (Application 22979), Green Spring
in Inyo County

Enclosed is a form to petition for an extension of time to complete the projects authorized by the subject permits. During the 1971 season, an engineer from our staff will inspect the projects and at that time, subsequent action will be discussed with your representative with respect to an extension of time.

Sincerely,

J. M. Page

J. M. Page, Supervisor
Central Region

Enclosure

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

IN REPLY REFER TO:
L54-L Death

RECEIVED
NPS REGION FOUR OFFICE
JAN-7'58

	SURNAME	DATE
REG. DIR.		
ASST. R.D.		
OPERATIONS		
ADMIN.		
RECREATION		
INTERP.		
CHIEF		

Lands DFM 1/7
X Spaulding LSS 1/8
reply prepared
See memo to Supt 1/9/58

January 3, 1958

Memorandum

To: Regional Director, Region Four

From: Chief, Water Resources Section

Subject: Amendment of Water Right Application 15539, Covered and Wee Springs, Part III, Docket 22, Death Valley

Attached are six copies of amendment of Application 15539, with supporting maps, to replace the draft prepared by Mr. Spencer of the State Water Rights Board, of which a copy was submitted with the memorandum of October 28 from Mr. Whitworth. These are copies of our draft which was largely completed, and was discussed with Mr. Spaulding when he was in Washington.

This application should be reviewed with attached copies of my letter of December 17, 1957, to Mr. L. K. Hill, Executive Officer of the Board, and his reply of December 27, 1957, by Mr. Spaulding. The original and one copy should be sent to the Superintendent for signature and forwarding to the Board, attention of Mr. Spencer, if found satisfactory. Three of the copies, with maps, should be filed at top of contents of Part III of Docket 22, in your office, the Park and WODC. The extra copy is for the Superintendent to present to the Greenes. Mr. Binnewies should advise each office, including Washington, of the date he signs the application and supply copies of the forwarding letter. Each office should be kept advised of the further actions as they occur.

Mr. Binnewies should refer to both the letter of October 2, 1957, from Mr. Spencer and my correspondence with Mr. Hill, in transmitting the application in duplicate. I do not think a new fee is needed for filing. We should be supplied with a photostat copy of the permit on last page of the application which the Board will later return, in order that copies in all offices can be completed in the same manner.

The transmittal of this memorandum has been deferred since I wrote to Mr. Hill until after his reply was received, due to delayed photostating during the holidays. It now appears that the Superintendent should mail the amended Application 15539 to the State Water Right Board as soon as it is cleared by your office. We can then await the action of the Board on all amended applications and petitions before we initiate further action.

During the waiting period the entire Greene water system should be kept in operating condition, if possible, in order that we may make proof for license on the basis of past use if desirable. In that connection, we should also determine what quantities of water were diverted from each of the four springs at some past date during Greene operation, or can now be diverted if the mill were to be operated, and whether those flows are abnormally low and a justification for deferring proof. I think the claimed flow of 1920 gpd from Burns Spring may be a measured flow, but the 15,000 gpd, each, from Wee and Covered; and 5 gpm, or 7,200 gpd, from Chucker Spring are high. In addition, the claims now total 27.18 gpm, and the mill is only reported to need 12 gpm when operating, and domestic use is negligible. An analysis of the supply and potential demand should be made when convenient, particularly if Mr. Spaulding goes to Death Valley in connection with other matters.

A. van V. Dunn
Chief, Water Resources Section

Attachments 8

Copy to: Superintendent, Death Valley, w/c letter to Mr. Hill of 12/17 and his reply of 12/27/57
Chief, WODC, " " " " " " "

88

COPY

STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD

1401 21st Street
P. O. Box 1592
Sacramento 7, California

December 27, 1957

Applications 13852, 15539
Death Valley, Docket 22

United States Department
of the Interior
National Park Service
Washington 25, D. C.

Attention: A. van V. Dunn
Chief, Water Resources Section

Gentlemen:

This is in reply to your letter of December 17, 1957, inquiring as to the possibility of perfecting a separate right to that portion of Application 13852 covering the use of water from Burns Spring by the Park Service.

It is our policy to issue separate licenses with equal priorities in cases of independent development under a single application if such action is requested by the parties at interest in the permit.

In view of the above we will proceed with action on your petition to correct the description of the location of Burns Spring under Application 13852.

Very truly yours,

/s/ L. K. Hill

L. K. Hill
Executive Officer

COPY

STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD
1401 - 21st St.
P. O. Box 1592
Sacramento, California

Alien WR
Docket 85

December 6, 1957

Applications 13852, 15539

U. S. Department of Interior
National Park Service
Washington 25, D. C.

Gentlemen:

Reference is made to your petition to correct the description of location of Burns Spring as set forth by Application 13852, Permit 8536 and to your petition to correct the description of location of Covered and Wee Springs as set forth by Application 15539. The locations of Burro, Green and Willow Springs as described in Application 13852 should also be corrected as well as the places of use under both applications.

We note that the petition in connection with Application 13852 contains a statement to the effect that further surveys are required before the locations of Burro, Green and Willow Springs are corrected.

We are of the opinion that the descriptions of all points of diversion and places of use should be corrected by the issuance of a single order on each application unless circumstances are such as to make acquisition of the survey data impracticable.

Action on the petitions will be deferred pending receipt of a petition to correct the description of Burro, Green and Willow Springs and location of the places of use under Application 13852, also a petition to correct the description of the place of use under Application 15539.

Very truly yours,

/s/ L. K. Hill

L. K. Hill
Executive Officer

85

11-01-1957: memo from acting regional chief of operations regarding change in description of place. ; november 01, 1957

In reply refer to: L-Sh

FILE

~~Spaulding~~

~~Whitworth~~

~~Manbey~~

~~Johnston~~

November 1, 1957

Memorandum

To: Director

From: Acting Regional Chief of Operations

Subject: Water Right Application 15539, Docket 22
Wee and Covered Spring, Death Valley NM

We received Mr. Dunn's memorandum of October 30 commenting on subject application. His memorandum apparently was sent before receipt of ours of October 28 transmitting copies of Application 15539.

Mr. Dunn suggests the matter might be settled here. Our next action as we understand it is to submit a petition to the Water Rights Board to change the description of place and purpose of use of Application 15539. We will wait for your reply to this memorandum and the one of October 28 before taking action.

Mr. Spaulding agrees that the place of use and conduit terminus is in SW¼NE¼ Sec. 2, T18S, R44E, MDB&M and not as he penciled on the copy of Application sent you October 28.

G. F. WHITWORTH

George F. Whitworth
Acting Regional Chief of Operations

Copy to: Supt., Death Valley
Chief, WODC

LSpaulding:sh

10-30-1957: memo from regional director, region four regarding change or correction of points of diversion of burns spring. ; octob

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

IN REPLY REFER TO:
L54-L Dea

RECEIVED
NPS REGION FOUR OFFICE
NOV-1 '57

	SURNAME	DATE
REG. DIR.		
ASST. R.D.		
OPERATIONS		
ADMIN.		
RECREATION		
INTERP.		
LEGAL		

October 30, 1957

Air Mail

Memorandum

To: Regional Director, Region Four

From: Chief, Water Resources Section

Subject: Water Right Application 15539, Docket 22, Wee and Covered Springs, Death Valley National Monument

X Spaulding 11/5

Copies of application were sent to Director for Dunn's clearance by memo dated Oct. 28.

The memorandum of October 10 to you from Mr. Binnewies has been received since I wrote on the same date. We do not know whether the petition has been forwarded to this Office since you wrote to him on October 21, but Mr. Binnewies has amplified the requirement mentioned in the letter of October 2 from the State Water Rights Board enough to suggest that the matter might be settled by Mr. Spaulding.

The forms supplied by the State were for the petitions to change or correct the points of diversion of Burns Spring under application 13852 and Wee and Covered Spring under application 15539. Further amendment of the rights as to place and purpose of use seemed to me to require another application rather than a petition and I thought a simpler one could be made after the petitions were granted.

However, if the State Water Rights Board requires it now and the petition forms permit it, the place of use and conduit terminus should be made to agree with amended application 16138 as unsurveyed $SW\frac{1}{4}NW\frac{1}{4}$ Sec. 2, T. 18 S., R. 44 E., M.D.B.& M., at Green Millsite. Also, as in answer to question 16 of application 16138, the return flow, if any, will be in Emigrant Canyon in $SW\frac{1}{4}NE\frac{1}{4}$ of said Section 2.

If these additions are made, the petitions should also state, on the reverse, that the revised water system is shown on plat accompanying revised application 16138, which was filed (presumably) simultaneously, and Burns (or Wee and Covered) Springs constitute partial sources for the water system covered by amended application 16138.

We should have a new photostat copy of each petition as above revised before it is returned to the State Water Rights Board.

A. van V. Dunn
Chief, Water Resources Section

Copy to: Superintendent, Death Valley (Air Mail)
Chief, WODC (2)

87

In reply refer to: 15h

FILE

~~Spaulding~~ LSS

~~Whitworth~~

October 28, 1957 ~~Manbey~~ BJM

~~(Later) Johnston.~~

Memorandum

To: Director

From: Acting Regional Chief of Operations, Region Four

Subject: Water Right Application 15539, Docket 22, Wee and Covered Springs, Death Valley

Attached is a carbon copy and a positive print of the copy of application 15539 prepared by the California State Water Rights Board for Death Valley. Mr. Dunn requested by memorandum of October 10 that copies be sent him and that the application be cleared by him and by Mr. Spaulding.

Mr. Spaulding made pencil corrections on the form in regard to the place of use and size of pipe. A description of storage tanks and nature of domestic use (Paragraph 17 of the application) was copied from Amended Application 16138, Chucker Spring. This wording was used to be consistent with the previous application but Mr. Spaulding believes the Statement is incorrect in that he knows of only two (the Greenes) not eight miners regularly resident and using water from Wee and Covered Springs.

George F. Whitworth
Acting Regional Chief of Operations

Attachments (2)

Copy to: WODC
Superintendent, Death Valley

LSpaulding:sh

82

IN REPLY REFER TO:
L54-L

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

October 10, 1957

RECEIVED
NPS REGION FOUR OFFICE
OCT 15 '57

	SURNAME	DATE
REG. DIR.		
ASST. R.D.		
OPERATIONS		
ADMIN.		
RECREATION		
RESOURCES MGMT.		
LEGAL		

X Spaulding 10/18

Memorandum

To: Regional Director, Region Four

From: Chief, Water Resources Section

Subject: Application 15539, Docket 22, Death Valley

We have received two copies of the letter of October 2 to the Superintendent from Supervising Hydraulic Engineer L. C. Spencer of which one is attached, but no copy of the application which he seems to have prepared as a result of our petition to change the points of diversion of Covered and Wee Springs under Application 15539.

This application should be cleared by Mr. Spaulding and me before it is sent to the State Water Rights Board. We will also want interim copies in Region Four and this Office until the permit is granted on the application. With copy of this memorandum to the Superintendent, it is suggested that the new application be sent to your office, and that two photostat positives be forwarded to us with any corrections or proposed changes which either Mr. Binnewies or Mr. Spaulding may have.

As explained in my memorandum of June 19 to the Superintendent, I deliberately omitted correction of the place and purpose of use, which Mr. Spencer now seems to want, in the petition. The same omissions were made in our petition to change the point of diversion of Burns Spring under Application 13852, and Mr. Spencer does not yet appear to have acted on that petition.

I see no objection to incorporating complete corrections of Application 15539 except that if we do so we will also have to correct Application 13852 and possibly 13851, and we do not yet have Mr. Spaulding's clarification of the identity and location of all of the springs which are involved.

If Mr. Binnewies receives a similar application for correction of rights to Burns Spring under Application 13852 before acting on this memorandum, the suggestions in this memorandum should be followed in that case, too.

The tab at the top of the Docket 22 folder now reads (Burns Spring only) after Application 13852. The names "Covered and Wee Springs" should be inserted under "(Burns Spring only)" on the line with Application 15539. I am placing a dash thereunder, on the line with Application 15557. The name "Chucker" should then be added on the line with Application 16138.

A. van V. Dunn
Chief, Water Resources Section

Copy to: Superintendent, Death Valley
Chief, WODC (2)

79

L 54

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE

RECEIVED
NPS REGION FOUR OFFICE
OCT 14 '57

SURNAME	DATE
REG. DIR.	
ASST. R.D.	
OPERATIONS	
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RECREATION	
INTERP.	
LEGAL	

October 10, 1957

Memorandum

To: Regional Director, Region Four

From: Superintendent, Death Valley

Subject: Water Rights Application 15539, Docket 22, Wee and Covered Springs

The California State Water Rights Board prepared Amended Application 15539 in accordance with our petition to correct the point of diversion. A copy of the amended application was mailed us October 2 with a copy to Mr. van V. Dunn.

The State Board asks that we sign and return the application if it meets with our approval.

We note that the application requires correction to show the point of main conduit termination, the place of use and the point of return (paragraphs 4, 11 and 16) as being in projected NW¼ of SW¼ of Section 2, T 18 S, R 44 E, MDB&M. Also we are to set forth the nature of domestic use in paragraph 17. The same wording as appeared on Amended Application 16138, Chucker Spring will be used.

We will sign and return the application with above corrections after we have received Mr. van V. Dunn's comments.

Fred W. Binnewies
Superintendent

In duplicate

Copy to The Director

78

L54-L

October 4, 1957

Mr. L. C. Spencer
Supervising Hydraulic Engineer
State Water Rights Board
1401 21st Street
P. O. Box 1592
Sacramento 7, California

Re: Application 15539
Death Valley National Monument

Dear Mr. Spencer:

We concur in the dismissal of the Federal protest of the subject application, as suggested in your letter of September 27. We should have withdrawn the protest by the letter of August 26.

Very truly yours,

SIGNED

A. van V. Dunn
Chief, Water Resources Section

Copy to: Regional Director, Region Four
Superintendent, Death Valley
Chief, WODC (2)

Reg Four

Goodwin J. Knight
Governor

STATE OF CALIFORNIA
State Water Rights Board

HENRY HOLSINGER, CHAIRMAN
JOHN B. EVANS, MEMBER
W. P. ROWE, MEMBER

1401 21st STREET
P. O. BOX 1925
SACRAMENTO 7, CALIFORNIA

LESLIE C. JOPSON
CHIEF ENGINEER
LAWRENCE SPENCER
APPLICATIONS
JOHN PAGE
ADJUDICATIONS—RECORDATIO

October 2, 1957

Application 15539

Fred W. Binnewies, Superintendent
Death Valley National Monument
Death Valley, California

Dear Sir:

This will acknowledge your petition to correct the description of the point of diversion under Application 15539. We are enclosing herewith an application which we believe incorporates the corrections as indicated in your petition. If this amended application meets with your approval, please sign and return to us in order that we may proceed with permit action. Particular attention should be given to the description of the place of use which may require correction. It would also be appreciated if the nature of the domestic use could be setforth in Paragraph 17.

Very truly yours,

STATE WATER RIGHTS BOARD
LESLIE C. JOPSON, Chief Engineer

By L. C. Spencer
L. C. Spencer
Supervising Hydraulic Engineer

Enc.
cc: United States Department of Interior
National Park Service
Washington 25, D.C.

Attn: A. Van V. Dunn

74

154-L

RECEIVED
NPS REGION FOUR OFFICE
APR 22 '57

	SURNAME	DATE
REG. DIR.		
ASST. R.D.		
OPERATIONS		
[illegible]		
RECREATION		
HISTOR.		
ARCH.		

Lands Off 5/8

April 16, 1957

Docket 22

State Water Rights Board
P. O. Box 1592
Sacramento 7, California

Re: Applications 13852, 15539 [illegible]
Death Valley National Mon[illegible]

Dear Sir:

In the clarification of Federal rights to the use of water under the subject applications, largely for domestic and milling purposes at the millsite of Thad C. and Jo L. Greene, our first step will be to file amended Application 16138. Our second step will be to file an amendment of Application 13852, to change the place of use of waters of Burns Spring from the old Journigan (now Detloff and Dobbins) Millsite to the Greene Millsite and adjacent Federal lands. It also appears that Application 15539 will need amendment to agree as to geographical location.

When we filed Application 15381 for the appropriation of Lower Emigrant and Pioneer Springs, we pointed out that those springs were in unsurveyed land and could be described in different sections by projection from the north, west and south, and that we preferred to use a projection which would differ with that in Application 5073 for the earlier appropriation of waters of the same Lower Emigrant Spring by the General Hotel Company. We were instructed by letter of July 10, 1953, to use the projection adopted by the General Hotel Company to assure that the identity of the Lower Emigrant Spring in Applications 15381 and 5073 would be clear.

By letter of November 30, 1953, Mr. Harvey O. Banks, then Assistant State Engineer, submitted a sketch showing the ties to the springs as described in Applications 13851, 13852, 15539, 15557 and 15558, among others. Enclosed is the 1952 USGS Emigrant Quadrangle, based on 1948 aeriel photographs, which shows most of the springs covered by those applications, and the subdivision of T 19 S, R 45 E, MDB&M. In connection with our work in Trail Canyon (Nichols, Ramos, etc.), we have found and used the NE Corner, Section 1, T 19 S, R 45 E, MDB&M, and found it to agree with the location shown on the Emigrant Quadrangle and our surveys in Trail Canyon. On inquiry, we have also been advised by the Geological Survey that said Quadrangle should be accurate as to topography within about 25 or 30 feet. Accordingly, it seems logical to describe all land subdivision within the Quadrangle, which are tied to the Mt. Diablo Base (some land on the east may be traversed by the San Bernardino Meridian) by ties to T 19 S, R 45 E, MDB&M.

57

Enclosed is a print of our working sketch, NM-DV-6963, on which we show the subject springs with their inter-relation as projected from that Quadrangle, and with the projected land subdivision projected from the north line of T 19 S, R 45 E, MDB&M, as closely as we can measure them. From these basic data, we have also shown an apparent NE Corner Section 32, T 17 S, R 44 E, MDB&M from the recorded applications (also ties given with aforesaid letter of November 30, 1953). This sketch also shows the chained Park Service surveys, except where stadia is indicated, to locate the present (disturbed) location of Mineral Monument M-165, the iron pipe which the present miners claim to have been accepting as said M-165 or the NE Corner said Section 32, and the Greene Water System and part of the springs with relation to Burns Spring.

With the exception of Malapai, Canyon and Burro Springs, there is relatively good agreement as to the related locations of the springs. However, it is evident that the ties given in the miner's application are crude and erroneous. We shall appreciate your concurrence in our proposal to correct all ties and land subdivisions to agree as far as possible with the basic data on the Emigrant Quadrangle. This will make it necessary to correct Application 15539 as well as 13852 and 16138 at this time, and show how other sources of water for Detloff and Dobbins should be corrected for Applications 13851, 13852 and 15539 as the opportunity arises.

Sincerely yours,

SIGNED

A. van V. Dunn
Chief, Water Resources Section

Enclosures 2

Copy to: Superintendent, Death Valley, w/c NM-DV 6963
Regional Director, Region Four, w/c NM-DV 6963
Chief, WODC

53

Goodwin J. Knight
Governor

STATE OF CALIFORNIA

State Water Rights Board

1401 - 21st Street
P. O. BOX 1592
SACRAMENTO, CALIFORNIA

HENRY HOLSINGER, CHAIRMAN
JOHN B. EVANS, MEMBER
W. P. ROWE, MEMBER

LESLIE C. JOPSON
CHIEF ENGINEER

March 5, 1957

Applications 13852, 15539

Thad C. and Jo L. Greene
P. O. Box 397
c/o Wildrose Station
Trona, California

Dear Sir and Madam:

This will acknowledge receipt of your letter of February 24, 1957, regarding a permit issued to you.

In checking our files we find that Permit 8536 was issued on April 30, 1951 covering appropriation of water from Burro Spring, Green Spring, Willow Spring and Burns Spring. It is also noted that a partial assignment of Permit 8536 to appropriate water from Burns Spring was made to Thad C. and Jo L. Greene on August 30, 1955. The amount specified from Burns Spring is 1920 gallons per day. If you desire a copy of this permit we will be happy to send our copy to a local blueprint company to have a photostat made. The bill for the service would be sent direct to you.

In regard to your Application 15539, we find that a permit has not as yet been issued pending the clearing of certain matters with the National Park Service. Mr. A. van V. Dunn, Chief of Water Resources Section, has recently informed us that these matters will be cleared in the near future, and at that time the permit in connection with your Application 15539 will be issued.

If we can be of any further assistance to you in this matter, please feel free to call upon us.

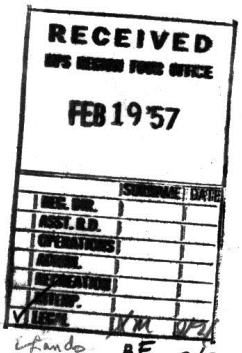
Very truly yours,

STATE WATER RIGHTS BOARD
LESLIE C. JOPSON, Chief Engineer

By _____
L. C. Spencer
Supervising Hydraulic Engineer

154-1

FEB 14 1967



Mr. Leslie C. Jopson, Chief Engineer
State Water Rights Board
P. O. Box 1592
Sacramento 7, California

Re: Application 15539
Death Valley
Docket 22

Dear Mr. Jopson:

The letter of February 6 from Mr. Spencer has been nominally answered by our letter of February 12 requesting a copy of the subject application. We have also requested our Regional Director to obtain and supply us with the assignment of the subject rights, and those to Burns Spring under Application 13892, in accordance with a Permit for Water Use which has already been issued to Mr. and Mrs. Greene.

We should be able to clarify all Federal rights under Applications 13892, 15539, and 16130 within a very short time.

Sincerely yours,

SIGNED

A. van V. Dunn
Chief, Water Resources Section

Copy to: Thad C. and Jo L. Greene
Box 4
Trona, California
Regional Solicitor Taylor
Regional Director, Region Four
Superintendent, Death Valley
Field Solicitor McClellan

RECEIVED
FEB 15 57
SURNAME | DATE
REG. DIR.
ASST. R.D.
OPS.
ADM.
RECREATION
WATER
LEGAL

February 12, 1957

Mr. Leslie C. Jopson, Chief Engineer
State Water Rights Board
P. O. Box 1592
Sacramento 5, California

Re: Applications 13852, 15539 and 16138
Death Valley National Monument

Dear Mr. Jopson:

Enclosed are a voucher and purchase order in favor of the Atlas Blue Print Company, 916 14th Street, Sacramento, California, for photostat negatives of all pages of Application 15539 and the supporting map. An extra copy of this letter is also enclosed for the Company, to advise that the estimated cost of $2.00 on the purchase order is only to set up our obligation and the voucher should be signed and returned with the correct price.

We have now clarified the water right status of Mr. and Mrs. Greene and of the various miners in Trail Canyon, and the United States. We are therefore ready to amend water rights under Applications 16138 and 16096, but the amendment of the former involves the use of a combined water system under the three subject rights, and we seem to have neglected to obtain a copy of Application 15539.

Very truly yours,

(SIGNED)
A. van V. Dunn
Chief, Water Resources Section

Enclosures 3

Copy to: Atlas Blue Print Company
Regional Director, Region Four
Superintendent, Death Valley

IN REPLY REFER TO:
L54-L

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

RECEIVED
NPS REGION FOUR OFFICE
FEB 15 '57

	SURNAME	DATE
REG. DIR.		
ASST. R.D.		
OPERATIONS		
ADMIN.		
RECREATION		
INTERP.		

February 11, 1957

Memorandum

To: Regional Director, Region Four

From: Chief, Water Resources Section

Subject: Water Right Applications 13852, 15539 and 16138, Docket 22 and Water Use Permit of Thad C. and Jo L. Greene, Death Valley

This is in reply to the memoranda of January 8 and 18 from Mr. Maier.

Although the Water Use Permit of December to the Greenes now differs with those issued to Nichols and the Dahls in October, as to conditions 14 and 15, we assume that the revisions had the approval of the Regional or Field Solicitor.

Incidently, the proposed permit to Tony Ramos, on which we offered comments by memorandum of February 6, did not have those revisions, or the change to refer to the State Water Rights Board instead of the State Engineer in conditions 7 and 8.

It is also satisfactory to authorize the use of only 10,380 gallons of water per day, derived in part from night storage of a continuous daily diversion of 7.2 gpm, for milling use at the rate of 12 or more gallons per minute during 8 to 12 work hours. This probably represents conditions better than the authorization of use of 12 to 15 gpm in the permits to Nichols, the Dahls, and as proposed to Tony Ramos. In the separate memoranda concerning the other Permits for Water Use, I have suggested that the daily limit, as in the Greene permit would be better. But, since two of the other three permits have been issued, the reduction in quantity for the Greenes may be unfair.

Technically, the supplemental specification of the rate of use or diversion from the springs, in second feet, forces the Greenes to divert at a uniform rate throughout the day, and to provide night storage to permit the required greater use during work hours. If the flow of the four springs increases they will still be limited to the specified rate of diversion and possible needless maintenance of excessive storage. This provision is excellent in that it assures a continuous potential flow for others. On the other hand, it is inconsistent with the other permits which authorize 24 hour diversions at the rate of need for the mill tables, if they can get it. The Greene permit will be clearer as to who may have to provide what storage if another permittee is granted subpriority No. 3.

2-21-57
cc to Burke

Since the Greene permit has been granted, we should have an instrument by which the Greenes assign their rights under Applications 13852 and 15539 to the United States. At the present moment the Greenes have a right to divert, and fully use 30,000 gpd from Covered and Wee Springs under their Application 15539, with no restrictions except availability and the possibility that the Permit for Water Use might be cancelled as a permissive surface use if they exercised their full rights. The same condition exists with relation to the use of 3,200 gpd from Burns Spring under Application 13852 if the failure to record the Bennett and Barginski assignment to the United States in 1951 was nullified by the recorded Detloff assignment to the Greenes in 1953.

Since we now have the copy of the Permit for Water use for the State Water Rights Board, and will complete and file amended water right applications, we suggest that the Superintendent obtain the instrument by which the Greenes assign their rights under both applications, in a form satisfactory to the Regional Solicitor, and that the instrument be recorded in the county and forwarded to this office for duplication for dockets and the State Water Rights Board. The copy for the State Water Rights Board will be needed for water right amendments.

It is assumed that the water from Burns, Chucker, Covered and Wee Springs is all piped to the Greene storage tanks and thence distributed through one pipe. It will be necessary to reconcile the common portions of the water system served by diversion pipes from Chucker, Covered and Wee Springs. We can show the Chucker portion in accordance with the memorandum of December 21, 1956, from Mr. Binnewies, but have just realized that we have not obtained the copy of Application 15539 and supporting map, and have ordered a copy from the State Water Rights Board.

It also appears that although the rights to Burns Spring have been assigned to both the United States and the Greenes, the rights under Application 13852 still authorize water use at the Journigan or Gold Bottom Mill and not at the Greene Mill. This right will have to be amended, and the requested assignment of possible Greene interests is to be used to clarify the authority of the United States to do so.

Our print of Drawing 2086 does show a pipe from Wee Spring to the 20,000 gallon reservoir, and thence directly to the Mill. It also shows a pipeline from Burns Spring, picking up the flow of Covered Spring, and terminating at the 750 and 1720 gallon tanks without connection to the mill or pipeline from the 20,000 tank. The memorandum of December 21, 1956, from Mr. Binnewies indicates that the pipeline from Chucker Spring terminates with deliveries to all three tanks. We need a tracing of the pertinent portion of the large scale plan on Drawing 2086 with these details clarified.

Mr. Binnewies also gives the tie from Chucker Spring to USGS Monument M-165 while Drawing 2133 gives the tie line from survey station 15

to the Greene Millsite. We have also advised the State Engineer, now State Water Rights Board, that M-165 was destroyed, and I have not yet found any record of having forwarded a print of Drawing 2133. It will be advisable to submit a print of Drawing 2133 with our amended applications, if you will send us one, and we should also have confirmation that Mr. Binnewies has given the tie to M-165 and not station 15, which we can check from Drawing 2133.

A. van V. Dunn
Chief, Water Resources Section

Copy to: Superintendent, Death Valley
Field Solicitor McClellan (2)

44

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

IN REPLY REFER TO:
~~L54-L~~

RECEIVED
NPS REGION FOUR OFFICE
NOV 20 '56

	SURNAME	DATE
REG. DIR.		
ASST. R.D.		
OPERATIONS		
ADMIN.		
RECREATION		
INTERP.		
LEGAL		

November 16, 1956

Memorandum

To: Regional Director, Region Four

From: Chief, Water Resources Section

Subject: Water Right Application 15539 of Thad C. and Jo L. Greene, Docket 22, Death Valley

Attached is one copy of letter of November 8 to the Greenes from Supervising Hydraulic Engineer L. C. Spencer of the State Water Rights Board, which indicates that copies were sent directly to the Superintendent and Assistant Regional Solicitor. We are also making copies for Part III of Docket 22 which we are about to distribute. You should probably interchange the copies from Mr. Spencer for those in the dockets when the latter are received.

This happens to be one of several recent cases in which the State has taken the initiative when the matter would probably be handled more simply if the miner were allowed to proceed as water use permits are granted. The haste is probably due to the fact that annual progress reports are due from the owner of the water right. It is suggested that Mr. Taylor might phone Mr. Spencer or another representative of the State Water Rights Board and point out that water right assignments should be made at the time the permit is granted for water use. Meantime the owner of the water right should make the annual progress report, and supply this Service with copies for the four dockets.

A. van V. Dunn
Chief, Water Resources Section

Attachment

Copy to: Superintendent, Death Valley
Field Solicitor McClellan (2)

11-23-56
cc to Taylor
SM

11-08-1956: letter to thad and jo greene informing them of objection from dehl of high noon mining co dropped; from application 1

COPY

copy to Regional Director NPS S.M.

STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD
Public Works Building
P. O. Box 1079
Sacramento 5, California

November 8, 1956

22

Application 15539

Thad C. and Jo L. Greene
Box 4
Trona, California

Dear Sir and Madam:

It is our understanding that the National Park Service has developed a procedure for assignment of applications to appropriate within Death Valley National Monument which will enable your assignment of Application 15539 to the United States under terms and conditions acceptable to you.

Recently this office was informed that Alf and Ralph S. Dahl of High Noon Mining Company had withdrawn their objection to Application 16096 in consideration of an agreement for joint use of the source of supply covered thereunder.

If you are prepared at this time to proceed with the assignment, we would appreciate being so advised. May we hear from you in this matter at your early convenience.

Very truly yours,

STATE WATER RIGHTS BOARD
LESLIE C. JOPSON, Chief Engineer

By Original signed by
L. C. Spencer
Supervising Hydraulic Engineer

cc: Superintendent
Death Valley National Monument
Death Valley, California

cc: Mr. Joseph E. Taylor
Assistant Regional Solicitor
U. S. Department of Interior
P. O. Box 4291, T&C
Sacramento 21, California

cc: U. S. Department of Interior
National Park Service
Washington 25, D. C.
Attn: A. van V. Dunn, Chief
Water Resources Section

08-17-1956: memo from assistant regional director; subject: proposed water use permit to thad and jo greene. ; august 17, 1956

In reply refer to
L54

BFM
Manbey
Director
McClellan

August 17, 1956

Memorandum

To: Director

From: Assistant Regional Director, Region Four

Subject: Water Rights under Applications 13852, 15539, and 16138, and proposed Water Use Permit to be granted to Thad C. and Jo L. Greene, Death Valley

Attached is copy of Regional Solicitor Burke's memorandum of July 20 on the above subject. It will be seen that Mr. Burke makes particular reference in this case to his "memorandum of July 19 upon the subject of Application 16096" which should be read in connection with that of July 20 on the above applications.

We believe Mr. Burke's letter is self explanatory. Attention is called to the penultimate paragraph in his memorandum suggesting an amendment in 36 C.F.R. 20.25(b) by de-emphasizing "monument lands" and clearly identifying the limitation with patented lands.

Mr. Burke also suggests we give consideration to a regulation in support of a reservation of rights-of-way for all lawful purposes incidental to the administration of the National Monument.

Herbert Maier
Assistant Regional Director

Attachment

Copy to Death Valley
w/copy incoming

BFManbey/jd

FILE COPY

L54

07-17-1956: memo from superintendent of death valley, nm; subject: water rights applications by thad and jo greene; answer to mr

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE

In reply refer to:
L54-L

RECEIVED
NPS, REGION FOUR OFFICE
JUL 23 1956

July 17, 1956

22

	SURNAME	DATE
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OPERATIONS		
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LEGAL	has seen	
Lands	BFM	7/24

Memorandum

To: Regional Director, Region Four

From: Superintendent, Death Valley NM

Subject: Water Rights Under Applications 13852, 15539 and 16138, Thad C. and Jo L. Greene, Death Valley

Wrote W.O. 7/24 BFM

All of the information requested in Mr. Langley's memorandum of June 14, 1956, on the above subject is not yet available but we will furnish what we can at this time. For ready reference we have numbered the paragraphs in Mr. Langley's memorandum and the following numbers correspond to them.

3. The tie from the bolt in the pavement to BM-M165 is shown in the traverse notes on the lower right of Drawing 2086. These can be added to the plan on the left of the sheet.

The land in question is unsurveyed and section lines would have to be projected. Some drawings show M165 as a section corner but Mr. Spaulding questions the accuracy of this assumption and believes that it requires further study.

4. Mr. Spaulding pointed out to the Greenes that the corners of the Art Lode claim as monumented takes the center line off of the vein and discovery monument. The Greenes decided to relocate the east monuments to leave the vein centered and still include Burns and Covered Springs.

5. The actual monuments for the millsite are uncertain, except for the one at the southwest corner that contains location papers. Mr. Spaulding started from this monument and drew the claim according to the description, using an unidentified cairn for orientation. It will require more field work if greater accuracy is necessary.

6. The descriptions were copied from the recorded notices and are as follows:

Greene Millsite, Vol. 67, p.203, located Sept. 6, 1953
Commencing at corner No 1 where this notice is posted, which is about 900 feet northeast from Covered Spring, thence

51

northeasterly 210 feet, thence northwesterly 1000 feet, thence southwesterly 210 feet, thence 1000 feet southeasterly to point of beginning.

Art Lode Claim, Vol. 67, P.209, located Sept. 6, 1953
Commencing at monument where notice is posted, which monument is at the point of discovery on said vein or lode on the center line of this location, we hereby claim 1,100 feet extending in a northeasterly direction. The general course of said vein or lode is northeasterly and southwesterly, as near as can be determined from present developments. Discovery monument is 500 feet from Burns Spring in an easterly direction there from and about 6000 feet from the Death Valley highway.

There are no other conflicting claims of record that we know of.

11. The Greenes have decided to abandon Chucker Spring since they have found no water of any consequence there. This may cancel the need for a water use permit if riparian rights are recognized on the other springs.

Fred W. Binnewies
Superintendent

31

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

IN REPLY REFER TO:
L54-L

RECEIVED
NPS, REGION FOUR OFFICE
JUN 19 1956

	SURNAME	DATE
REG. DIR.		
ASST. R.D.		
OPERATIONS		
ADMIN.		
COOP. ACT.		
INTERP.		
LEGAL	has seen	

SM. wrote Reg. Solicitor 6/21 ✓ Landy 6/21

JUN 14 1956

Memorandum

To: Regional Director, Region Four

From: ACTING Assistant Director

Subject: Water Rights Under Applications 13852, 15539 and 16138, and Proposed Water Use Permit to be Granted to Thad C. and Jo L. Greene, Death Valley

Drawing NM-DV-2086, which was forwarded with memorandum of May 25 from Mr. Manbey, presents several problems when considered with the information supplied by the Associate and Regional Solicitors. Please refer to our separate memorandum concerning Federal Water Right Application 16096, Docket 21, transmitting a copy of Mr. Edward's memorandum of May 31 and Mr. Burke's memorandum of May 3. Mr. Dunn's item 7, in the memorandum concerning Application 16096, did not take cognizance of the fact that the Greenes are entitled to riparian rights to some springs and dependent on appropriative rights to Chucker Spring, but the rest of that memorandum is applicable to the situation hereafter discussed.

Prints from Drawing 2086 would be satisfactory for filing with the proposed amendment of water right applications, with additions hereafter described, if it did not include the blocks for Review and Approval. We suggest that you obtain a negative, paint out those blocks, and then obtain a reproducible ozalid which can be completed in lieu of a tracing. We do not have to file the tracing with the State Engineer of California.

On the topographic map, on left half, the tie from the bolt in road to BM-M165 should be given. Projected section lines should be shown on both the topographic and detailed portion of the drawing. The sections should be projected to agree with those finally accepted for the Emigrant Spring water system and ties on Drawing 2133, which were made to agree with some of the miner's projections at the State Engineers request.

Drawing 2086 indicates that the Greenes propose a complete relocation of the Art Lode Mining Claim and Greene Millsite. Attached is a print of part of the drawing with original claims shown by dashed lines. The original claim appears to have been defined by three markers numbered 5, and three markers numbered 4, all in circles on the drawing, and a No. 4 near building to southwest of new south corner. The point of discovery was off center. The new location will have a line through the middle marker 5, and point of discovery at marker 7, as the center

line. If markers numbered 5 are to be used in new location, the easterly end will have to be made parallel to the line through the three number 5 markers because both ends have to be parallel; but not necessarily at right angles to the sides, which must also be parallel.

The Greene Millsite can be any shape, so long as it is defined by the markers on the ground. Four corners are shown and the markers take precedents over any paper or typed description which does not agree. However, the original location may have to be defined by more than the four markers which are shown.

To have the correct descriptions, we should have copies of recorded notices of the mining claim and the millsite, and the monuments at all corners should be shown on the drawing. The two may not agree, and no refined reconciliation is necessary until, or unless the claims are surveyed by BLM for patent. Technically, the markers and old recorded notices constitute definition of claims and any change of markers should be covered by new location notices which record the date of changes. The importance of the prescribed procedure depends on whether other miners have located other conflicting claims between the dates of original and revised locations.

The Greenes have successorship rights to Burns Spring under Application 13852, and are also entitled to riparian rights of use on the Art Lode Mining Claim. The name of the claim suggests that their title to the claim and riparian rights may have been obtained from Art Detloff. It appears that the mill, or place of use is on both the mining claim and millsite so riparian rights can be asserted on the mining claim. The northeast corner of the millsite will have to be located and shown on the map before we can be absolutely certain that the mill or place of use is actually on the millsite.

The Greenes have their own appropriative right to Covered Spring under Application 15,539, and are also entitled to riparian rights of use at the mill since both are on the mining claim.

It should be noted that Covered and Burns Springs are on the mining claim by any definition possible on Drawing 2086. However, the mill would be half on, and half off of the mining claim if the most easterly of markers 4 and 5 were to define the southeasterly side of that original claim.

Wee Spring is also covered by the Greenes own appropriative rights under Application 15539. They are also entitled to riparian use of waters of that spring if the new rectalinear millsite location is accepted. However, a line from the westerly marker No. 6 to the unnumbered cross on south line of the indicated millsite would exclude Wee Spring from the original millsite and eliminate any basis for riparian

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claims by the Greenes. They have no riparian right to use water from Wee Spring at the mill by virtue of the mill being on the Art Lode Mining Claim.

Chucker Spring is not on those mining and millsite claims shown. The only right to its use, by the Greenes, is now by Federal Water Right Application 16138, and a water use permit which is still to be issued. Under Sec. 20.26 of the existing regulations, the situation is proper.

As stated in the separate memorandum concerning rights of Nichols, Dahl and Ramos, in Trail Canyon, the National Park Service can obtain water from any miner's water system for the Federal needs as a condition in the water use permit, whether appropriative water rights are federally or privately owned, and there is some question as to whether the United States should establish title to appropriative rights on which some miners are dependent while other miners are able to assert adequate riparian rights for their need. The United States can also grant the necessary water use permits for surface developments under miners' riparian rights with a condition to require delivery of water for Federal needs, but the United States would only exercise interest in pipe capacity, and have to appropriate the water for its needs unless the Federal use was to be on the surface of the mining or millsite claim.

Where there are, or may hereafter be appropriative rights for Federal or miners' use, Federal title would still be advantageous. They can usually be maintained more permanently, to cover Federal use, and miners' nonriparian use. Under the applicable mining law and regulations, it is also possible to provide in the water use permit that a Federal appropriative right shall be established to all water diverted by the system. This will not impare parallel riparian rights which some of the miners may be able to assert.

The following basic principles will have to be adopted, and made clear to the miners:

1. No miner has grounds for protest of an appropriative right if he is entitled to riparian rights.

2. Miners who are dependent on appropriative rights will profit by having their priority of use clarified, and will frequently be spared the cost of water right perfection.

3. Miners with present riparian rights will be protected if such riparian use is also covered by appropriative sub-priority in a water use permit, if the state water laws are amended, or if the United States establishes another basis of

29

rights to eliminate the present inferior status of all Federal rights as compared with private riparian rights.

4. The United States may have to pay all costs of appropriative rights if part of the miners can evade them by relying on riparian rights.

It is requested that you obtain the Regional Solicitor's suggestions to this memorandum and that concerning Application 16096 before taking further action on the proposed water use permit for Mr. and Mrs. Greene. Meantime, it is also suggested that the Superintendent and Mr. Spaulding supply the additional data on mining locations and the related markers for both old and new claims. You should also try to obtain the reproducible print of Drawing 2086, as outlined, for use in perfecting the Federal water rights. Mr. Spaulding may also find that the two memoranda will lead to some necessary changes in his pending surveys of interests of Detloff and Dobbins.

Henry Langley

Assistant Director

ACTING

Attachment

Copy to: Regional Director, Region Four, with copy of attachment
Superintendent, Death Valley, with copy of attachment
Field Solicitor McClellan (2), with copy of attachment

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L 54

HARVEY O. BANKS, STATE ENGINEER
CHIEF OF DIVISION

GOODWIN J. KNIGHT
GOVERNOR OF CALIFORNIA

FRANK B. DURKEE
DIRECTOR

STATE OF CALIFORNIA
Department of Public Works
SACRAMENTO

ADDRESS REPLY TO
DIVISION OF WATER RESOURCES
P. O. BOX 1079
SACRAMENTO 5
PUBLIC WORKS BUILDING
1120 N STREET

March 27, 1956

Application 15539

Mr. A. van V. Dunn, Chief
Water Resources Section
U. S. Department of the Interior
National Park Service
Washington 25, D. C.

Dear Mr. Dunn:

Reference is made to your copy of our letter of February 14, addressed to Thad C. and Jo L. Greene, in connection with the assignment of Application 15539 to the National Park Service. By letter dated February 7, of which three copies are enclosed, we have been advised that the applicants have not received from the National Park Service the necessary forms to be executed by them whereby assignment of Application 15539 could be made to the National Park Service.

This Division is extremely desirous of proceeding with further action on Application 15539, and would appreciate an early reply.

Very truly yours,

HARVEY O. BANKS, STATE ENGINEER

By W. R. Gianelli
W. R. Gianelli
Supervising Hydraulic Engineer

Encl.)

cc: Thad C. and Jo L. Greene
Box 4
Trona, California

Docket 22 R5
Folder 2

Thad C. & Jo L. Greene,
Box 4
Trona, Calf.

3/7/56.

Division of Water Resources,
Sacramento 5, Calif.

Dear Mr. Gianelli:

Our application No. 15539 to appropriate water from Covered and Wee Springs has not been assigned to the Nation Park Service. Mr Van Dunn was here last summer and talked to us about it and said that we would have to assign them; and he would send us the necessary papers, and they would issue us a USE PERMIT which would be transferrable. WE HAVE NOT HEARD FROM MR. DUNN SINCE. and as to when this assignment will be made; you guess would be better than mine, for I simply have no idea. These two springs along with Burns spring are all being used every day, they are hooked up to our Tungsten mill and they produce about 3/8 inch water from the three. They are ready for you to check and have been for over a year.

These two springs were applied for before Dec. 23rd, 1953.

Covered Spring is on one of our claims, and when we found it, it was completely covered with wire netting and an old tank, so no animal could possibly get a drink from it.

Wee Spring is on our mill-site, when we found it there was no water showing, no dampness even, but there was green grass (water reed) there and we developed it the same as a well would be, only with a cut into the hill.

I am late in answering this letter as I expected to get up to Sacramento before this time, and now I find it will be another couple of weeks before I can make it, at which time I will come in to see you.

Respectfully,

Jo L. Greene.

Docket 22 RS
Folder 2

02-14-1956: letter to thad and jo greene asking if application 15539 had yet been assigned to the national park service. ; february

Harvey O. Banks
~~STATE ENGINEER~~ STATE ENGINEER
CHIEF OF DIVISION

GOODWIN J. KNIGHT
GOVERNOR OF CALIFORNIA

FRANK B. DURKEE
DIRECTOR

STATE OF CALIFORNIA
Department of Public Works
SACRAMENTO

ADDRESS REPLY TO
DIVISION OF WATER RESOURCES
P. O. BOX 1079
SACRAMENTO 5
PUBLIC WORKS BUILDING
1120 N STREET

February 14, 1956

Application 15539

22

Thad C. and Jo L. Greene
Box 4
Trona, California

COPY

Dear Sir and Madam:

Reference is made to your Application 15539 to appropriate from Covered and Wee Springs located within Death Valley National Monument.

By letter dated June 30, 1954, Mr. A. van V. Dunn of the National Park Service advised this office that your application is subject to assignment to the National Park Service in accordance with the new Death Valley Regulations under Title 36, Chapter 1, Section 20.26, set forth in the Federal Register of December 23, 1953. In view of the foregoing please advise us if your Application 15539 has been assigned to the National Park Service and if not when such an assignment will be made.

Very truly yours,

HARVEY O. BANKS, STATE ENGINEER

By W. R. Gianelli
W. R. Gianelli
Supervising Hydraulic Engineer

cc: Mr. A. van V. Dunn, Chief
Water Resources Section
U. S. Department of the Interior
National Park Service
Washington, D. C.

03-31-1955: letter to fred binnewies enclosed with progress reports for 1953 and 1954 for application 13852;also, progress reports

A. D. EDMONSTON, STATE ENGINEER
CHIEF OF DIVISION

GOODWIN J. KNIGHT
GOVERNOR OF CALIFORNIA

FRANK B. DURKEE
DIRECTOR

STATE OF CALIFORNIA
Department of Public Works
SACRAMENTO

ADDRESS REPLY TO
DIVISION OF WATER RESOURCES
P. O. BOX 1079
SACRAMENTO 5
PUBLIC WORKS BUILDING
1120 N STREET

March 31, 1955

37 36
Applications 13852 and 15539

Mr. Fred W. Binnewies
Superintendent
Death Valley National Monument
Death Valley, California

Dear Mr. Binnewies:

Pursuant to your letter of March 22, 1955, we are enclosing copies of the Progress Reports for the years 1953 and 1954 as submitted by Thad C. Greene and Jo L. Greene, setting forth their use of water from Burns Spring under Application 13852. Application 15539 has not yet been approved and for this reason we have not received any Progress Reports in connection with their use of water thereunder.

Very truly yours,

A. D. EDMONSTON, STATE ENGINEER

By L. C. Jopson
L. C. Jopson
Principal Hydraulic Engineer

Enc.

Docket 22 RS
Folder 2

12-16-1954: letter to mr edmonston regarding application for appropriation of water. ; december 16, 1954

In reply refer to:
54-1

AIR MAIL

December 16, 1954

Mr. A. D. Edmonston
State Engineer
Division of Water Resources
P. O. Box 1079
Sacramento California

Re: Water Right Applications 15539 15558, 13851 & 13852, New Filing by Thad C. & Jo L. Greene New Filing by M. D. Nichols all in Death Valley National Monument

Dear Mr. Edmonston:

By copy of the letter of October 1 to Mr. Nichols from Mr. Gianelli we were advised of the application of the former for the appropriation of water. Mr. Fred W. Binnewies, Superintendent of Death Valley National Monument has also advised of a filing by Thad C. and Jo L. Greene. Both applications were prepared with the assistance of the Superintendent but were inadvertently filed before review by this office and our copies appear to have been lost in the mails.

Since these are the first two applications which are intended to comply with [illegible] water [illegible] procedure under Sec. 20.2[illegible] of the [illegible] regulations as revised and published in the Federal Register of December 2[illegible] it is particularly important to obtain clearance of the [illegible] before the notices are published. Accordingly, please send us copies of both applications including the supporting maps and defer final action on until we advise whether they are satisfactory or should have [illegible] changes. A purchase order and voucher to cover the [illegible] of the Atlas Blue Print Company are [illegible]

[illegible] copy of the letter of December [illegible] to [illegible] concerning title to Burns [illegible] Mr. Bennett was given 30 days in [illegible] opposition of the assignment of interests [illegible] dated Wales on November 30, 1954. With a [illegible] of December [illegible] to the Regional Director from [illegible] Assistant Director of this Service, we sent you a copy of the permit form to be used to authorize the construction [illegible] of water systems under Sec. 20.2[illegible] of [illegible]

We believe that the confused rights to the waters of Burns Spring under Application 13852 will be clarified when Mr. and Mrs. Greene comply with the terms of the permit to be issued to them. They have already indicated that they will assign any interest they might have under a chain of title through Messrs. Bennett and Detloff.

Sincerely yours

SIGNED

A. van V. Dunn
Chief Water Resources Section

Enclosures 2

Copy to: Mr. James H. Bennett
Atlas Blue Print Company
Regional Director, Region Four (detached)
Superintendent, Death Valley NM (3)
Western Office of Design and Construction

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02-05-1954: letter to mr. detloff with copies of correspondence regarding applications for water rights. ; february 05, 1954

GOODWIN J. KNIGHT
GOVERNOR OF CALIFORNIA

A. D. EDMONSTON, STATE ENGINEER
CHIEF OF DIVISION

FRANK B. DURKEE
DIRECTOR

STATE OF CALIFORNIA
Department of Public Works
SACRAMENTO

RECEIVED
1954 FEB 8 AM 8:54

ADDRESS REPLY TO
DIVISION OF WATER RESOURCES
P. O. BOX 1079
SACRAMENTO 5
PUBLIC WORKS BUILDING
1120 N STREET

February 5, 1954

Applications 15539, 15558

Mr. Art Detloff
Box 4
Trona, California

Dear Mr. Detloff:

Enclosed herewith are copies of recent correspondence between this office and the National Park Service concerning applications to appropriate within Death Valley National Monument. Specific reference is made to your Application 15558, a copy of which is also enclosed.

In view of the recently adopted federal regulations involving use of land within Death Valley National Monument, it appears that before land use permit will be issued the National Park Service will require that all applications to appropriate within the monument be assigned to the United States. In view of these developments, it is suggested that you contact the National Park Service and ascertain what specific action regarding assignment and possible amendment is desired in connection with the application.

Very truly yours,

A. D. EDMONSTON, STATE ENGINEER

By L. C. J.
L. C. Jopson
Principal Hydraulic Engineer

Encls.
KLW:ap
cc: Mr. Thomas J. Allen
Assistant Director
Department of the Interior
National Park Service
Washington 25, D. C.

cc: Superintendent
Death Valley National Monument
Death Valley, California

COPY

02-03-1954: letter to thad and jo greene enclosed with copies of correspondence concerning applications to appropriate; applicatio

A. D. EDMONSTON, STATE ENGINEER
CHIEF OF DIVISION

GOODWIN J. KNIGHT
GOVERNOR OF CALIFORNIA

FRANK B. DURKEE
DIRECTOR

STATE OF CALIFORNIA
Department of Public Works
SACRAMENTO

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1120 N STREET

DEATH VALLEY NATIONAL MONUMENT
RECEIVED
FEB 1954
Superintendent's Office

February 3, 1954

Applications 15539, 15558

Thad C. and Jo L. Greene
Box 4,
Trona, California

Dear Sir and Madam:

Enclosed herewith are copies of recent correspondence between this office and the National Park Service concerning Applications to appropriate within Death Valley National Monument. Specific reference is made to your Application 15539, a copy of which is also enclosed.

In view of the recently adopted federal regulations involving use of land within Death Valley National Monument, it appears that before land use permit will be issued the National Park Service will require that all applications to appropriate within the monument be assigned to the United States. In view of these developments, it is suggested that you contact the National Park Service and ascertain what specific action regarding assignment and possible amendment is desired in connection with the application.

Very truly yours,

A. D. EDMONSTON, STATE ENGINEER

By L. C. Jopson
L. C. Jopson
Principal Hydraulic Engineer

KLW:ap
cc: Mr. Thomas J. Allen
Assistant Director
Department of the Interior
National Park Service
Washington 25, D. C.

cc: Superintendent
Death Valley National Monument
Death Valley, California

Docket 22 RS
Folder 2

154-L

State Engineer
Division of Water Resources
Department of Public Works
P. O. Box 1079
Sacramento 5, California

Re: Application 15539
Death Valley National Monument

Dear Sir:

By letter of March 27, Mr. Gianelli has asked about the pending assignments of claims to Covered and Wee Springs, under Application 15539, from Thad C. and Jo L. Greene, to the United States.

This assignment is to be made in accordance with condition number 1 of a Permit for Water Use to be issued under the regulations governing the surface use of lands in Death Valley National Monument (36 C.F.R. 20.26), and the applicable mining laws (48 Stat. 139). The Permit for Water Use will also involve the Greene's rights to Burns Spring under Application 13852, and to Chucker Spring under Federal Water Right Application 16138.

We have also been working on a similar Permit for Water Use to M. D. Nichols, involving rights under Federal Water Right Application 16096. We happened to concentrate on Mr. Nichols' permit and the related Water Right Application first, in order to obtain a model. The instruments have been forwarded to the Superintendent and Regional Director for review, execution, and filing of amended Water Right Applications, if all agree that the instruments are satisfactory.

We shall attempt to complete the permit and water right matters in which Mr. and Mrs. Greene are interested in the very near future. Like Mr. Gianelli, we should like to settle matters so that the permits can be granted on Applications 15539 and 16138, and the proper persons can make the annual Progress Reports which are due on Application 13852 this coming fall.

Sincerely yours,

(SGD) THOMAS J. ALLEN

Assistant Director

Copy to: Thad C. and Jo L. Greene

Regional Director, Region Four, w/c incoming (detached)
Field Solicitor McClellan (2), w/c incoming (detached)
Superintendent, Death Valley, w/c incoming (detached)

Docket 22 RS
Folder 2

OK
K

January 21, 1954

Memorandum

To: Regional Director

From: Superintendent, Death Valley NM

Subject: Pipe-line Permit on Mining Claims of Thad C. and Jo L. Greene

There is enclosed a letter from Thad C. and Jo L. Greene requesting a permit for pipe-lines and other use on their mining claims adjacent to the Journigan Mill Site and to the Emigrant-Wildrose Highway.

While Mrs. Green does not state in her letter that they will transfer the water rights to Covered and Wee Springs, she stated in her interview with the writer that they would do this provided we would grant a permit for the surface use of the lands.

There has been so much controversy over this and the Detlef filings that presumably the Washington Office will wish to make out a permit form as soon as they are satisfied as to the fact that this does not conflict with either National Monument or private interests.

You will note from the map that the mill site is more than a mile from the highway, therefore there should be no trouble from disposal of tailings.

T. R. Goodwin
Superintendent

Enclosures - Map & copy of Mrs. Greene's letter.

In duplicate

Docket 22 RS
Folder 2

Thad C. & Jo L. Greene,
Box 4
Trona, California.

1/14/54.

Mr. T. R. Goodwin,
Superintendent of Death Valley National Monument,
Death Valley, California.

Dear Mr. Goodwin:

We have made application to the Water Resources Board State of California for water from two Springs within the Monument; Application number 15539. They are located about a mile South-West of Death Valley Highway and are on the side of hills in the first Canyon toward Wildrose from the old Journigan Mill, am enclosing a rough sketch as to their approximate location. We call these springs Covered and Wee Springs and we wish to get a surface permit or what-ever permits that are necessary for them. The water is to be used to Mill Scheelite and for domestic use only.

Thanking you, I am,

Very sincerely,

Jo L. Greene.

Jo L. Greene.

Docket 22 RS
Folder 2

Amended Application 15,5398
Amended Application 16,138 ... 15539
Permit .....
License .....

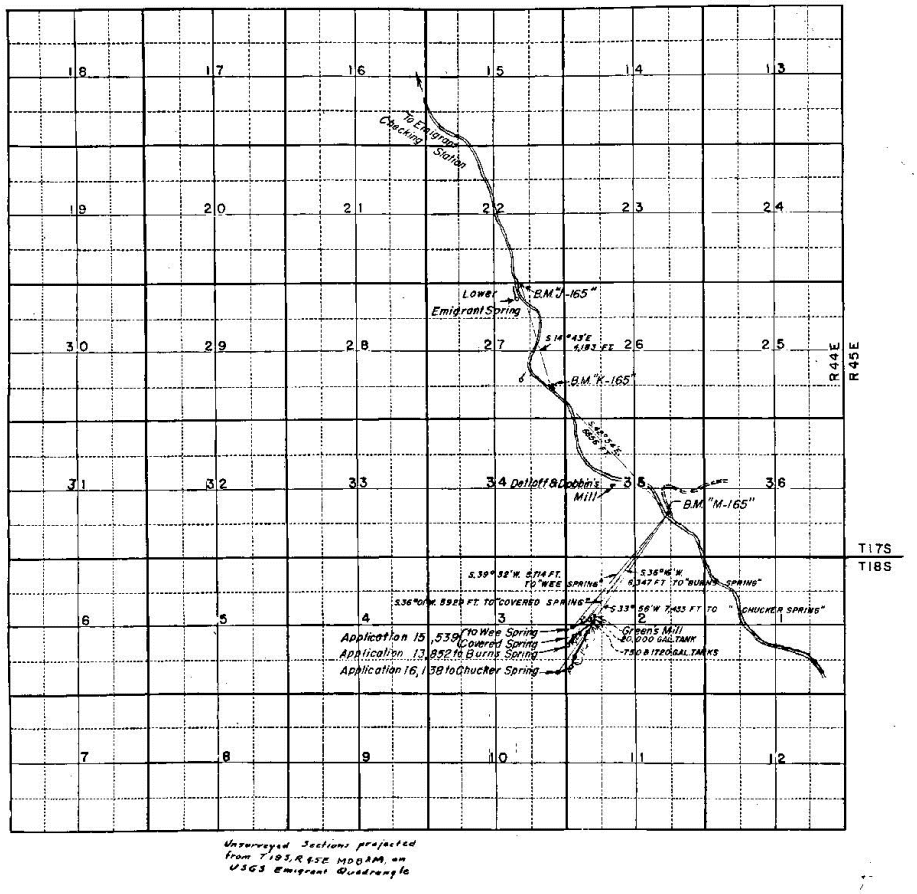
FORM 17-A

STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES

Applicant United States of America ..... Sec's 2 & 3 Township 18 S. Range 44 E , M.D.B.& Meridian

Mapped by Linn S. Spaulding & Gordon W. Robertson County Inyo

NOTE.—Maps are to be drawn on this plat only when total amount of water to be diverted does not exceed three cubic feet per second for direct diversion or two hundred acre-feet per annum for storage. For amounts less than those above stated the average applicant can prepare a very satisfactory map without the aid of a surveyor by observing instructions on the reverse side of this plat.



Unsurveyed Sections projected from T 19 S, R 45 E, MDB&M, on USGS Emigrant Quadrangle

Docket Information

Number of Documents in Docket 169

Documents Dated from 9/14/1953 to 7/19/2012

Docket Compiled: 5/26/2016