



WATER-RIGHT DOCKET

Point Reyes National Seashore

Docket No: 13

UNNAMED STREAM. LICENSE #: 13112, APPL. #: 25504

Preliminary Docket Information

00-00-0000: information regarding application no. a025504, permit no. 018061

Application : A025504

Permit : 018061 **Issued on** September 26, 1980

License : 013112 **Issued on** March 7, 1995

Primary Owner : U S NATIONAL PARK SERVICE

Mail To Owner : U S NATIONAL PARK SERVICE

POINT REYES NATIONAL SEASHORE

Address : 1201 OAK RIDGE DRIVE STE 250, FORT COLLINS, CO 80525-5596

POD Information :

IN SE¼ of NE¼ of projected Section 23, T1N, R8W, MDB&M (Marin County)

Water to be diverted from Unnamed Stream

Tributary PACIFIC OCEAN

Amount :

Maximum Storage : 21.6 acre-feet/ann

Maximum Annual Use : 19.3 acre-feet/ann

Purpose of Use : Domestic

Storage Season : November 1 to April 1

Purpose of Use : Recreational

Storage Season : November 1 to April 1

Purpose of Use : Stockwatering

Storage Season : November 1 to April 1

Purpose of Use : Fire Protection

Storage Season : November 1 to April 1

[FINAL SUBMITTED VERSION]**REPORT OF LICENSEE FOR 2011**

Primary Owner: U S NATIONAL PARK SERVICE

Application Number: A025504

License Number: 013112

Date Submitted: 2012-07-19

1. Project Abandoned

The project has been abandoned and I request revocation of my water right license	No
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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	
Description of type of use changes	
Place of use has changed	
Description of place of use changes	
Other changes	
Description of other changes	

4. Purpose of Use

Domestic	8 persons; 5 acre lawn
Recreational	boat and fishing
Fish and Wildlife Protection and/or Enhancement	wildlife
Irrigation	2.0 Acres Tree Fruit (Other)
Stockwatering	350 cattle

5. Amount of Water Diverted and Used

Month	Amount directly diverted or collected to storage (Acre-Feet)	Amount used (Acre-Feet)
January	3.3	1.6
February	3.3	1.6
March	3.3	1.6
April	3.3	1.6
May	0.0	1.6
June	0.0	1.6
July	0.0	1.6
August	0.0	1.6
September	0.0	1.6
October	0.0	1.6

REPORT OF LICENSEE

http://ciwqs.waterboards.ca.gov/ciwqs/ewrims_online_reporting/lice...

November	3.3	1.6
December	3.3	1.6
Total	19.8	19.2

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

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
Niman/Schell	Yes		No	0.0	Not known.

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	

Conjunctive 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
Captures rainy season discharge; spills every winter. Does not dry out in summer. Amounts of use are estimates; actual capture is probably slightly less than licensed amount due to siltation of reservoir. Declaration: 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.

REPORT OF LICENSEE

http://ciwqs.waterboards.ca.gov/ciwqs/ewrims_online_reporting/lice...

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

[FINAL SUBMITTED VERSION]**REPORT OF LICENSEE FOR 2010**

Primary Owner: U S NATIONAL PARK SERVICE

Application Number: A025504

License Number: 013112

Date Submitted: 2012-07-19

1. Project Abandoned

The project has been abandoned and I request revocation of my water right license	No
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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
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Description of noncompliance with terms and conditions	
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Intake location has been changed

Description of intake location changes

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Description of type of use changes

Place of use has changed

Description of place of use changes

Other changes

Description of other changes

4. Purpose of Use

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Recreational	boat and fishing
Fish and Wildlife Protection and/or Enhancement	wildlife
Irrigation	2.0 Acres Tree Fruit (Other)
Stockwatering	350 cattle

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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
Niman/Schell	Yes		No	0.0	Not known.

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	

Conjunctive 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
Captures rainy season discharge; spills every winter. Does not dry out in summer. Amounts of use are estimates; actual capture is probably slightly less than licensed amount due to siltation of reservoir. 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.

REPORT OF LICENSEE

http://ciwqs.waterboards.ca.gov/ciwqs/ewrims_online_reporting/lice...

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

[FINAL SUBMITTED VERSION]**REPORT OF LICENSEE FOR 2009**

Primary Owner: U S NATIONAL PARK SERVICE

Application Number: A025504

License Number: 013112

Date Submitted: 2012-07-19

1. Project Abandoned

The project has been abandoned and I request revocation of my water right license	No
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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
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Description of noncompliance with terms and conditions	
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3. Changes to the Project

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

Other changes

Description of other changes

4. Purpose of Use

Domestic	8 persons; 5 acre lawn
Recreational	boat and fishing
Fish and Wildlife Protection and/or Enhancement	wildlife
Irrigation	2.0 Acres Tree Fruit (Other)
Stockwatering	350 cattle

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REPORT OF LICENSEE

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November	3.3	1.6
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Total	19.8	19.2

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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
Niman/Schell	Yes		No	0.0	Not known.

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	

Conjunctive 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
Captures rainy season discharge; spills every winter. Does not dry out in summer. Amounts of use are estimates; actual capture is probably slightly less than licensed amount due to siltation of reservoir. 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.

REPORT OF LICENSEE

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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

[FINAL SUBMITTED VERSION]**REPORT OF LICENSEE FOR 2008**

Primary Owner: U S NATIONAL PARK SERVICE

Application Number: A025504

License Number: 013112

Date Submitted: 2012-07-19

1. Project Abandoned

The project has been abandoned and I request revocation of my water right license	No
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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
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Description of noncompliance with terms and conditions	
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3. Changes to the Project

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

Other changes

Description of other changes

4. Purpose of Use

Domestic	8 persons; 5 acre lawn
Recreational	boat and fishing
Fish and Wildlife Protection and/or Enhancement	wildlife
Irrigation	2.0 Acres Tree Fruit (Other)
Stockwatering	350 cattle

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April	3.3	1.6
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June	0.0	1.6
July	0.0	1.6
August	0.0	1.6
September	0.0	1.6
October	0.0	1.6

REPORT OF LICENSEE

http://ciwqs.waterboards.ca.gov/ciwqs/cwrims_online_reporting/lice...

November	3.3	1.6
December	3.3	1.6
Total	19.8	19.2

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

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
Niman/Schell	Yes		No	0.0	Visual estimate

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	

Conjunctive 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
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Additional Remarks
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REPORT OF LICENSEE

http://ciwqs.waterboards.ca.gov/ciwqs/ewrims_online_reporting/lice...

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

[FINAL SUBMITTED VERSION]**REPORT OF LICENSEE FOR 2007**

Primary Owner: U S NATIONAL PARK SERVICE

Application Number: A025504

License Number: 013112

Date Submitted: 2012-07-19

1. Project Abandoned

The project has been abandoned and I request revocation of my water right license	No
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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
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Description of noncompliance with terms and conditions	
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3. Changes to the Project

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

Other changes

Description of other changes

4. Purpose of Use

Domestic

8 persons; 5 acre lawn

Recreational

boat and fishing

Fish and Wildlife Protection and/or Enhancement

wildlife

Irrigation

2.0 Acres Tree Fruit (Other)

Stockwatering

350 cattle

5. Amount of Water Diverted and Used

Month	Amount directly diverted or collected to storage (Acre-Feet)	Amount used (Acre-Feet)
January	3.3	1.6
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May	0.0	1.6
June	0.0	1.6
July	0.0	1.6
August	0.0	1.6
September	0.0	1.6
October	0.0	1.6

REPORT OF LICENSEE

http://ciwqs.waterboards.ca.gov/ciwqs/ewrims_online_reporting/lice...

November	3.3	1.6
December	3.3	1.6
Total	19.8	19.2

6. Maximum Rate of Diversion for each Month	
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May	
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July	
August	
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October	
November	
December	

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
Niman/Schell	Yes		No	0.0	Not known.

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	

Conjunctive 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
Captures rainy season discharge; spills every winter. Does not dry out in summer. Amounts of use are estimates; actual capture is probably slightly less than licensed amount due to siltation of reservoir. 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.

REPORT OF LICENSEE

http://ciwqs.waterboards.ca.gov/ciwqs/ewrims_online_reporting/lice...

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



PORE

N. M. ...

EDWARD G. BROWN JR.
COMPTROLLERMATTHEW RODRIGUEZ
CLERK/VICE 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:** A025504 **License No.** 013112

First three Sources listed:	Counties:
UNST	Marin

Direct Diversion Rate: 0.000 Gallons per Day **Collection to Storage Amount:** 21.600 AC-FT**LICENSEE REPORTING FOR 2011**

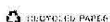
As indicated in the California Code of Regulations title 23, section 847, the State Water Resources Control Board (State Water Board) requires annual reporting of water diversion and use under licenses. The State Water Board has historically required these reports to be filed once every three years in 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): **A025504**Password (Reporting Identifier): **492565**

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

CHARLES R. HOPPIN, CHAIRMAN | THOMAS HOWARTH, EXECUTIVE DIRECTOR

1001 I Street, Sacramento, CA 95814 | Mailing Address: P.O. Box 100, Sacramento, CA 95812-0100 | www.waterboards.ca.gov

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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



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) 341-5320
Mailing Address: P.O. Box 2000 ♦ Sacramento, California ♦ 95812-2000
FAX (916) 341-5430 ♦ Web Site Address: <http://www.waterboards.ca.gov>



Edmund G. Brown Jr.
Governor

NOTICE TO WATER RIGHT LICENSEE

Application ID: A025504

License No. 13112

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): UNST in Marin County

Direct Diversion Rate: 0 Gallons per Day **Collection To Storage Amount:** 21.6 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: **A025504**
Password: **7C2D6B**

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, those 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

California Environmental Protection Agency

**Notice to Water Right Licensee
Licensee Reporting for 2010**

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February 2011

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

Return completed Report to:

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. BOX 2000
SACRAMENTO, CA 95812-2000Or file Report online at: http://ciwqs.waterboards.ca.gov/ewrms/ewrms_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: A025504

LICENSE NO: 013112
CONTACT PHONE NO: 970-225-3500PRIMARY 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

UNST

Marr

MAX DIRECT DIVERSION RATE: 0 Gallons per Day
MAX COLLECTION TO STORAGE AMOUNT: 21.6 AC-FT
WATER RIGHT FACE VALUE: 19.3 AC-FT

LICENSED USE(S) OF WATER

(First 4 uses displayed below)

Domestic
Stockwatering
Recreational
Fire ProtectionACRES
(AC)
0.0
0.0
0.0
0.0DIRECT DIVERSION SEASON
(month/day to month/day)COLLECTION TO STORAGE SEASON
(month/day to month/day)11/1 to 4/1
11/1 to 4/1
11/1 to 4/1
11/1 to 4/1☐ 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.

- ☐ YES ☐ NO I have currently reviewed my water right license.
- ☐ YES ☐ NO I am complying with all terms and conditions listed in the license. Identify any noncompliance under "Remarks" on the reverse side.
- ☐ 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 BENEFICIALLY 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/ewrms/ewrms_online_reporting/login.jsp and log-in using the Water Right ID and Password provided below.

Water Right ID: A025504

Password: 7C2D6B

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 ewrms@waterboards.ca.gov.

Please Detach This Portion

App ID No. A025504

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 appropriate 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 appropriate 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)

12/2009

REPORT OF LICENSEE FOR 2007, 2008, 2009

PAGE 2

State Water Resources Control Board
DIVISION OF WATER RIGHTS
P.O. Box 2000 SACRAMENTO, CA 95812-2000
901 P STREET, SACRAMENTO, CA
(916) 657-1384 FAX: (916) 657-1485



REPORT OF LICENSEE FOR 1995, 1996, 1997

OWNER OF RECORD: U S NATIONAL PARK SERVICE

APPLICATION: A025504

U S NATIONAL PARK SERVICE
POINT REYES NATIONAL SEASHORE
1201 OAK RIDGE DR STE 250
FORT COLLINS, CO 80525-5596

LICENSE: 013112

TELEPHONE NUMBER:
(970) 225-3500

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

SOURCE:

COUNTY:

UNST

MARIN

PURPOSE:

DIVERSION/STORAGE SEASON:

ACRES/HP:

DOMESTIC
RECREATIONAL
STOCKWATERING
FIRE PROTECTION

/ NOV 01 TO APR 01 0 AC
/ NOV 01 TO APR 01 0 AC
/ NOV 01 TO APR 01 0 AC
/ NOV 01 TO APR 01 0 AC

AMOUNT: 0

21.6 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 ☒ NO ☐. I am complying with the conditions of my license: YES ☒ 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 ☒

COMPLETE FOR DIRECT DIVERSION PROJECTS

- Have you used the full licensed amount of water each year? YES ☐ NO ☒.
- 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
1995	X	X	X	X	X	X	X	X	X	X	X	X	
1996	X	X	X	X	X	X	X	X	X	X	X	X	
1997	X	X	X	X	X	X	X	X	X	X	X	X	

COMPLETE FOR STORAGE PROJECTS

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

1995	1996	1997
YES	YES	YES
N/A	N/A	N/A
NO	NO	NO
4 FT	4 FT	4 FT

(Continues on reverse side)

1997

NOV 9 1999

USE (COMPLETE FOR ALL PROJECTS)

(see page 1 for year of use)

7. Acreage irrigated			NONE
8. Stockwatering - number of stock			200
9. Domestic - number of persons			12
garden area, etc.			16 ACRES
10. Recreational - nature of use			FISHING
11. Industrial - nature of use			
12. Municipal - approximate population			
13. Power generation - K.W.			
14. Other			FIRE PROTECTION STOCK

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: NONE

18. If credit toward beneficial use of water under this license for water not used due to a conservation effort is claimed under Section 1011 of the Water Code, please show the amounts of water conserved:

19 _____ (at/mg) 19 _____ (at/mg) 19 _____ (at/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 [X].

20. If credit toward use under this license 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 _____ (at/mg) 19 _____ (at/mg) 19 _____ (at/mg)

CONJUNCTIVE USE OF SURFACE WATER AND GROUNDWATER

21. Are you now using groundwater in lieu of surface water? YES [] NO []

22. If credit toward use under this license through substitution of groundwater in lieu of appropriated water is claimed under Section 1011.5 of the Water Code, please show the amounts of groundwater used:

19 _____ (at/mg) 19 _____ (at/mg) 19 _____ (at/mg)

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

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

Date: _____ Sign Here: _____

LICENSEE (OR AGENT OR DESIGNEE)

REPORT OF LICENSEE - PAGE 2

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



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

License for Diversion and Use of Water

Page 1 of 4
APPLICATION 25504

PERMIT 18061

LICENSE **13112**

THIS IS TO CERTIFY, That

U.S. National Park Service
Water Resources Division
1201 Oak Ridge Drive, Suite 250
Fort Collins, CO 80525

has made proof as of **August 25, 1992** (the date of inspection) to the satisfaction of the State Water Resources Control Board of a right to the use of the water of
an **Unnamed Stream in Marin County**

tributary to **Pacific Ocean**

for the purpose of **Domestic, Stockwatering, Recreational, and Fire Protection uses**

under Permit **18061** 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 13, 1977** 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 **twenty-one and six-tenths (21.6)** acre-feet per annum to be collected from **November 1** of each year to **April 1** of the succeeding year. The maximum withdrawal in any one year shall not exceed **19.3** acre-feet.

This license does not authorize collection of water to storage outside of the specified season to offset evaporation and seepage losses or for any other purpose.

(0000005)

THE POINT OF DIVERSION OF SUCH WATER IS LOCATED:

South 2,450 feet and West 950 feet from NE corner of projected Section 23, T1N, R8W, MDB&M, being within SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 23.

Application 25504
Page 2 of 4

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

Recreational and fire protection uses at reservoir within $SE\frac{1}{4}$ of $NE\frac{1}{4}$ of projected Section 23, domestic use at 3 residences and grounds within $S\frac{1}{2}$ of $NE\frac{1}{4}$ of projected Section 23, and stockwatering use at various locations within projected Section 22, projected Section 23, and projected Section 26, all within T1N, R8W, MDB&M, as shown on map on file with State Water Resources Control Board.

APPLICATION 25504
Page 3 of 4

PERMIT 18061

LICENSE

13112

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

The quantity of water diverted under this license is subject to modification by the Board if, after notice to the licensee and an opportunity for hearing, the Board finds that such modification is necessary to meet water quality objectives in water quality control plans which have been or hereafter may be established or modified pursuant to Division 7 of the Water Code. No action will be taken pursuant to this paragraph unless the Board finds that (1) adequate waste discharge requirements have been prescribed and are in effect with respect to all waste discharges which have any substantial effect upon water quality in the area involved, and (2) the water quality objectives cannot be achieved solely through the control of waste discharges.

Pursuant to California Water Code Sections 100 and 275 and the common law public trust doctrine, 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 protect public trust uses and to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.

This continuing authority of the Board may be exercised by imposing specific requirements over and above those contained in this license with a view to eliminating waste of water and to meeting the reasonable water requirements of licensee without unreasonable draft on the source. Licensee may be required to implement a water conservation plan, features of which may include but not necessarily be limited to: (1) reusing or reclaiming the water allocated; (2) using water reclaimed by another entity instead of all or part of the water allocated; (3) restricting diversions so as to eliminate agricultural tailwater or to reduce return flow; (4) suppressing evaporation losses from water surfaces; (5) controlling phreatophytic growth; and (6) installing, maintaining, and operating efficient water measuring devices to assure compliance with the quantity limitations of this license and to determine accurately water use as against reasonable water requirement for the authorized project. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such specific requirements are physically and financially feasible and are appropriate to the particular situation.

The continuing authority of the Board also may be exercised by imposing further limitations on the diversion and use of water by the licensee in order to protect public trust uses. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such action is consistent with California Constitution Article X, Sec. 2; is consistent with the public interest and is necessary to preserve or restore the uses protected by the public trust.

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.

APPLICATION 25504
Page 4 of 4

PERMIT 18061

LICENSE **13112**

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.

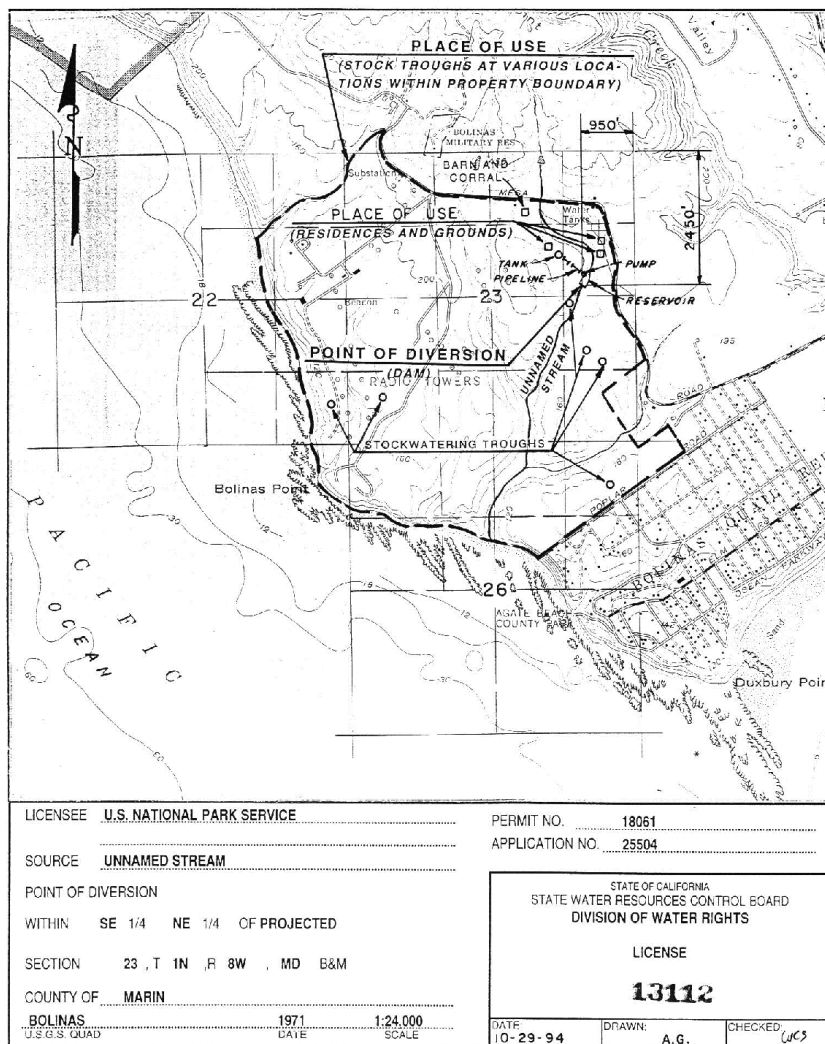
Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined 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: MARCH 7 1995

STATE WATER RESOURCES CONTROL BOARD

ORIGINAL SIGNED
BY DAVID R. BERINGER

 Chief, Division of Water Rights



State of California
State Water Resources Control Board
DIVISION OF WATER RIGHTS
901 P Street, Sacramento, CA 95814
P.O. Box 2000, Sacramento, CA 95812

REQUEST FOR LICENSE

APPLICATION 25504

PERMIT 18061

SUBJECT TO THE APPROVAL BY THE STATE WATER RESOURCES CONTROL BOARD

U. S. Department of the Interior

National Park Service
Water Resources Division
1201 Oakridge Dr., Suite 250
Fort Collins, CO 80525

HAVING MADE PROOF OF August 25, 1992 (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 THE USE OF THE WATERS OF
an Unnamed Stream in Marin County
Tributary to Pacific Ocean

FOR THE PURPOSE OF: Domestic, Stockwatering Recreational and Fire Protection uses

UNDER PERMIT 18061 THE PRIORITY OF WHICH DATES FROM September 13, 1977

BY BENEFICIAL USE IN THE AMOUNT OF: twenty-one and six-hundredths (21.6) acre-feet per annum
to be collected from November 1 of each year to April 31 of the succeeding year.

This license does not authorize collection of water to storage outside of the specified season
to offset evaporation and seepage losses or for any other purpose. (0000005)

THE POINT OF DIVERSION OF SUCH WATER IS LOCATED:

South 2,450 feet and East 950 from NE cor. Section 23, T1N, R8W, MDB&M, being within SE¼ of
NE¼ of said Section 23.

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

At reservoir within SE¼ of NE¼ of Section 23, T1N, R8W, MDB&M, as shown on map on file with
State Water Resources Control Board.

CLAUSES REQUIRED

THIS REQUEST FOR LICENSE IS MADE SUBJECT TO BOARD APPROVAL OF ANY PETITION NOTED ABOVE AND,
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 CHANGES.

PLEASE NOTE BEFORE SIGNING:

A LICENSE IS THE FINAL CONFIRMATION OF THE WATER RIGHT AND AMOUNT AND SEASON AS LIMITED BY THE
LICENSE CANNOT BE INCREASED. EXCEPT AS AUTHORIZED BY THE LICENSE, ALL OTHER RIGHTS UNDER THE
PERMIT ARE EXTINGUISHED.

SIGNATURE


PERMITTEE OR HIS REPRESENTATIVE

DATE

27 May 93

INSPECTED BY:



CHECKED BY:

Senior Engineer

State Water Resources Control Board
DIVISION OF WATER RIGHTS
P.O. BOX 2000 SACRAMENTO, CA 95810
901 P ST. SACRAMENTO, CA
(916) 324-6626

PROGRESS REPORT BY PERMITTEE FOR 1988

OWNER OF RECORD:

APPLICATION: 025504

U S NATIONAL PARK SERVICE
WESTERN REGION
DIVISION OF LAND RESOURCES
P O BOX 36063
SAN FRANCISCO, CA 94102

PERMIT: 018061

TELEPHONE NUMBER:
(415) 556-8373

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

SOURCE:

COUNTY:

UNNAMED STREAM

MARIN

PURPOSE:

DIVERSION/STORAGE SEASON:

ACRES/HP:

DOMESTIC	// NOV 01 TO APR 01	64.0 AC
IRRIGATION	// NOV 01 TO APR 01	65.0 AC
RECREATION	// NOV 01 TO APR 01	.0 AC
STOCKWATERING	// NOV 01 TO APR 01	.0 AC

AMOUNT: 0.000

21.6 AC-FT

COMPLETE USE BY: 12/31/1990

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 []. I certify any noncompliance by permit term number under "Remarks" on reverse side. This report is important in providing a record of use needed in establishing your water right. It should be filled out carefully and returned promptly to the above address.

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

CONSTRUCTION WORK

1. Has construction work commenced? YES [X] NO []. Is construction completed? YES [X] NO [].
2. If incomplete, describe briefly the work done, including cost: Repair Spillway

3. If not completed, give estimated date of completion: October 1987

4. What percent of construction work remains to be done? _____ Explain: _____

USE OF WATER

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

- (a) [X] Irrigation 2 acres Apple-Pear Orchards Total acres irrigated Name of crops served and acreage of each
(b) [X] Stockwatering 350 cattle Number of animals (f) [X] Recreational Boating and Fishing Boating, fishing, water contact sports
(c) [] Industrial Nature of use (g) [] Power generation Installed horsepower capacity
(d) [X] Domestic 8 people, 5 acres lawn Number of persons, area of garden, lawn, etc. (h) [X] Other Wildlife
(e) [] Municipal Approximate population

2. 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	

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

STORAGE PROJECTS ONLY

1. Did your reservoir spill this year? YES [X] 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? _____

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

MUNICIPAL, COMMUNITY, OR SUBDIVISION PROJECTS ONLY

CONSERVATION OF WATER

1. How many service connections to date? _____ Total population served by the water system: _____
2. Estimated number of service connections under full use: _____
3. Are the connections individually metered; YES ☐ NO ☒.
4. Do you plan to meter the connections? YES ☐ NO ☒. When? _____
5. 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").
6. Is water service provided to an area or subdivision including a recreational reservoir: YES ☐ NO ☒.
7. Name of area or subdivision so served: _____
8. State surface area at maximum water level in recreational reservoir(s) referred to in 16. Identify surface area(s) by name of dam or reservoir: _____
9. 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") ☐.
10. 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") ☐.
11. 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") ☐.
12. 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") ☐.
13. Describe any water conservation efforts you may have started: _____
14. If credit toward beneficial use of water under this permit for water not used due to a conservation effort is claimed under Water Code Section 1011, please show the amounts of water conserved (acre feet or mg.): _____

WATER QUALITY AND WASTEWATER RECLAMATION

1. Describe methods you are using to minimize erosion and to prevent the entry of silt into surface waters: Fenced Drainage
Upstream of Storage
2. After use, the water is (1) retained in reservoir ☐; (2) discharged into a stream or lake ☐; (3) discharged into settling ponds ☐; (4) other ☒. Describe: Domestic to septic outside drainage; Irrigation water is totally used
3. Does or will water being discharged contain waste materials? ☐ YES ☒ NO.
(1) Domestic ☐; (2) Municipal ☐; (3) Industrial ☐; (4) Agricultural ☐; (5) Other ☐. Describe: _____
4. 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: _____
5. O THE EXTENT THE FOLLOWING QUESTIONS APPLY TO YOUR PERMIT, PLEASE ANSWER IN REMARKS SECTION BELOW.
6. Are you now or have you been using reclaimed water from a wastewater treatment facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? ☐ Yes ☒ No.
If credit toward use under this water right through substitution of reclaimed or polluted water in lieu of appropriated water is claimed under Section 1010 of the Water Code, please show the amounts of reclaimed water used.
7. Are you now or have you been reclaiming or reusing any of the water appropriated under this right? ☐ Yes ☒ No.
If Yes, please describe: _____
8. 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? N/A
9. What is the current potential for reusing the appropriated water to satisfy part of your water needs? Good but not doing at
this time
10. 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.)

5a) Plan to develop 15 acres of irrigated pasture

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

Dated: 15 Nov 89 at Fort Collins, Colo 80521 (Location) (State)
Sign here: [Signature]
PERMITTEE (OR AGENT OR DESIGNEE)

PROGRESS REPORT BY PERMITTEE - PAGE 2

5. JUSTIFICATION OF AMOUNT

- a. IRRIGATION: Maximum acreage to be irrigated in any one year will be _____ acres.

CROP	ACRES	METHOD OF IRRIGATION (Sprinklers, flooding, etc.)	ACRE-FEET (per year)	NORMAL SEASON	
				Beginning Date	Ending Date
PASTURE	65	SPRINKLERS	30	MAY 1	NOV 1

- b. DOMESTIC: The number of residences to be served 3. Separately owned: YES ☐ NO ☒
 The total number of people to be served 10. Estimated daily use per person 100 (gallons per day)
 The total area of domestic lawns and gardens 150,000 (square feet)
 Miscellaneous domestic uses DUST CONTROL, FEEDLOT, MUSHROOM FARM
 (Dust control area, Number and kind of domestic animals, etc.)
- c. STOCKWATERING: Kind of Stock CATTLE. Maximum Number 350. Describe type of operation (feed lot, dairy, range, etc.)
RANGE CATTLE, FEEDLOT, GROWING PENS
- d. RECREATIONAL: Type of recreation: Fishing ☒, Swimming ☒, Boating ☐, Other ☐.
 (Submit "Supplement to Application", form SWRCB 1-1, for justification of amount for uses not listed above.)

6. DIVERSION WORK

- a. Diversion will be by pumping from ON STREAM EARTH DAM Pump discharge rate _____ Horsepower 1 hp Domestic
 (sump, offset well, channel, reservoir, etc.) (cfs/gpd)
- b. Diversion will be by gravity by means of EARTH FILL DAM
 (pipe in unobstructed channel, pipe through dam, siphon, gate, etc.)
- c. Estimated total cost of the diversion works proposed is _____
 (Give only cost of intake, or headworks, pumps, storage reservoirs, and main conduits.)
- d. Main conduit from diversion point to first lateral or offstream storage reservoir:

CONDUIT (Pipe or channel)	MATERIAL (Kind of Pipe or channel lining)	CROSS SECTIONAL DIMENSION (Pipe diameter or ditch depth and top and bottom width)	LENGTH (feet)	TOTAL LIFT OR FALL		CAPACITY (estimated)
				(feet)	(+ or -)	
	<u>20</u>					

- e. The following applies to storage reservoirs: (For reservoirs having a capacity of 25 acre-feet or more, complete supplemental form SWRCB 1-1.)

Name or number of reservoir, if any	DAM				RESERVOIR		
	Height of dam from streambed to spillway level (ft.)	Material construction	Dam Length (ft.)	Freeboard Dam height above spillway crest (ft.)	Approximate surface area when full (acres)	Approximate capacity (acre-feet)	Max. water depth
	<u>20</u>	<u>EARTH</u>	<u>390</u>	<u>4</u>	<u>3.6</u>	<u>42</u>	<u>21</u>

- f. If water will be stored and the reservoir is not at the diversion point, the maximum rate of diversion to offstream storage will be _____ cfs.
 Diversion to offstream storage will be made by pumping ☐ gravity ☐.

7. PLACE OF USE

- a. Applicant owns the land where the water will be used: YES ☒ NO ☐. Land is in joint ownership: YES ☐ NO ☒.
 All joint owners should include their names as applicants and sign the application. If applicant does not own land where the water will be used, give name and address of owner and state what arrangements have been made with the owner.

USE IS WITHIN (40-acre Subdivision)	SECTION	TOWNSHIP	RANGE	BASE AND MERIDIAN	IF IRRIGATION	
					State Number of Acres	Presently cultivated (Yes or No)
<u>NW 1/4 of SE 1/4</u>	<u>23</u>	<u>1N</u>	<u>8W</u>	<u>MD</u>	<u>10</u>	<u>NO</u>
<u>SW 1/4 of SE 1/4</u>	<u>23</u>	<u>1N</u>	<u>8W</u>	<u>MD</u>	<u>10</u>	<u>NO</u>
<u>SE 1/4 of SE 1/4</u>	<u>23</u>	<u>1N</u>	<u>8W</u>	<u>MD</u>	<u>25</u>	<u>NO</u>
<u>NW 1/4 of NE 1/4</u>	<u>26</u>	<u>1N</u>	<u>8W</u>	<u>MD</u>	<u>20</u>	<u>NO</u>
<u>1/4 of 1/4</u>						
<u>1/4 of 1/4</u>						

* PROJECTED USE

If area is unsurveyed, state the location as if lines of the public land survey were projected. If space does not permit listing all 40-acre tracts, include on another sheet or state sections, townships and ranges, and show detail on map. For public districts or other extremely large areas, see Page 16 of instruction booklet "How to File an Application to Appropriate Water in California".

8. COMPLETION SCHEDULE

- a. What year will work start 1977? b. What year will work be completed 1977?
 c. What year will water be used to the full extent intended 1987? d. If complete, year of completion 1977?
EARTH DAM COMPLETED IN 1977
IRRIGATION WORKS TO BE INSTALLED IN 1987

(ATTACH SUPPLEMENTAL SHEETS HERE)

9. GENERAL

- a. What is the name of the post office most used by those living near the proposed point of diversion? BOLINAS
- b. Does any part of the place of use comprise a subdivision on file with the State Department of Real Estate? YES ☒ NO ☐. If Yes, state name of subdivision _____ If No, is subdivision of these lands contemplated? YES ☐ NO ☒. Is it planned to individually meter each service connection? YES ☐ NO ☐. If Yes, when? _____
- c. Have you consulted the California Department of Fish and Game concerning this proposed project? YES ☒ NO ☐. If Yes, state the Department's opinion concerning the potential effects of your proposed project on fish and other wildlife and state measures required for mitigation NO EFFECTS
- If No, state the effects on fish and other wildlife you foresee as potentially arising from your proposed project. _____
NONE - ONLY POSITIVE
- d. Please name other public agencies, if any, from which you have obtained or are required to obtain approvals regarding this project:
COUNTY OF MARIQUITA, CAL COASTAL COMMISSION, SOIL CONSERVATION SERVICE
- e. What are the names and addresses of diverters of water from the source of supply downstream from the proposed point of diversion?
NONE
- f. Is the source used for navigation, including use by pleasure boats, for a significant part of each year at the point of diversion, or does the source substantially contribute to a waterway which is used for navigation, including use by pleasure boats?
No.

10. EXISTING WATER RIGHT

Do you claim an existing right for the use of all or part of the water sought by this application? YES ☐ NO ☒If yes, complete table below APPLICATION 25504 IS FOR 21 ACRE FEET - THIS APPLICATION IS FOR ADDITIONAL 21 ACRE FEET OR EXCESS CAPACITY

Nature of Rights (riparian, appropriative, groundwater)	Year of First Use	Purpose of use made in recent years including amount, if known	Season of Use	Source	Location of Point of Diversion
<u>APPROPRIATIVE</u>	<u>1978</u>	<u>10 ACRE FEET, DOMESTIC</u>	<u>YARD</u>	<u>WATERS</u>	<u>EARTH DAM</u>
		<u>STEAK WATER, MUSHROOM</u>			
		<u>PARM</u>			

11. AUTHORIZED AGENT (Optional)

WATER CONTROL LANDSCAPE SEASON OF COLLECTION
NOV-MAY

With respect to: ☒ All matters concerning this water right application, ☐ those matters designated as follows: _____

Name Gerard S. Witucki Address 301 So. Howes St, Rm 335
Ft Collins, Colo Zip Code: 80521 - (303) 221-5341

is authorized to act on my behalf as my agent.

(Telephone No. of agent between 8 a.m. and 5 p.m.)

12. SIGNATURE OF APPLICANT

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

Dated Dec 18 19 68, at Ft. Collins, Colorado

Ms. Mr.

Miss, Mrs.

(Signature of applicant) (Refer to Section 671 of the Board's regulations)

(303) 221-5341

If applicants are members of the same family
(i.e., husband, wife, mother, father, son,
brother, sister, etc.) or reside at the same
address, please indicate their relationship:

Ms. Mr.

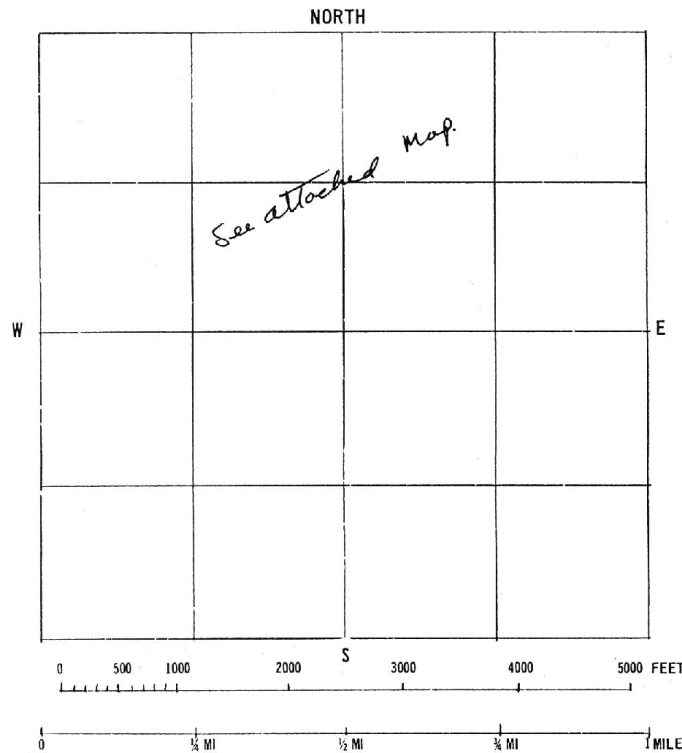
Miss, Mrs.

(Signature of applicant) (Refer to Section 671 of the Board's regulations)

Additional information needed for preparation of this application may be found in the leaflet entitled "HOW TO FILE AN APPLICATION TO APPROPRIATE WATER IN CALIFORNIA". If there is insufficient space for answers in this form, attach extra sheets. Please cross reference all remarks to the numbered item to which they may refer. Send application in duplicate to the STATE WATER RESOURCES CONTROL BOARD, DIVISION OF WATER RIGHTS, P. O. Box 2000, Sacramento, CA 95810, with \$100 minimum filing fee.

13. Application Map (Please complete legibly, with as much detail as possible)
(See example in instruction booklet)

SECTION(S) 23 TOWNSHIP 14 RANGE 8W ; MD B&M



- (1) Show location of the spring or stream, and give name.
- (2) Show location of the main ditch or pipe line.
- (3) Indicate clearly the proposed place of use of the water.
- (4) Locate and describe the point of diversion (i.e., the point at which water is to be taken from the stream or spring) in the following way: Begin at the most convenient known corner of the public land survey, such as a section or quarter section corner (if on unsurveyed land more than two miles from a section corner, begin at a mark or some natural object or permanent monument that can be readily found and recognized) and measure directly north or south until opposite the point which it is desired to locate; then measure directly east or west to the desired point. Show these distances in figures on the map as shown in the instructions.

14. Environmental Information

An Environmental Information form provided by the State Water Resources Control Board should be completed and attached to this application.

APPLICATION NO. 25504

SUPPLEMENT TO APPLICATION

(This supplement is required for uses other than irrigation, domestic, stockwatering, and recreation and for surface storage of 25 acre-feet or more.)

5. JUSTIFICATION of AMOUNT

e. MUNICIPAL: Estimated projected use:

POPULATION		MAXIMUM MONTH		ANNUAL USE	
5-year periods until use is completed		Average daily use per capita (gal.)	Rate of Diversion (cfs)	Average daily use (gal. per capita)	Total Acre-feet
PERIOD	POP.				
Present					
19					
19					
19					
19					

Month of maximum use during year _____. Month of minimum use during year _____.

Is it planned to individually meter each service connection? YES ☐ NO ☐. If so, when? _____

f. HEAT CONTROL: The total area of heat protection is _____ acres. Type of crop protected _____.

Rate at which water is applied to use: _____ (gpm) (cfs) (circle one)

The heat protection season will begin about _____ (beginning date) and end about _____ (ending date).

g. FROST PROTECTION: The total area of frost protection is _____ acres. Type of crop protected _____.

Rate at which water is applied to use: _____ (gpm) (cfs) (circle one)

The frost protection season will begin about _____ (beginning date) and end about _____ (ending date).

h. INDUSTRIAL USE: Type of industry _____.

Basis of determination of amount of water needed _____.

i. MINING: The name of the mine is _____ (name of claim). Patented ☐ or Unpatented ☐.

The nature of the mine is _____. Mineral to be mined is _____.

Type of milling or processing _____.

After use, the water will be discharged into _____ (name of stream).

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

j. POWER USE: The total fall to be utilized is _____ feet. 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 _____ (cubic feet per second x fall ÷ 8.8).

The use to which 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.

After use, the water will be discharged into _____ (name of stream) in _____ (state 40-acre subdivision) of

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

k. OTHER: Describe use: _____. Basis of determination of amount of water needed: _____.

6. DIVERSION WORKS (Storage Reservoirs)

The following applies to storage reservoirs having a capacity of 25 acre-feet or more: _____

Diameter of outlet pipe (inches)	Length of outlet pipe (feet)	Vertical distance between entrance and exit of outlet pipe (feet) Fall	Vertical distance from spillway to outlet pipe in reservoir (feet) Head	Estimated storage below outlet pipe entrance (Dead storage)
8"	150'	5	17	3.5 AP

STATE OF CALIFORNIA

APPLICATION NO. 25504State Water Resources Control Board
DIVISION OF WATER RIGHTS

ENVIRONMENTAL INFORMATION

The following information will aid in our environmental review of your application, as required by state environmental protection laws. Your assistance in providing this information will shorten the time required by us to act on your application. (If you need more space for your answers, please attach extra sheets.)

I. PROJECT AND SITE CHARACTERISTICS

1. Describe the current land use and vegetation types at the point of water diversion and place where the water is to be used. Attach photographs of these areas. Please date and label photos.

LIVESTOCK RANCH, COASTAL BRUSH AND GRASSES
WITH SOME GROUPS OF EUCALYPTUS TREES AND OTHER
NATIVE TREES, THREE HOMES, FEEDLOT, HORSE
FACILITY AND MUSHROOM GROWING BARN.

2. In years of average rainfall, does the source of water dry-up during any part of the year? YES If so, during which months? MAY - NOVEMBER

3. What changes in your property or your neighbor's property will occur during the construction and operation of your project? (Include such things as tree or brush removal, trenching, grading, excavation, plowing, road, dam or building construction, etc. Consider all aspects of your operation, including diversion structure, pipelines or ditches, and changes at place where water is to be used.)

PROJECT COMPLETED IN 1977 - THIS APPLICATION
IS FOR RIGHT TO USE EXCESS STORAGE DISCOVERED
BY DIVISION OF WATER RIGHTS STAFF. EXCESS
WATER TO BE USED FOR IRRIGATION ON
EXISTING PERMANENT PASTURES (SEE MAP)

4. Will the project generate any wastewater containing such things as sewage, industrial chemicals, metals, soil, etc.? If so, what method of treatment and disposal will be used?

NO

5. Do you know of any archeological or historical sites located within the general project area? NO If so, explain

II. GOVERNMENTAL REQUIREMENTS

PERMITTED IN 1977
6. Please contact your county planning or public works department for the following information. Person contacted: _____ Dept: _____ Telephone: () _____
Assessor's Parcel No. _____ County zoning designation: _____

Will the county have to issue any of the following permits?

(Check boxes that apply) ☐ grading permit, ☐ use permit, ☐ watercourse obstruction permit, ☐ change of zoning, ☐ general plan change, ☐ other (explain) _____

If a county permit is required, on what date did you, or will you, file the application?

7. Are any additional state or federal permits required for your project? If so, explain:

Agency _____ Permit type _____

Person contacted: _____ Telephone () _____

8. Have any environmental reports been prepared for your project, or will any reports be required by any permitting agency? (explain) _____

III. FISH AND GAME CONCERNS

PERMITTED IN 1977
Please contact your regional office of the State Department of Fish and Game (DFG) for the following information. (see attached sheet) Person contacted: _____
Telephone: () _____

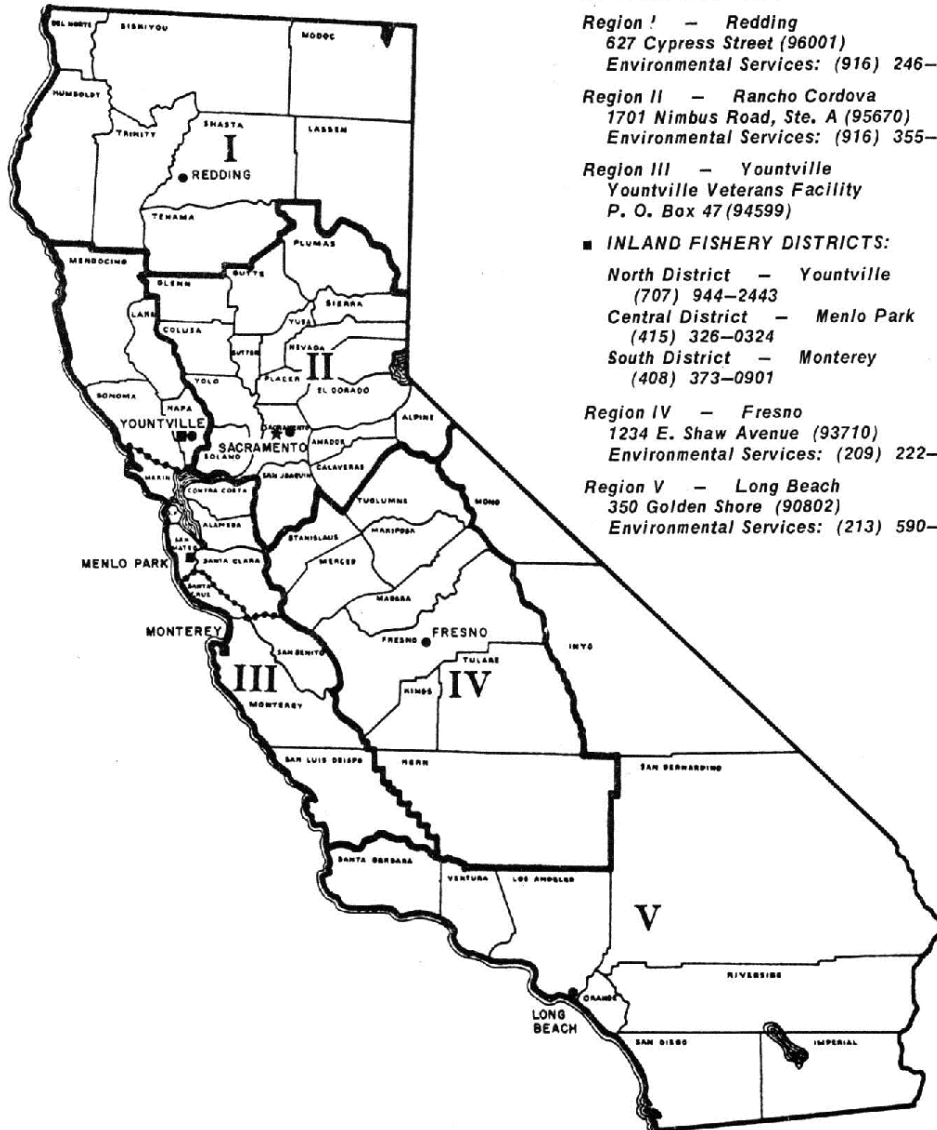
9. According to the DFG representative, do any resident or migratory game fish species occur in the affected stream? _____ If so, which species? _____

10. Does the Department of Fish and Game representative expect that your project will have a significant effect on any fish, wildlife or endangered species in the area? If so, what measures have been proposed by DFG to protect the fish and wildlife or endangered species? (explain) _____

Signature _____

Date Dec 17, 1986

STATE OF CALIFORNIA
DEPARTMENT OF FISH AND GAME
★ Central Office:
1416 Ninth Street
Sacramento, CA 95814



• REGIONAL OFFICES:

Region I — Redding
627 Cypress Street (96001)
Environmental Services: (916) 246-6565

Region II — Rancho Cordova
1701 Nimbus Road, Ste. A (95670)
Environmental Services: (916) 355-7030

Region III — Yountville
Yountville Veterans Facility
P. O. Box 47 (94599)

■ INLAND FISHERY DISTRICTS:

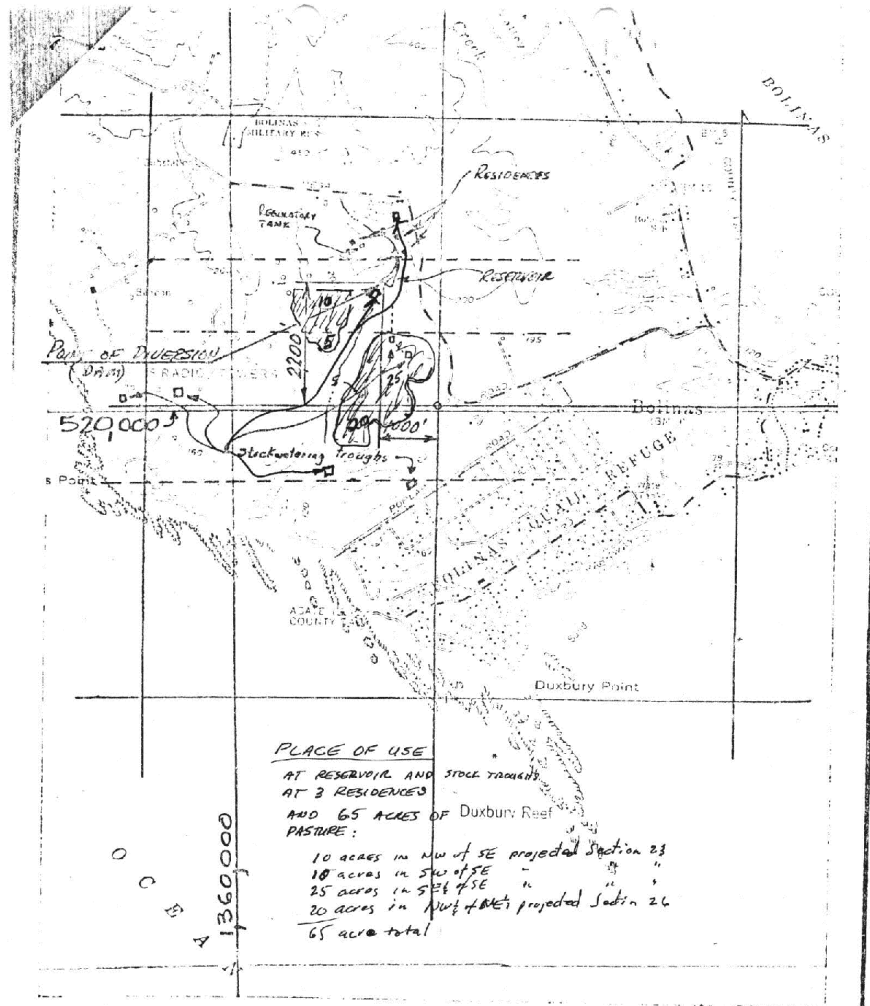
North District — Yountville
(707) 944-2443

Central District — Menlo Park
(415) 326-0324

South District — Monterey
(408) 373-0901

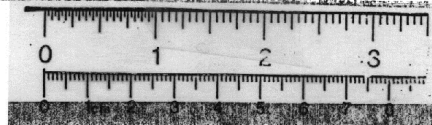
Region IV — Fresno
1234 E. Shaw Avenue (93710)
Environmental Services: (209) 222-3761

Region V — Long Beach
350 Golden Shore (90802)
Environmental Services: (213) 590-5137

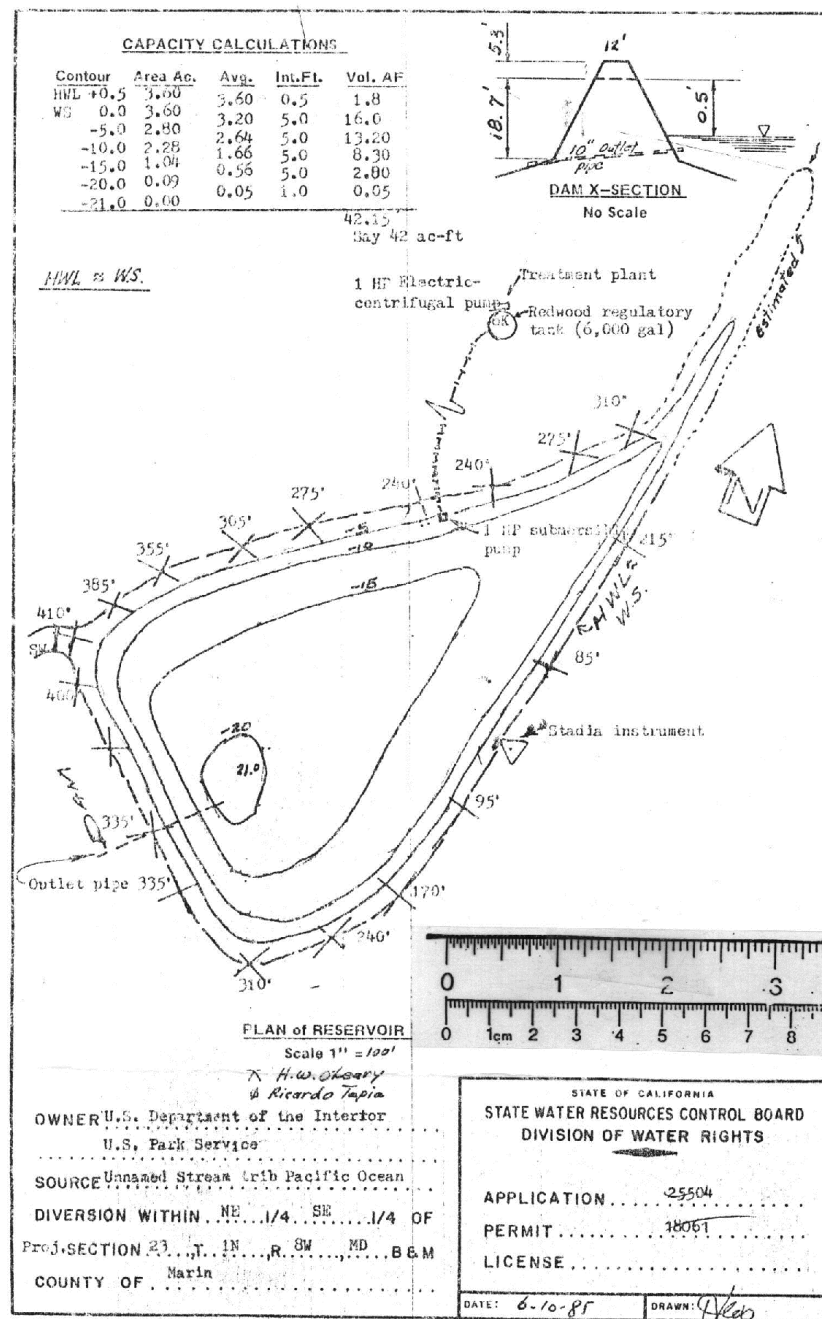


OWNER U.S. Department of the Interior
 U.S. Park Service
 SOURCE Unnamed Stream trib Pacific Ocean
 DIVERSION WITHIN NE SW 1/4 OF
 SECTION 23, T. 1N., R. 8W., MD. B&M
 COUNTY OF Marin
 S.G.S. QUAD Bolinas 77 1971 rev. 1:24,000

STATE OF CALIFORNIA	
STATE WATER RESOURCES CONTROL BOARD	
DIVISION OF WATER RIGHTS	
APPLICATION	25504
PERMIT	18067
LICENSE	
DATE	
DRAWN BY	



HYD.





STATE OF CALIFORNIA
 STATE WATER RESOURCES CONTROL BOARD
 DIVISION OF WATER RIGHTS
 P. O. Box 2000
 Sacramento, CA 95810 (916) 324-5626

GEORGE DEUKMEJIAN, Governor



WATER USERS:

Application 25504 Permit 18061

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

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

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

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

 Signature

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

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

PETITION FOR EXTENSION OF TIME

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

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

☒ Estimated date construction work will begin _____

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

☒ ONLY REMAINING WORK IS INSTALLATION OF MECHANICAL COMPONENTS FOR IRRIGATION SYSTEM AND 3 PHASE POWER

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 on reverse side. Statements must be restricted to construction or use of water only under this permit.

4. A ~~ONE~~ TWO year extension of time is requested to complete construction work and/or beneficial use of water. (Indicate period of time. -- Must be consistent with time frame allowed in "Guidelines for Considering Petitions for Extensions of Time").
5. How much water has been used? ~~35~~ 10 af/year _____ cfs
6. How many acres have been irrigated? 0
7. How many houses or people have been served water? 3
8. Extent of past use of water for any other purpose STOCK WATER, DUST CONTROL, MUSHROOM GROWING, LANDSCAPE
9. What construction work has been completed during the last extension? NOT APPLICABLE
10. Approximate amount spent on project during last extension period is \$ N/A
11. Estimated date construction work will be completed MAY 1, 1988
12. Estimated year in which water will be fully used 1988
13. Reasons why construction and/or use of water were not completed within time previously allowed WE WERE NOT READY TO COMMENCE IRRIGATION PROJECT UNTIL NOW - IMPROVEMENTS NECESSARY WILL BE COMPLETED BY SUMMER 1988
14. What water conservation measures are in effect or feasible within the place of use N/A
15. How much water is being conserved or is it feasible to conserve using these conservation measures? _____ acre-feet per annum.
16. How much water per capita is used during the maximum 30-day period _____ gpd.

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

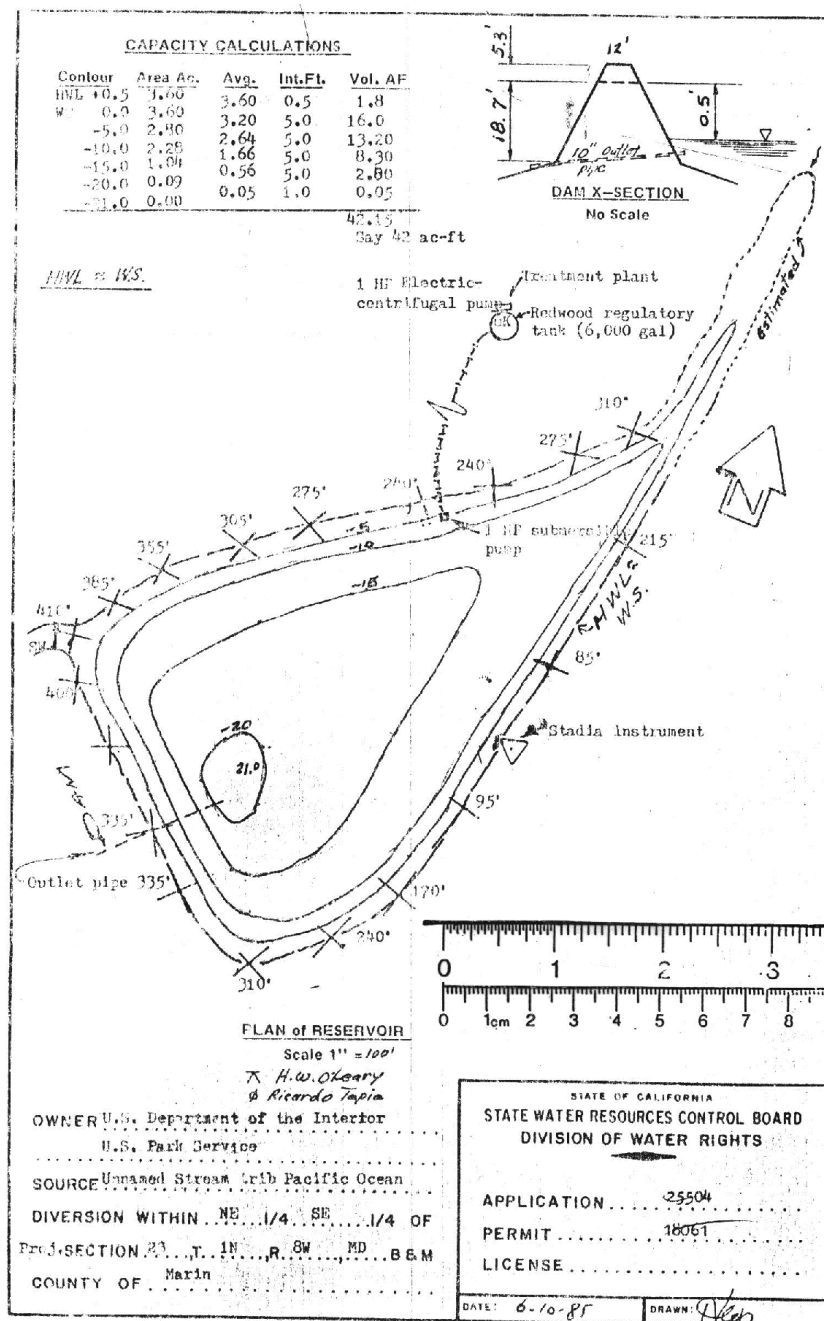
Dated Dec 17, 1986 at Ft. Collins, Colo California.

NOTE: A \$50 fee must accompany a petition for an extension of time.

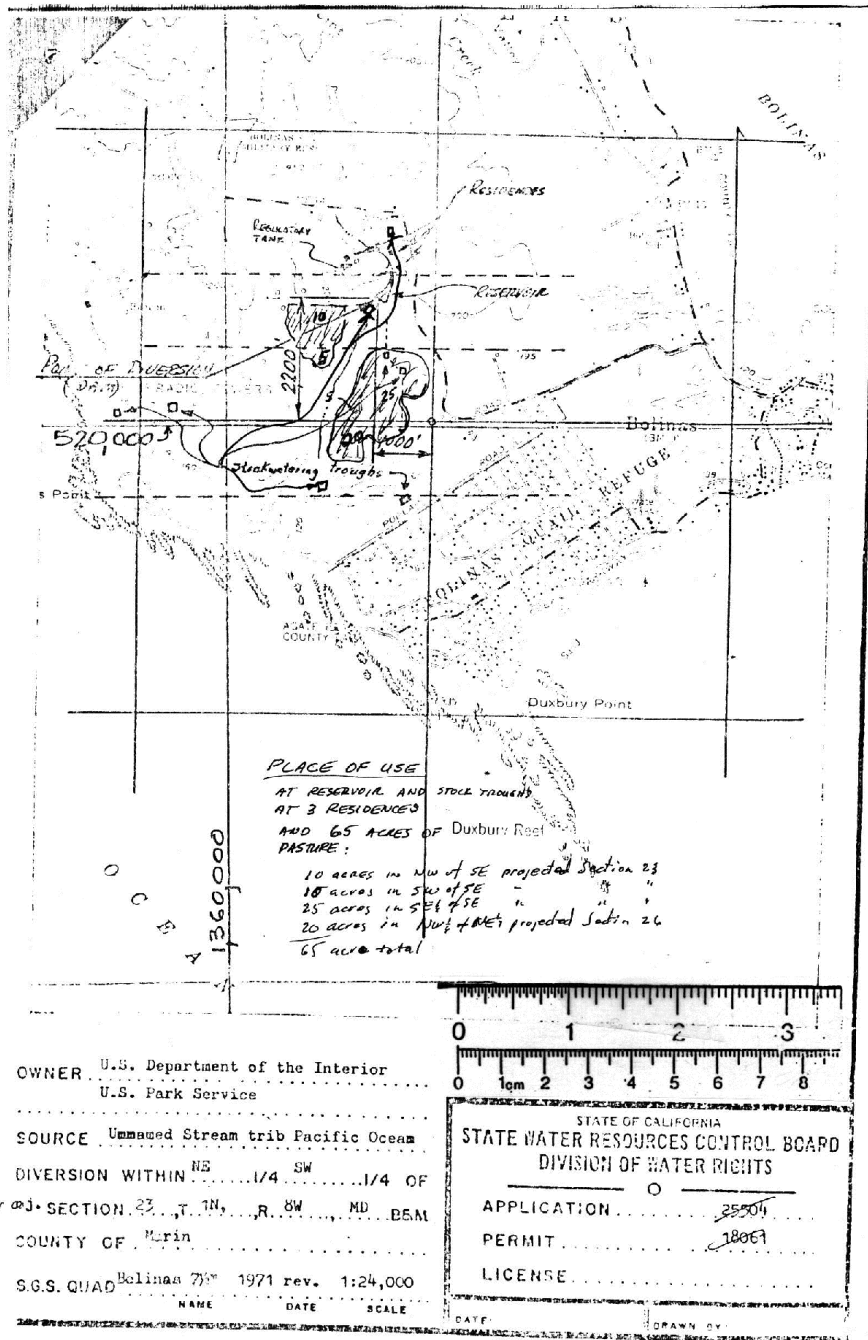
Samuel S. Stetche
Permittee or Authorized Representative
Signature

Hydrologist
Title

21 S. Depart of Interior
Natl Park Service
301 So Howe St. Rm 335
Ft. Collins, Colo 80521
(303) 221-5341







H20

STATE OF CALIFORNIA

GEORGE DEUKMEJIAN, Governor

STATE WATER RESOURCES CONTROL BOARD

THE PAUL R. BONDERSOHN BUILDING

901 P Street, Sacramento, CA

(916) 324-5689

DIVISION OF WATER RIGHTS

P.O. BOX 2000, Sacramento, CA 95810



JAN 11 1985

In Reply Refer
to: 341:S0:25504

Department of the Interior
National Park Service, Western Region
Division of Land Resources
P. O. Box 36063
San Francisco, CA 94102

Gentlemen:

PERMIT 18061 (APPLICATION 25501) UNNAMED STREAM IN MARIN COUNTY

We have been informed that you have acquired property served by the above water right. Our records will be changed to show ownership of Permit 18061 in the name of the Department of the Interior.

We assume that you were given a copy of the permit by the previous owners. If not, a copy will be provided on request.

If I can be of further assistance, please write or call at (916) 324-5689.

Sincerely,

A handwritten signature in cursive script, reading "Shige Okada".

Shige Okada, Chief
Permit and License Unit

cc: William E. Niman and Orville H. Schell III
Box 56, Overlook Drive
Bolinas, CA 94924

Ticor Title Insurance
P.O. Box 581
Mill Valley, CA 94942

L1425(WR-OL)
PORE 04-120
Niman/Schell

Chief, Division of Water Rights
State of California
2125-19th Street
Sacramento, California 95818

Dear Sirs:

Please be advised that we have sold our property, as described in the attached documents, together with all water rights appurtenant thereto, to the United States as represented by the Department of the Interior, National Park Service, Western Region, Division of Land Resources, 450 Golden Gate Avenue, Box 36063, San Francisco, California 94102. The following application, permit, or license numbers apply:

Application No.: 025504 Permit No.: 018061

License No.: E

together with any others that may be more easily identified in your files.

The abovementioned rights are within the boundaries of
POINT REYES NATIONAL SEASHORE

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

Sincerely,

W. E. Niman; William E. Niman,
Orville H. Schell, III,
Michael M. Goodman
Marjorie J. Goodman
Enclosures

(Notice to Escrow Agent: Unless Application/Permit/License No. entered by owner, please Do Not forward to addressee; return to National Park Service)

The attached material is sent in reply to your recent request. If it does not meet the purposes of your inquiry, please communicate further with the

STATE WATER RESOURCES CONTROL BOARD
P. O. BOX 2000
Sacramento, California 95810

Raymond Walsh, Chief
DIVISION OF WATER RIGHTS

WR 115

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

ORDER

APPLICATION 25504

PERMIT 18061

LICENSE _____

ORDER APPROVING CHANGE IN PLACE OF USE

WHEREAS:

1. A petition to change place of use has been filed with the State Water Resources Control Board.
2. The Board has determined that the petitioned changes do not constitute the initiation of a new right nor operate to the injury of any other lawful user of water.

NOW, THEREFORE, IT IS ORDERED THAT:

1. Paragraph 4 of this permit regarding the place of use is amended as follows:

SE $\frac{1}{4}$ of NE $\frac{1}{4}$, Projected Section 23, T1N, R8W, MDB&M (Recreational)
SE $\frac{1}{4}$ of NE $\frac{1}{4}$, Projected Section 23, T1N, R8W, MDB&M (Domestic)
NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Projected Section 26, T1N, R8W, MDB&M (Domestic)
SE $\frac{1}{4}$, Projected Section 23, T1N, R8W, MDB&M (Irrigation 65 acres and Stockwatering)

Dated: OCTOBER 5 1981

Raymond Walsh
Raymond Walsh, Chief
Division of Water Rights

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

PERMIT FOR DIVERSION AND USE OF WATER

18061

PERMIT

Application 25504 of William E. Niman and Orville H. Schell, III **OVER**
Box 56, Overlook Drive, Bolinas, California 94924 94942

* filed on September 13, 1977, has been approved by the State Water Resources Control Board SUBJECT TO VESTED RIGHTS and to the limitations and conditions of this Permit.

Permittee is hereby authorized to divert and use water as follows:

1. Source:

Tributary to:

Unnamed Stream

Pacific Ocean

2. Location of point of diversion:

	40-acre subdivision of public land survey or projection thereof	Section	Town- ship	Range	Base and Meridian
S2650 ft and W1150 ft from NE Corner of Projected Section 23	SE $\frac{1}{4}$ of NE $\frac{1}{4}$	23	1N	8W	MD

County of Marin

3. Purpose of use:	4. Place of use:	Section	Town- ship	Range	Base and Meridian	Acres
Recreational	Unnamed Reservoir in SE $\frac{1}{4}$ of NE $\frac{1}{4}$	23	1N	8W	MD	
Domestic	SE $\frac{1}{4}$ of NE $\frac{1}{4}$	23	1N	8W	MD	
Stockwatering						
Irrigation	SE $\frac{1}{4}$	23	1N	8W	MD	65

The place of use is shown on map filed with the State Water Resources Control Board.

Application 25504Permit 18061

5. The water appropriated shall be limited to the quantity which can be beneficially used and shall not exceed 21.6 ACRE-Feet per annum to be collected from November 1 of each year to April 1 of the succeeding year.

THIS PERMIT DOES NOT AUTHORIZE COLLECTION OF WATER TO STORAGE OUTSIDE OF THE SPECIFIED SEASON TO OFFSET EVAPORATION AND SEEPAGE LOSSES OR FOR ANY OTHER PURPOSE.

6. The amount authorized for appropriation may be reduced in the license if investigation warrants.

~~If actual construction work shall begin on or before two years from date of permit and shall thereafter be prosecuted with reasonable diligence, and it is not a condition precedent to this permit that the work shall be completed on or before~~

7. ~~Complete~~ Complete application of the water to the proposed use shall be made on or before DECEMBER 1, 1984.

8. ~~Progress~~ Progress reports shall be submitted promptly by permittee when requested by the State Water Resources Control Board until license is issued.

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

10. ~~Pursuant to California Water Code Sections 100 and 275, all rights and privileges under this permit and under any license issued pursuant thereto, including method of diversion, method of use, and quantity of water diverted, are subject to the continuing authority of the State Water Resources Control Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of said water.~~

The continuing authority of the Board may be exercised by imposing specific requirements over and above those contained in this permit with a view to minimizing waste of water and to meeting the reasonable water requirements of permittee without unreasonable draft on the source. Permittee may be required to implement such programs as (1) reusing or reclaiming the water allocated; (2) using water reclaimed by another entity instead of all or part of the water allocated; (3) restricting diversions so as to eliminate agricultural tailwater or to reduce return flow; (4) suppressing evaporation losses from water surfaces; (5) controlling phreatophytic growth; and (6) installing, maintaining, and operating efficient water measuring devices to assure compliance with the quantity limitations of this permit and to determine accurately water use as against reasonable water requirements for the authorized project. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such specific requirements are physically and financially feasible and are appropriate to the particular situation.

11. ~~The~~ The quantity of water diverted under this permit and under any license issued pursuant thereto is subject to modification by the State Water Resources Control Board if, after notice to the permittee and an opportunity for hearing, the Board finds that such modification is necessary to meet water quality objectives in water quality control plans which have been or hereafter may be established or modified pursuant to Division 7 of the Water Code. No action will be taken pursuant to this paragraph unless the Board finds that (1) adequate waste discharge requirements have been prescribed and are in effect with respect to all waste discharges which have any substantial effect upon water quality in the area involved, and (2) the water quality objectives cannot be achieved solely through the control of waste discharges.

P18061

1-11-85 Asgd to U.S. National Park Service

Application 25504Permit 18061

12. NO WATER SHALL BE USED UNDER THIS PERMIT UNTIL THE PERMITTEE HAS FILED A REPORT OF WASTE DISCHARGE WITH THE CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD, SAN FRANCISCO BAY REGION, PURSUANT TO WATER CODE SECTION 13250, AND THE REGIONAL BOARD OR STATE WATER RESOURCES CONTROL BOARD HAS PRESCRIBED WASTE DISCHARGE REQUIREMENTS OR HAS INDICATED THAT WASTE DISCHARGE REQUIREMENTS ARE NOT REQUIRED. THEREAFTER, WATER MAY BE DIVERTED ONLY DURING SUCH TIMES AS ALL REQUIREMENTS PRESCRIBED BY THE REGIONAL BOARD OR STATE BOARD ARE BEING MET. NO DISCHARGES OF WASTE TO SURFACE WATER SHALL BE MADE UNLESS WASTE DISCHARGE REQUIREMENTS ARE ISSUED BY A REGIONAL BOARD OR THE STATE BOARD. A DISCHARGE TO GROUND WATER WITHOUT ISSUANCE OF A WASTE DISCHARGE REQUIREMENT MAY BE ALLOWED IF AFTER FILING THE REPORT PURSUANT TO SECTION 13260:

- (1) THE REGIONAL BOARD ISSUES A WAIVER PURSUANT TO SECTION 13269, OR
 - (2) THE REGIONAL BOARD FAILS TO ACT WITHIN 120 DAYS OF THE FILING OF THE REPORT.
- NO PERMITTEE SHALL BE REQUIRED TO FILE A REPORT OF WASTE DISCHARGE PURSUANT TO SECTION 13260 OF THE WATER CODE FOR PERCOLATION TO THE GROUNDWATER OF WATER RESULTING FROM THE IRRIGATION OF CROPS.

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: SEPTEMBER 26 1980

STATE WATER RESOURCES CONTROL BOARD

Walter S. Bell
CHIEF, DIVISION OF WATER RIGHTS

WRCB 14-2 (1-79)

17005-002 2-79 AM © CWP

Land History

84050500

RECORDS SECTION

DEEDS NATL
TITLE

1984 DEC 21 AM 8 00

RECORDS SECTION
DEEDS NATL
TITLE

1700

After Recording Return to:

AREA: POINT REYES N. S.

National Park Service, Western Region
Division of Land Resources
450 Golden Gate Avenue, Box 36063
San Francisco, California 94102

TRACT NO.: 04-120

GRANT DEED

William E. Niman, a single man, ~~an undivided 1/2 interest and~~
~~Orville H. Schell~~, a single man, ~~an undivided 1/2 interest~~,
GRANTOR(S), in consideration of One Million One Hundred Forty One
Thousand Two Hundred Seventy and no/100ths
(\$1,141,270.00) DOLLARS, receipt of which is hereby acknowledged,
do(es) hereby grant to the UNITED STATES OF AMERICA and its
assigns, the following described property located in the County
of MARIN, State of CALIFORNIA, containing
206.05 acres, more or less; to wit:

*and MICHAEL M. GOODMAN & MARJORIE J. GOODMAN, Husband and Wife
See Exhibit "A" attached hereto and made a part hereof.

TOGETHER WITH all buildings and improvements thereon and all
water rights appurtenant thereto and all and singular the
tenements, hereditaments and appurtenances thereunto belonging,
or in any wise appertaining and the reversion and reversions,
remainder and remainders, rents, issues and profits thereof.

FOR THE NATIONAL PARK SERVICE

The grantor covenants and agrees to convey to the United States
of America the fee simple title to the above-described land
subject to existing easements for public roads and highways,
public utilities, railroads, and pipelines; and subject to the
following outstanding rights in third parties:

See Exhibit "B" attached hereto and made a part hereof.

RESERVING, HOWEVER, unto Grantor(s), their assigns and successors
in interest, the right to use and occupy 206.05 acres of the
property described in Exhibit "A", together with the improvements
situated thereon, for the purpose of pasturing beef cattle,
horses or sheep and for single family noncommercial residential
purposes for a period of life tenure (termination on the death of
the last survivor of the Vendors) subject to the terms and
conditions and restrictions in Exhibits "C", "D", and "E"
attached hereto; commencing upon conveyance of title to said
property to the United States.

TO HAVE AND TO HOLD the same unto said UNITED STATES OF AMERICA
and its assigns, forever.

The Grantor(s) further remise(s), release(s), and forever
quitclaim(s) to the UNITED STATES OF AMERICA and its assigns, all
right, title, and interest which the Grantor may have in the
banks, beds, and waters of any streams bordering or any
appropriative water rights appurtenant to the said lands hereby

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conveyed and also all interest in any alleys, roads, streets, ways, strips, gores, or railroad rights-of-way abutting, adjoining, or appurtenant to said land and in any means of ingress or egress appurtenant thereto.

EXECUTED this _____ day of _____, 1984.

Signature _____

County of _____

State of _____

Signature _____

Michael M. Goodman by _____ his attorney in fact

Signature _____

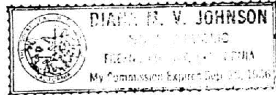
Mayori Goodman by William E. _____ his attorney in fact

Signature _____

On this _____ day of _____, 1984,

_____, A Notary Public in and for said County and State, residing therein, duly commissioned and sworn, personally appeared _____ known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name subscribed to the within instrument, and acknowledged to me that he 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.



Notary Public in and for said

County of _____

State of _____

My Commission Expires: _____

CAT. NO. NN00631
TO 1947 CA (7-82)
(Attorney in Fact-Individual)



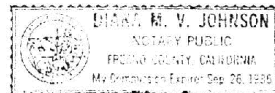
STATE OF CALIFORNIA
COUNTY OF _____

SS.

On _____ before me, the undersigned, a Notary Public in and for said State, personally appeared _____ personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name subscribed to the within instrument as the Attorney in fact of _____ and acknowledged to me that he subscribed the name of _____ thereto as principal and _____ own name as Attorney in fact.

WITNESS my hand and official seal.

Signature _____



(This area for official notarial seal)

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Exhibit A

DESCRIPTION: County of Marin - State of California

PARCEL ONE

BEGINNING at the Southwesterly corner of the parcel granted to Chas. A. Lauff and Maria I. Lauff; thence by the true meridian along the Southerly boundary of said parcel, North $32-1/4^{\circ}$ East 29.80 chains and North $69-1/2^{\circ}$ East 8.86 chains to a post marked DS driven in the Westerly line of the Mesa Road, from which post the lighthouse on the North head bears South $56^{\circ} 55'$ East and a lone pine tree on the ridge near the Eastern boundary of the Belvedere Rancho bears North $77^{\circ} 57'$ East; thence along the Westerly and Southerly side of the Mesa Road, South $13-1/2^{\circ}$ East 1.60 chains, South $37-1/4^{\circ}$ East 7.17 chains, South $30-1/4^{\circ}$ East 6.50 chains, South $7-1/4^{\circ}$ East 4.88 chains, South $6-1/2^{\circ}$ West 6 chains, South 32° East 2 chains, South $66-1/4^{\circ}$ East 3 chains and South 87° East 2.33 chains to the Northerly line of the Genazzi Ranch; thence along said Northerly line, South $66-3/4^{\circ}$ West 4.16 chains and South $52-1/2^{\circ}$ West 20.30 chains to the head of the right hand branch of the S. S. Lewis Gulch; thence descending said branch, South $62-1/2^{\circ}$ West 9.50 chains, North $86-1/2^{\circ}$ West 5.90 chains and North $85-1/4^{\circ}$ West 5.20 chains to the junction of the two branches of said Gulch; thence ascending the left hand branch, North $15-3/4^{\circ}$ East 0.50 chains, North $41-1/4^{\circ}$ East 1.20 chains, North 06° West 2.75 chains, North $19-1/2^{\circ}$ East 3.30 chains, North 13° West 1.65 chains, North $13-1/4^{\circ}$ East 3.30 chains, North $16-1/4^{\circ}$ West 2.12 chains and North 08° West 1.83 chains to the point of beginning.

Being the property granted to Josephine Petar by Deed recorded August 10, 1906 in Book 100 of Deeds at page 358, Marin County Records.

EXCEPTING the parcel granted to Edgar J. Schoen by Deed recorded on March 23, 1960, in Book 1354 of Official Records at page 14.

PARCEL TWO

BEGINNING at the point of intersection of the Northeasterly boundary line of the Mesa Road with the Southeasterly boundary line of the parcel described in the Deed to Marconi Wireless Telegraph Company of America, by Deed recorded May 19, 1913, in

Exhibit A

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Exhibit A

Book 152 of Deeds at page 219; thence Southeasterly along the Northeasterly boundary line of said Mesa Road, 670 feet; thence leaving said road, North 51° East 890 feet and North 12° West 800 feet to the Southeasterly boundary line of the Marconi parcel; thence along said boundary line, North 50° 23' East 738.20 feet, South 48° 16' East 1033.80 feet and North 61° 34' East 1281.10 feet to the most Easterly corner of the Marconi parcel, said point also being in the Southwesterly boundary line of the parcel granted to Oscar W. Lauff, et al, by Deed recorded August 19, 1936, in Book 327 of Official Records at page 155; thence Southeasterly and Northeasterly, following the Lauff boundary lines, to the most Westerly corner of the parcel granted to George J. Miller by Deed recorded February 17, 1911, in Book 133 of Deeds at page 220; thence along the Southwesterly boundary line of the Miller parcel, South 36° 24' East 1223.7 feet to the most Southerly corner of the Miller lands; thence South 36° 24' East to a point in the center of San Gregorio Creek and in the Northwesterly boundary line of the parcel granted to Ramona Briones by Deed recorded July 13, 1869, in Book "G" of Deeds at page 485; thence Southwesterly along the center line of San Gregorio Creek and along the Northwesterly boundary line of the Briones parcel, to the Westerly corner of the Briones parcel; thence along the Southwesterly boundary line of said parcel, South 36° 15' East to the Northwesterly boundary line of the parcel granted to Giuseppe Ardito by Deed recorded January 30, 1930, in Book 189 of Official Records at page 329; thence along the Northwesterly line of the Ardito parcel, South 68° 20' West 1739.10 feet to the Westerly corner of the Ardito parcel, said point also being the most Northerly corner of the parcel described in the Deed to Manuel J. Silveira, et ux, by Deed recorded October 17, 1935, in Book 307 of Official Records at page 212; thence along the Northwesterly boundary line of the Silveira parcel, as the line is amended by Agreement between Alfred Lauff, et al, and Josephine Petar recorded January 18, 1927, in Book 112 of Official Records at page 47; thence Northwesterly along the amended boundary line to the corner common to the lands now or formerly of Smadbeck, Strain and Lauff; thence Northwesterly along the Northeasterly boundary line of the lands now or formerly of Mary A. Strain to the Southerly corner of the parcel described in the Deed to Marconi Wireless Telegraph Company of America (152 D 219); thence along the Southeasterly boundary of said parcel, North 30° 23' East 2844

Exhibit A

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Exhibit A

feet to the Northerly line of Mesa Road; thence along said Northerly line, South 85° 44' East 685.50 feet to the point of beginning.

EXCEPTING any portion granted to Thomas J. Barfield and Evelyn P. Barfield by Deed recorded January 21, 1957 in Book 1087 of Official Records at page 239, Marin County Records.

ALSO EXCEPTING any portion Easterly of the Easterly line of Mesa Road.

Exhibit A

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Exhibit B

1. Any change in the southerly boundary line by reason of its being the line of San Gregorio Creek which is a meander line, subject to change by slow and natural means.
2. Agreements for boundary lines
 - Recorded : January 18, 1927
 - Book : 112 of Official Records at pages 47 and 49
 - Affects : Parcel Two
3. Easement, 10 feet wide, granted to Bolinas Public Utility District
 - For : Pipeline purposes
 - Recorded : July 20, 1927
 - Book : 122 of Official Records at page 351
4. Easement granted to Pacific Telephone and Telegraph Company
 - For : Wires/cables
 - Recorded : July 14, 1950
 - Book : 658 of Official Records at page 13
 - Affects : Portion
5. Easement granted to Pacific Gas and Electric Company
 - For : line of poles
 - Recorded : October 6, 1950
 - Book : 661 of Official Records at page 311
 - Affects : Portion
6. Easement granted to Bolinas Beach Public Utility District
 - For : Water pipeline purposes
 - Recorded : December 16, 1952
 - Book : 780 of Official Records at page 286
 - Affects : Portion

Exhibit B

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Exhibit C

Reserving to the Vendors, their assigns and successors in interest, the right to use and occupy 206.05 acres of the property described in Exhibit A, together with the improvements situated thereon, for the purpose of pasturing beef cattle, horses or sheep and for single family noncommercial residential purposes for a period of life tenure (termination on the death of the last survivor of the Vendors) commencing upon conveyance of title to said property to the United States, subject to the following terms and conditions:

1. That the term "Director" as used herein means the Director of the National Park Service and includes the appropriate Regional Director or Superintendent as the representative of the Director. The term "Vendors" as used herein refers to the Vendors executing this offer, their assigns and successors.

2. That the Vendors have inspected and know the condition of the reserved property and it is understood that the same is hereby reserved without any representation or warranty by the Government whatsoever, and without obligation on the part of the Government to make any alterations, repairs, or additions thereto.

3. That all improvements used and occupied by the Vendors under this reservation shall at all times be protected and maintained in a safe, sanitary, and sightly condition by and at the expense of the Vendors. Maintenance to be accomplished during the period of this reservation includes but is not necessarily limited to the following:

(a) Residences, barns, and other wooden out-buildings will be painted or stained periodically in order to present a neat and pleasing appearance as has been traditionally accomplished in the past.

(b) Fencing will be maintained and replaced and gates installed as necessary to insure that the fence wire is adequately strung and unbroken and that the fence posts are in the proper upright positions to insure that livestock is properly confined at all times. Special attention will be given to the fencing along Mesa Road and the yards and land surrounding the residences and buildings and other fencing ordinarily within view of the public.

(c) That the Ranch service roads and parking area may be surfaced or paved, but will be maintained in a safe condition by and at the expense of the Vendors. No new roads or truck trails will be constructed or established by the Vendors without written permission of the Director or his representative, which permission will not be unreasonably withheld.

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(d) That existing water reservoirs will be maintained in an adequate condition to prevent washouts and erosion. A small dock may be constructed for lakeside access, a pump installed, and new stock ponds constructed with written permission of the Director or his representative, which permission will not be unreasonably withheld.

4. That the furnishing of all utilities services (water, sewer, telephone, electricity, sanitation and garbage disposal) are the responsibility of the Vendors. Vendors will insure that all applicable federal, state and local pollution-control laws and regulations and U.S. Public Health Service standards are met and that all refuse, garbage, and trash are disposed in a proper location outside the boundaries of the National Recreation Area. The Vendors will discontinue use of and obliterate existing trash and garbage dumps on their premises. Diseased, injured, dying or dead animals shall be treated promptly, removed from the property or otherwise disposed of in a clean and sanitary manner.

5. That manure accumulating around outlying feed or watering stations will be periodically removed and stored, so that it will not contribute to stream pollution, until spread as fertilizer or disposed outside the National Seashore boundary.

6. That a Soil and Water Conservation Plan will be obtained through the Marin County Soil Conservation District and reviewed and approved by the U.S. Department of Agriculture Soil Conservation Service. The Vendors shall abide by recommendations in that plan. However, the proposed use of pesticides or chemicals for agricultural use must be submitted in writing to the Director or his representative in advance of the time proposed for use so that permission for their use can be obtained, if necessary, from higher authority.

7. That during the term of this reservation, the Vendors shall use said property for ranching operations and grazing cattle, sheep and horses and shall not plant, cultivate, or harvest crops on said property or alter the surface of any lands or fields on said property except as may be reasonably necessary for the development of silage crops and permanent pasture for use in the grazing and ranching operations. This development must be with the written permission of the Director or his representative, which permission shall not be unreasonably withheld. The Vendors will at all times maintain the property immediately adjacent to the Ranch buildings in good condition and free from weeds, brush, washes, and gullies detrimental to efficient operations or to the value of such property and shall not commit or permit any unlawful acts, activities, or nuisances upon said property. Vendors shall cut no timber, conduct no mining operations, or in any manner substantially change the contour or condition of the property hereby reserved, except changes required in carrying out soil and water conserva-

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tion measures. Sand, gravel or rock needed for Ranch operations and erosion control may be removed from pits designated by the Director or his appropriate representative.

8. The Vendors will abide by the rules and regulations pertaining to National Recreation Areas as set forth in the Code of Federal Regulations, Title 36, Chapter I, Parts 1 through 5, as amended. Wildlife shall be permitted to graze or browse unmolested.

9. That the Vendors shall not construct any permanent structure on said premises and shall not construct any temporary structure or place any advertising or other sign thereon without the prior written consent of the Director of the National Park Service or his representative, which consent shall not be unreasonably withheld. All buildings or structures so permitted will be constructed in accordance with Marin County and State of California building and sanitary codes.

10. That the United States reserves all rights for water which may be developed or used in connection with this reservation. However, Vendors shall be permitted to maintain all present water supplies used in the present operations and the repair and replacement thereof so that sufficient water is available for Vendors for normal and anticipated ranching operations.

11. That the Vendors and their employees shall take all reasonable precautions to prevent forest, brush, grass and structural fires and also shall assist the Director or his representative in extinguishing such fires in the vicinity of any tract which may be used hereunder.

12. That any property of the United States damaged or destroyed by the Vendors incident to their use and occupation of the premises shall be promptly repaired or replaced by the Vendors to the satisfaction of the said Director or his representative, or in lieu of such repair or replacement the Vendors shall, if so required by the said Director or his representative, pay to the United States money in an amount sufficient to compensate for the loss sustained by the United States by reason of damages to or destruction of Government property.

13. That the Vendors shall pay to the proper authority, when and as the same become due and payable, all taxes, assessments and similar charges which, at any time during the term of this reservation, may be taxed, assessed, or imposed upon the Vendors' interest in the leased premises.

14. That the United States or its contractors or any of their officers, agents, or employees, shall not be responsible for any loss, expense, damages to property, or injuries to persons, which may arise from or be incident to the use and

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occupation of the said premises, or for damages to the property of the Vendors, or for injuries to the person of the Vendors (if an individual), or for damages to the property or injuries to the Vendors' officers, agents, servants, or employees, or others who may be on said premises at their invitation or the invitation of any one of them, arising from activities of the United States or its contractors, and the Vendors shall hold the United States and its contractors, and any of their officers, agents, or employees, harmless from any and all such claims.

15. That Vendors shall peacefully relinquish possession and control of the reserved premises upon the expiration of the term of the right of use and occupancy. They shall leave the reserved premises in a neat and clean condition. They shall not remove any structures or other improvements which are permanently affixed to the realty unless proper arrangements, with adequate consideration for such removal, have been made with the National Park Service. Any personal property left on the reserved premises upon the expiration of the term may be disposed of by the National Park Service.

16. That use by the Vendors of the land, buildings, and improvements reserved hereby is subject to the right of the Director or his representative to establish trails, roads, 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; provided that in exercising such right the United States will refrain from materially interfering with or preventing use of the land by the Vendors for the purpose intended under this reservation.

17. That all notices to be given pursuant to this reservation shall be addressed, if to the Vendors, to P. O. Box 56, Bolinas, California 94924, if to the United States, to the Superintendent, Point Reyes National Seashore, Point Reyes, California 94956, or as may from time to time be directed by the parties. Notice shall be deemed to have been duly given if and when enclosed in a properly sealed envelope or wrapper, addressed as aforesaid and deposited postage prepaid (or, if mailed by the United States, deposited under its franking privilege) in a post office or branch post office regularly maintained by the United States Government.

18. That Vendors' estate in the reserved premises may be conveyed or leased for not less than 90 days by the Vendors or their successors, or assigns, provided the instrument of conveyance or lease imposes upon the grantee or lessee all of the restrictions and requirements of these provisions. A copy of any such conveyance or lease shall be furnished to the United States, prior to the effective date of such conveyance or lease.

19. That Vendors are responsible for insuring their interest in the reserved premises.

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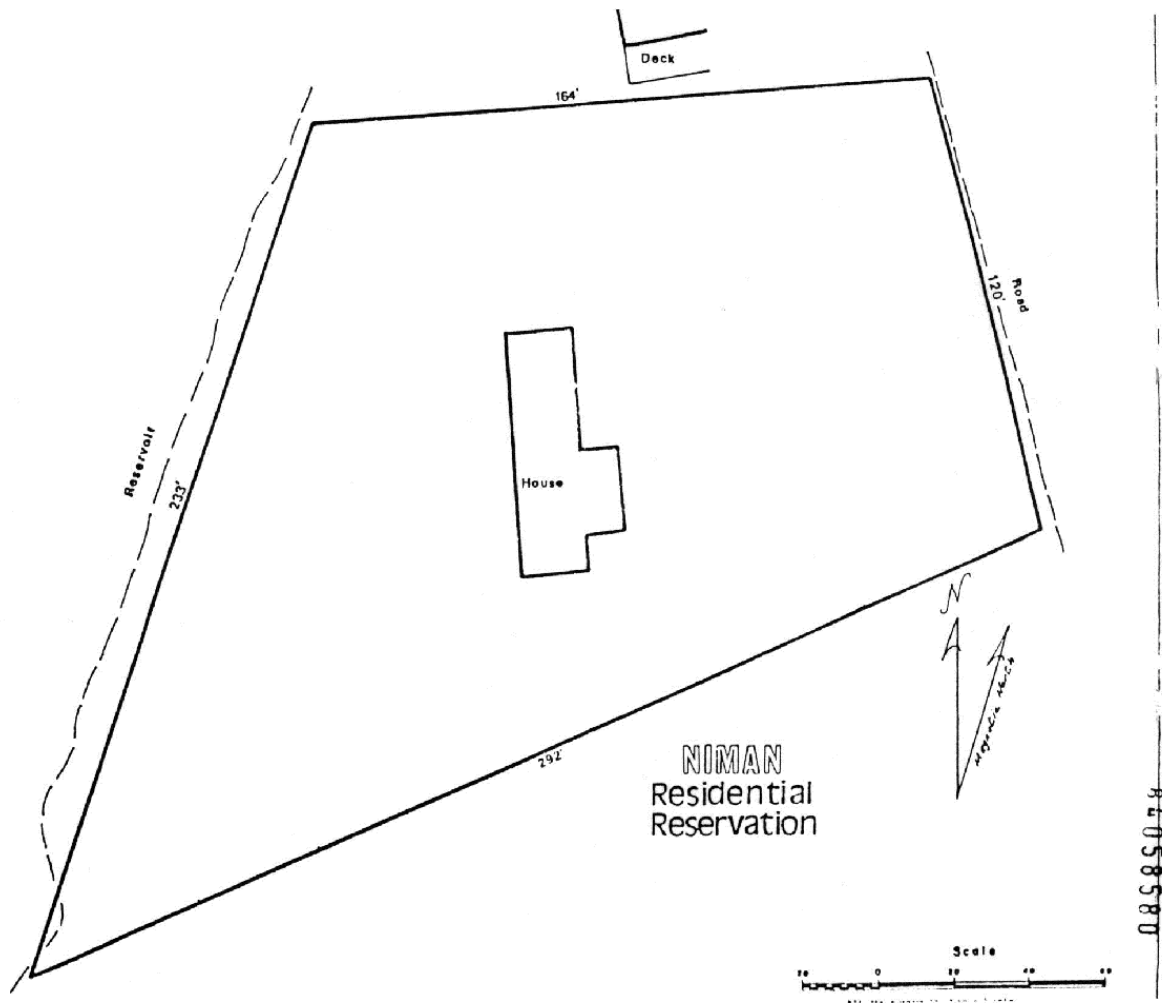
20. That Vendors fully understand that by reserving the rights of use and occupancy herein they waive replacement housing benefits under Sections 203, 204, 205, and 206 of Public Law 91-646.

21. That the areas reserved for single family noncommercial residential purposes only are shown on the attached Exhibit D.

22. As delineated in the attached site plan, the Vendors may at their own expense construct a small hay barn, utilize the existing two paddocks for a small ten (10) horse maximum boarding operation, maintain several pastures for seasonal feed, maintain an existing feed-lot near the corrals, spray irrigate several areas, and cultivate silage in two areas.

70/04

Exhibit D



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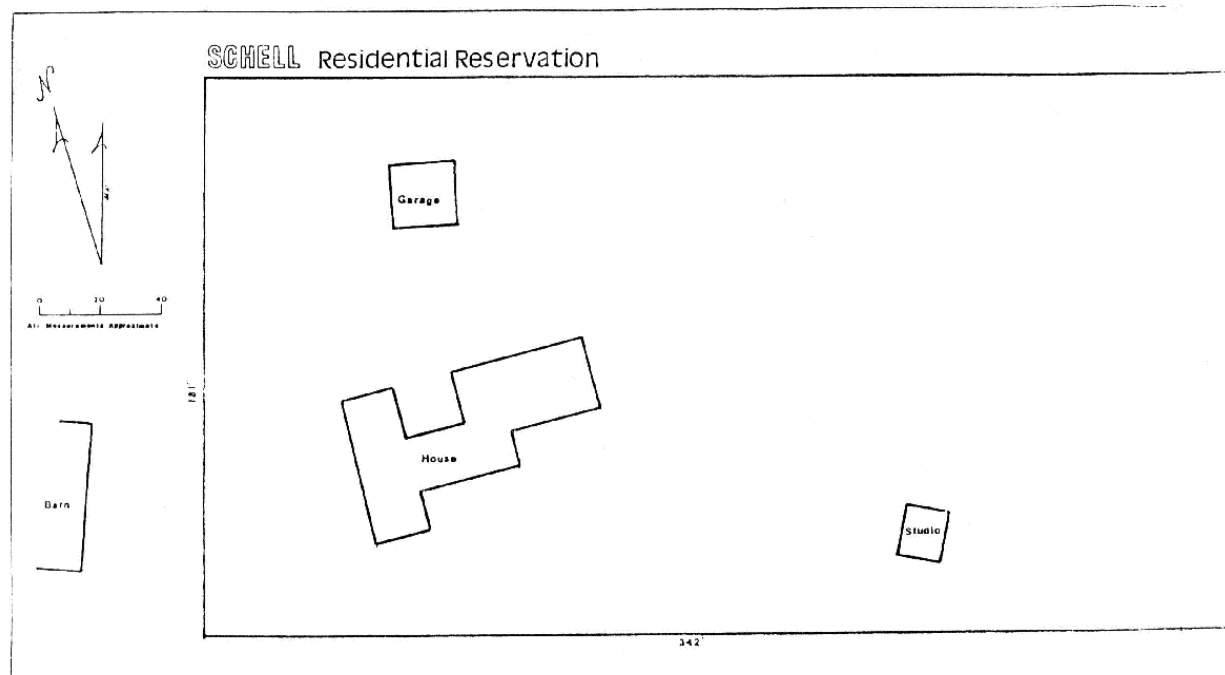
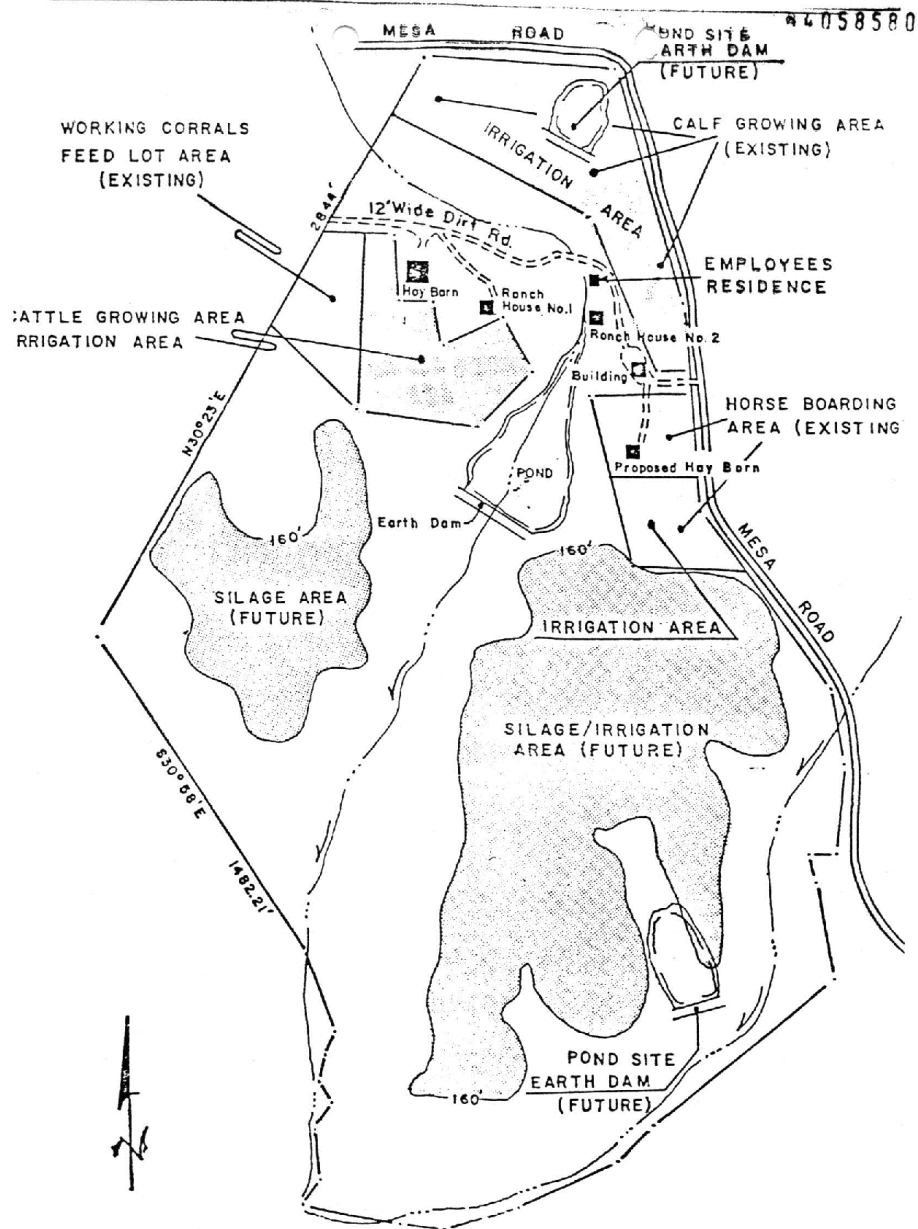


Exhibit D



UNITED STATES DEPARTMENT OF THE INTERIOR - NATIONAL PARK SERVICE				
COUNTY	MARIN	NIMAN - SCHELL RANCH		SITE PLAN
STATE	CALIFORNIA			AREA 206.05
WESTERN REGIONAL OFFICE				POINT REYES NAT. S
DATE	BY	DATE	TRACT NO. 04-120	
DRAWN	W.S.	9/21/84	EXHIBIT "E"	
CHECKED				
APPROVED				



IN REPLY REFER TO:

United States Department of the Interior

NATIONAL PARK SERVICE

WESTERN REGION

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

L1425(WR-OL)
PORE 04-120
Niman/Schell

July 9, 1984

Memorandum

To: Chief, Division of Land Resources, Western Region *ERH 7/10*

From: Chief Appraiser, Western Region

Subject: Appraisal Review, Tract 04-120 (Niman/Schell)
Bolinás Mesa, Point Reyes National Seashore

The subject property reported salient facts and opinions are:

Date of Value	February 6, 1984
Fair Market Value	\$1,300,000.00
Allocated Values	Land @ \$665,000.00
	Imps @ \$635,000.00

Additional allocations:

One S.F. site (14.97 Ac)	Land @ \$165,000
Acreage (191+ Ac)	Land @ \$500,000
(2 sites)	
3 houses	325,000
Barns & Misc. Imps.	167,500
Water/Reservoir	
(40 + acre feet)	142,500
	<u>\$1,300,000</u>

Size	205.97 acres
Zoning	CAPZ - 60

Highest and Best Use	Estate Residential, three units combined with agricultural and equestrian related use.
----------------------	--

Appraiser	Arthur E. Gimmy, M.A.I.
-----------	-------------------------

The subject property has extensive road frontage (4,270 L.F.) along Mesa Road. Electric service is provided by P.G. & E. No

natural gas service is available but the property is served by Pacific Bell telephone service.

A special consideration is water service. Although the subject is within the service area of Bolinas Public Utility District the property has on-site water developed for residential and agricultural uses. A 40 acre foot reservoir provides treated and filtered water along with a 10,000 gallon storage tank. The service includes a 3 stage filter system with automatic controls powered by two 1 H.P. pumps. A dual gravity and pressure system serves the existing residences and agricultural uses. This water system is more than adequate for future highest and best use development. Sewage disposal is by septic system.

On page 31 Appraiser Gimmy describes utility and roadway easements of record. These easements do not affect the marketability of the property. The Williamson Act land conservation contract which applies to the total property, has been disregarded by the Appraiser pursuant to instructions by this office. The property is treated as if free and clear of the Williamson contract. Narrative descriptions of the improvements commences on page 32. It is important to recognize the placement of these improvements in relation to highest and best use. The existing structures fit well with the two large acre size projected residential estate type uses.

The discussion of Highest and Best Use begins on page 38. The Coastal Agricultural Production Zone District (C-APZ) allows one residential unit for each 60 acres of land area. The 191.00+ acre portion of the subject, however, is capable of only 2 units. Each of the two residences, the Niman house and the Schell house are allocated to these sites. Designated Parcel "1" is a vacant 14.97+ acre portion of vacant land recently separated. The land division has local government approval and is a legal site in addition to the acreage sites. Most all of the improvements were built in 1977-78 with the over garage employee unit constructed in 1983-84.

Appraiser Gimmy has investigated carrying capacity and determined about 25 to 30 animal units, cow year long, is justified. This capacity does not constitute an economic unit. The hog barn, designed for modern swine production as built in 1979 has not as yet been operative. Specific hog operation equipment, including waste disposal, has not yet been completed. On February 8, 1983 approval of the 14.97 parcel split was approved. Commencing on page 40 the Appraiser provides an in depth analysis of Subdivision approval, County Planning Department views, Countywide Plan, and Coastal restrictions. Conclusions of highest and best use begin on page 44. Mr. Gimmy discusses 3 scenarios for the larger parcels. Alternate II allocates one residence to one parcel and the other main residence along with the over-garage employee residence to the second parcel

along irregular lines. The third alternative sets aside, say about 10 acres, for each residence and holds the remaining acreage in common for agricultural use. These projections for the larger parcel are reasonable and acceptable. It is agreed that the split off 14.97 acre parcel can be separately sold as a single unit. The value of this 14.97 acre portion is valued separately as shown on page 48. The \$165,000 value is based on direct market comparison and is well supported.

The two larger sites for the 191+ acre portion are valued at \$250,000 each as if vacant or on a straight acreage basis of about \$2,600 per acre. The Appraiser does not allocate the reservoir at this point in the cost approach. Residential costs new appear appropriate and market supported. The cost new for the reservoir at \$150,000 is acceptable.

Discussion of depreciation commences on page 64. The Schell House has been depreciated about 20% which allows for functional obsolescence attributed to the isolated bedroom area. The Niman House is depreciated 10% to allow for normal loss in value from cost new. The employee garage conversion is depreciated 15% to partially for excess quality costs; over-built for rental or employee use. The hog barn depreciation at 50% can be argued due to restricted roof height and adaptability to other uses. The conservative depreciation of a 10% allowance for the reservoir can be challenged if a goodly portion of the in place value is in the form of amenity, i.e. enhanced land value. Overall, the depreciated costs for the hog barn and reservoir are conservative and rely on the judgment factor. When the property is approached on the whole at \$1,300,000 they are acceptable.

Appraiser Gimmy has provided a learned discussion of highest and best use including zoning, agricultural considerations, potential swine production (which has not yet been operated), recent subdivision, County planning, Coastal requirements and policies. As instructed, the Appraiser has ignored the existing property tax benefit construct under the Williamson Act. The existing residential improvements are in conformance with highest and best use. Each of the two main residences contribute to the larger agricultural sites. The renovated employee housing over the garage does not suffer extensive external or economic loss. The 14.97 acre parcel is treated properly as a separate legal single site capable of residential improvement. On page 33, "Location of Improvements", the diagram incorrectly depicts Parcel 1 as 12.67+ acres and the larger Parcel 2 as 193.5+ acres. The diagram properly depicts the approximate location of the improvements but the correct acreage allocation is 14.97+ acres and 191+ acres.

Direct market comparison for land as if vacant includes six sales and two listings selected for the vacant 14.97 acre parcel. Appraiser Gimmy has related acre and site units of comparison. The conclusion of \$11,000 per acre and \$165,000 for the single site is reasonable and market supported. This portion of the ownership may be separately sold.

The larger 191+ acre portion of the ownership is capable of two acreage parcels about 95.5 acres in size. Direct comparison of land sales restricted to agricultural minimum size of 60 acres (A-60 zoning) is proper. Eight sales and four current listings (page 55) are analyzed for comparative purposes. The narrative discussion of this market data, commencing on page 57, discusses time adjustment, topography, utilities, access, size and amenities and leads the reader to per acre and per site brackets. Sale No. 10 is very important as current data. This reviewer discussed this sale, which closed May, 1984, with selling Broker Peter Edwards (415-662-2004). Mr. Edwards reported the sale was all cash to the seller. Listing No. 11, handled by Mr. Edwards' Nicasio Land Company was advertised in the Wall Street Journal on June 22 as described by Appraiser Gimmy on page 61. The value conclusion of \$2,600 per acre or \$250,000 per site is supported by the market. The conclusion is reasonable.

The contributing value of the improvements is critical, being almost one-half of the total property. Appraiser Gimmy has placed greatest reliance on two local Bolinas contractors for residential costs (page 62). The cost new of the hay barn relies on Marshall Service. The special purpose hog barn cost new is also based on modified Marshall costs with correlation with the owners' actual cost. The on-site reservoir cost new is derived from actual cost with adjustments and compared to the Bolinas PUD (Wood Rat II) facility across the road. The reservoir cost new at \$150,000 is defensible but depreciation from any cause is a critical matter of concern.

The depreciation allowance for the Schell house at 20% and the Niman residence at 10% appears reasonable. The converted garage employee housing depreciation at 15% includes consideration for external economic loss in relation to highest and best use for agricultural purposes. The 50% depreciation allowance applied to the hog barn places great reliance on the Appraiser's judgement because no direct market evidence exists. On page 67 the Appraiser discusses the depreciation allowance for the on-site reservoir as being conservative. This Reviewer concurs in this statement. The inability to reproduce or be allowed to reconstruct the reservoir has some economic impact due to scarcity, but this Reviewer was concerned that the amenity

5

contribution of this body of water may have already been considered in the comparable sales or land analysis. Discussion with the Appraiser indicates there was no "doubling-up" of the amenity contribution of the reservoir and that super adequacy was considered. In the opinion of this Reviewer the summation contribution of \$635,000 for improvements to the total property value of \$1,300,000 is valid when viewing the property as a whole and not just the sum of the parts.

In the direct or overall market comparison approach (page 68) the Appraiser has excluded the RCLD for the reservoir. Sales with similar reservoirs do not exist in the marketing area. Sales 4, 10 and 12 are analyzed with sale No. 10 lending the most support for the subject value conclusion. Once again the allocation of \$400,000 to sale 10's improvements is critical. Another qualified Appraiser currently valuing another property has made use of sale 10 but has allocated about \$600,000 rather than \$400,000 to the improvements. This Reviewer's discussion with the selling agent, as previously referred to, indicates the allocated range is proper but that estate type improvements are not only difficult to allocate but also reflects the imperfect market for highly improved properties. This Reviewer agrees with the total property comparison analysis and conclusions.

Overall the report is well constructed, data is documented, conclusions are reasonable and the contributing components of value are reflective of the marketplace.

The total property value in the amount of \$1,300,000 as of February 6, 1984 is approved. This value is allocated to land as \$665,000 and to improvements as \$635,000. No personalty is included.



Just compensation established by 82H
at \$ 1,300,000 dated 7/10/84
MIS logged by [Signature] dated JUL 10 1984

UNITED STATES DEPARTMENT OF THE INTERIOR

NATIONAL PARK SERVICE, WESTERN REGION

AREA: POINT REYES N.S.
OWNER: NIMAN/SCHELL
TRACT: 04-120

COUNTY: MARIN
STATE: CALIFORNIA

VENDOR'S (SELLER/OWNER) CERTIFICATE OF POSSESSION

In selling (transferring) our property to the United States we certify that as of the date of closing, except as disclosed by documents recorded in the public records:

1. No work/labor has been performed nor have any materials been furnished in connection with new structures, improvements, repairs or additions on the premises, which would entitle any person to a mechanic's lien under applicable law.
2. There is no evidence nor information of which we are aware showing or tending to show that any person had or has any rights of possession or other interest in said premises adverse to the rights of the Owner(s) or of the United States of America, except such as are disclosed by the public records, or which is set out below.
3. There is no outstanding unrecorded deed, mortgage, lien lease, contract, or other instrument adversely affecting the title to said premises.
4. There is no known evidence whatever of any vested or accrued water rights for mining, agricultural, manufacturing, or other purpose; nor possessory rights owned or claimed by any third party under any reservation contained in any patent or patents, issued heretofore by the United States for said land.
5. No appurtenant water right permit, license, or application exists for this property.
6. ☒ The premises are wholly unoccupied/used and vacant with regard to third parties. (If this is not the case, do not mark the box and submit on a separate sheet tenant at will/lessee's name(s), address, telephone number, marital status and the nature of the use/occupancy.

WITNESSES:

[Signature]

[Signature]

[Signature]

[Signature]

OWNERS:

[Signature]

William E. Niman

[Signature]

Orville H. Schell, III

Michael M. Goodman by

William E. Niman his attorney in fact

MICHAEL M. GOODMAN

Marjorie J. Goodman by William E

Niman her attorney in fact

MARJORIE J. GOODMAN

84058580

RECORDED AT REQUEST OF
FEDERALITY NATL.
TITLE

1984 DEC 21 AM 8:00

OFFICIAL RECORDS
MARIN COUNTY CALIFORNIA
W. BRUCE SHAFER

1700

After Recording Return to: AREA: POINT REYES N. S.
National Park Service, Western Region
Division of Land Resources
450 Golden Gate Avenue, Box 36063 TRACT NO.: 04-120
San Francisco, California 94102

GRANT DEED

William E. Niman, a single man, ~~an undivided 1/2 interest and~~
~~Orville H. Schell, a single man, an undivided 1/2 interest~~,
GRANTOR(S), In consideration of One Million One Hundred Forty One
Thousand Two Hundred Seventy and no/100ths
(\$1,141,270.00) DOLLARS, receipt of which is hereby acknowledged,
do(es) hereby grant to the UNITED STATES OF AMERICA and its
assigns, the following described property located in the County
of MARIN, State of CALIFORNIA, containing
206.05 acres, more or less; to wit:

*and MICHAEL M. GOODMAN & MARJORIE J. GOODMAN, Husband and Wife
See Exhibit "A" attached hereto and made a part hereof.

TOGETHER WITH all buildings and improvements thereon and all
water rights appurtenant thereto and all and singular the
tenements, hereditaments and appurtenances thereunto belonging,
or in any wise appertaining and the reversion and reversions,
remainder and remainders, rents, issues and profits thereof.

FOR THE NATIONAL PARK SERVICE

The grantor covenants and agrees to convey to the United States
of America the fee simple title to the above-described land
subject to existing easements for public roads and highways,
public utilities, railroads, and pipelines; and subject to the
following outstanding rights in third parties:

See Exhibit "B" attached hereto and made a part hereof.

RESERVING, HOWEVER, unto Grantor(s), their assigns and successors
in interest, the right to use and occupy 206.05 acres of the
property described in Exhibit "A", together with the improvements
situated thereon, for the purpose of pasturing beef cattle,
horses or sheep and for single family noncommercial residential
purposes for a period of life tenure (termination on the death of
the last survivor of the Vendors) subject to the terms and
conditions and restrictions in Exhibits "C", "D", and "E"
attached hereto; commencing upon conveyance of title to said
property to the United States.

TO HAVE AND TO HOLD the same unto said UNITED STATES OF AMERICA
and its assigns, forever.

The Grantor(s) further remise(s), release(s), and forever
quitclaim(s) to the UNITED STATES OF AMERICA and its assigns, all
right, title, and interest which the Grantor may have in the
banks, beds, and waters of any streams bordering or any
appropriative water rights appurtenant to the said lands hereby

84058580

conveyed and also all interest in any alleys, roads, streets, ways, strips, gores, or railroad rights-of-way abutting, adjoining, or appurtenant to said land and in any means of ingress or egress appurtenant thereto.

EXECUTED this 19 day of December, 1984.

Signature William E. Niman Signature Michael M. Goodman by William E. Niman his attorney in fact
 County of Marin)
 State of California) ss. Signature Marjorie J. Goodman by William E. Niman his attorney in fact
 On this 19 day of December, 1984,

Diana M. V. Johnson, A Notary Public in and for said County and State, residing therein, duly commissioned and sworn, personally appeared William E. Niman and Orville H. Schell III known to me (or proved to me on the basis of satisfactory evidence) 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.



Diana M. V. Johnson
 Notary Public in and for said
 County of Marin
 State of California
 My Commission Expires: 9-26-86

CAT. NO. NN00631
 TO 1947 CA (7-82)
 (Attorney in Fact—Individual)



STATE OF CALIFORNIA }
 COUNTY OF Marin } ss.
 On Dec. 19, 1984 before me, the undersigned, a Notary Public in and for said State, personally appeared William E. Niman personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument as the Attorney in fact of Michael M. Goodman and acknowledged to me that he subscribed the name of Michael M. Goodman thereto as principal and his own name as Attorney in fact.
 WITNESS my hand and official seal.

Signature Diana M. V. Johnson



(This area for official notarial seal)

Other Supporting Information



IN REPLY REFER TO:

L54

October 20, 1998

Program Manager
State Water Resources Control Board
Division of Water Rights
P.O. Box 2000
Sacramento, CA 95812-2000

Dear Sir:

Enclosed are 18 completed Report of Licensee forms for 1997. These reports are for licenses held by the U S National Park Service, Point Reyes National Seashore. Also enclosed are three completed Supplemental Statements of Water Diversion and Use forms for 1997 for which the owner of record is U S National Park Service and the location is tributaries within Point Reyes National Seashore. A list of the license application and statement numbers follows:

Licenses:

A017417	A020070
A019950	A010917
A019951	A021277
A019952	A021736
A019953	A021954
A019954	A022784
A019955	A025498
A020021	A025504
A020022	A026421

Supplemental Statements:

S005292
S005293
S005294

Please contact William Shook, Chief of Resource Management at Point Reyes National Seashore with any questions or concerns you may have.

Sincerely,

Frank Dean
Acting Superintendent

cc:

Chief, Water Resources Division w/enclosures ✓
1201 Oak Ridge Drive, Suite 250
Fort Collins, CO 80525-5596

State Water Resources Control Board
DIVISION OF WATER RIGHTS
P.O. Box 2000 SACRAMENTO, CA 95812-2000
901 P STREET, SACRAMENTO, CA
(916) 657-1384 FAX: (916) 657-1485



REPORT OF LICENSEE FOR 1995, 1996, 1997

OWNER OF RECORD: U S NATIONAL PARK SERVICE

APPLICATION: A025504

U S NATIONAL PARK SERVICE
POINT REYES NATIONAL SEASHORE
1201 OAK RIDGE DR STE 250
FORT COLLINS, CO 80525-5596

LICENSE: 013112

TELEPHONE NUMBER:
(970) 225-3500

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

SOURCE:

COUNTY:

UNST

MARIN

PURPOSE:

DIVERSION/STORAGE SEASON:

ACRES/HP:

DOMESTIC	/ NOV 01 TO APR 01	0 AC
RECREATIONAL	/ NOV 01 TO APR 01	0 AC
STOCKWATERING	/ NOV 01 TO APR 01	0 AC
FIRE PROTECTION	/ NOV 01 TO APR 01	0 AC

AMOUNT: 0

21.6 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 ☒ NO ☐. I am complying with the conditions of my license: YES ☒ 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

- Have you used the full licensed amount of water each year? YES ☐ NO ☐.
- 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
1995	X	X	X	X	X	X	X	X	X	X	X	X	
1996	X	X	X	X	X	X	X	X	X	X	X	X	
1997	X	X	X	X	X	X	X	X	X	X	X	X	

COMPLETE FOR STORAGE PROJECTS

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

	1995	1996	1997
3. Did your reservoir spill this year?	YES	YES	YES
4. If not, how many feet below spillway vertically was the water level at maximum storage?	N/A	N/A	N/A
5. Have you emptied the reservoir?	NO	NO	NO
6. How many feet below spillway vertically was it drawn down at end of season?	4 FT	4 FT	4 FT

(Continues on reverse side)

1997

USE (COMPLETE FOR ALL PROJECTS)

(see page 1 for year of use)

7. Acreage irrigated.			NONE
8. Stockwatering - number of stock.			300
9. Domestic - number of persons.			12
garden area, etc.			16 ACRES
10. Recreational - nature of use.			FISHING
11. Industrial - nature of use.			
12. Municipal - approximate population.			
13. Power generation - K.W.			
14. Other.			FIRE PROTECTION/STOCK

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 WATER17. Describe any water conservation efforts you may have started: NONE

18. If credit toward beneficial use of water under this license for water not used due to a conservation effort is claimed under Section 1011 of the Water Code, please show the amounts of water conserved:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

WATER QUALITY AND WASTEWATER RECLAMATION19. 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 [☒].

20. If credit toward use under this license 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)

CONJUNCTIVE USE OF SURFACE WATER AND GROUNDWATER

21. Are you now using groundwater in lieu of surface water? YES [] NO []

22. If credit toward use under this license through substitution of groundwater in lieu of appropriated water is claimed under Section 1011.5 of the Water Code, please show the amounts of groundwater used:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

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

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

Date: _____

Sign Here: _____


 LICENSEE (OR AGENT OR DESIGNEE)

REPORT OF LICENSEE - PAGE 2

995

FOR0135R5



IN REPLY REFER TO:

United States Department of the Interior

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

March 29, 1995

L54(479)
PORE\Water Rights

Memorandum

To: Superintendent, Point Reyes National Seashore
From: Chief, Water Rights Branch
Subject: License 13112 (Permit 18061, Application 25504) for Diversion and Use of Water of an Unnamed Stream in Marin County, within the Boundaries of Point Reyes National Seashore (PORE)

Please find attached a copy of the above-captioned License for Diversion and Use of Water. Original copies will be retained in the NPS's water right docket PORE-0013.

One of the requirements under which this license was issued was that "Reports shall be filed promptly by licensee on appropriate forms which will be provided every three years by the Board". As a result, Park staff will be triannually canvassed for input to assure accurate information is used to prepare the Report of Licensee in the future.

If you have any questions, please contact Denise Newberry of my staff at (303) 225-3525.

cc: WR - Kolipinski
PORE - Superintendent (w/attachment)
479 - Pettee, Hansen

May 25, 1993

L54(479)
PORE/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: Request for License, Permit 18061 (Application 25504)

Dear Mr. Wright:

Please find enclosed the completed Request for License and Progress Report for Permit 18061 (Application 25504) located in Point Reyes National Seashore.

Please contact Denise Newberry, of my staff, at (303) 225-3525 if you have any questions regarding this Request.

Sincerely,

Owen R. Williams
Chief, Water Rights Branch

Enclosures

cc: WR - Kolipinski
PORE - Superintendent (w/enclosures)
479 - McGlothlin, Johns

bcc: Docket PORE - 0013 (w/enclosures)

BZL H.

December 4, 1989

154(479)
PDRR

Mr. Glenn E. Hork
Chief, Investigation and Compliance Section
State Water Resources Control Board
Division of Water Rights
P.O. Box 2000
Sacramento, CA 95818

Re: Program Report by Permittee, Permit 010061

Dear Mr. Hork:

We have enclosed the Program Report by Permittee for Permit 010061 for 1988.

If you have any questions please contact me or Bill Hansen at (916) 221-8301
or (916) 221-8333, respectively.

Owen Williams

Owen R. Williams
Chief, Water Rights Branch

Enclosure

bcc: PDRR - Shook

FHP:DHANSEN:jr:221-8333:12/05/89:WANG #842



IN REPLY REFER TO:

United States Department of the Interior

NATIONAL PARK SERVICE

WESTERN REGION

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

L54(WR-RN)
PORE/AWR #12
Application 25504; Permit 1806 - William Niman

March 12, 1987

State of California
State Water Resources Control Board
Division of Water Rights
901 P. Street
Sacramento, CA 95810
Attention: Mr. Dave Cornelius

Gentlemen:

Enclosed are the required forms for the "Petition for Extension of Time" for application 25504 and permit 18061. A check for \$50 from the Treasury Department will be forwarded under separate cover (Purchase Order #PX-1299-7-0565, issued out of the Denver Fiscal Office, 303-236-2508).

If you have any questions in this matter, please contact me at 415-556-6732 or Gerard Witucki of our Water Resources Division at 303-221-5341.

Sincerely,

John D. Cherry
Associate Regional Director
Resource Management and Planning

Enclosures

cc:
Superintendent, Point Reyes w/enc.
Acting Chief, Water Resources Division,
Fort Collins, Attn: G. Witucki w/enc.
Mr. William Niman, Bolinas w/enc.
Mr. Harry O'Leary, Sacramento w/o enc.

FR: WASO WAD, Ft. Collins S. Ponce		PAGE 1 OF 1 PAGES	
ORDER FOR SUPPLIES OR SERVICES			
IMPORTANT: Mark all packages and papers with contract and/or order numbers.			
1. DATE OF ORDER March 5, 1987	2. CONTRACT NO. (If any) State Agency	3. ORDER NO. PX 1299-7-0564	4. REQUISITION/REFERENCE NO. 87-39
5. ISSUING OFFICE (Address correspondence to) National Park Service RMR-AC 655 Parfet Street P. O. Box 25287 Denver, Colorado 80225		6. SHIP TO: (Consignee and address, ZIP Code) National Park Service Water Resources Division 301 South Howes, Room 335 Ft. Collins, CO 80521	
7. TO: CONTRACTOR (Name, address and ZIP Code) STATE OF CALIFORNIA WATER RESOURCES CONTROL BOARD Division of Water Rights, P. O. Box 2000 Sacramento, CA 95810		8. TYPE OF ORDER ☐ A. PURCHASE — Reference your _____ Please furnish the following on the terms and conditions specified on both sides of this order and on the attached sheets, if any, including delivery as indicated. This purchase is negotiated under authority of: ☒ B. DELIVERY — Except for billing instructions on the reverse, this delivery order is subject to instructions contained on this side only of this form and is issued subject to the terms and conditions of the above-numbered contract.	
9. ACCOUNTING AND APPROPRIATION DATA 1292-2004-414 - N 2500 (39N) ✓		10. REQUISITIONING OFFICE ATTN: Larry Ataway	
11. BUSINESS CLASSIFICATION (Check appropriate box(es)) ☐ SMALL ☒ OTHER THAN SMALL ☐ DIS-ADVANTAGED ☐ WOMEN-OWNED		12. F.O.B. POINT destination	
13. PLACE OF INSPECTION AND ACCEPTANCE N/A		15. DELIVER TO F.O.B. POINT ON OR BEFORE (Date) CONFIRMING	
14. GOVERNMENT B/L NO. N/A		16. DISCOUNT TERMS net	
17. SCHEDULE (See reverse for Rejections)			
ITEM NO. (A)	SUPPLIES OR SERVICES (B)	QUANTITY ORDERED (C)	UNIT PRICE (E)
1.	+CONFIRMING ORDER:: DO NOT DUPLICATE Filing fee for amendment to appropriate additional water, WATER RIGHT APPLICATION #25504, Point Reyes National Seashore, AWR #12 Forms send under separate cover on 2/20/87. Note: Send invoice to address in Block #21.	1	\$100.00
			\$100.00
18. SHIPPING POINT		19. GROSS SHIPPING WEIGHT	20. INVOICE NO.
21. MAIL INVOICE TO: (Include ZIP Code) National Park Service RMR-APP P. O. Box 25287, Denver, Colorado 80225		17(H). TOT. (Cont. pages) 17(I). GRAND TOTAL	
22. UNITED STATES OF AMERICA BY (Signature)		23. NAME (Typed) Keith H. Warner (303) 236-4652	
NSN 7540-01-152-8083		50347-101	
OPTIONAL FORM 347 (10-83) Prescribed by GSA FAR (48 CFR) 53.213(e)			

Form CP-1
(Rev. 4-56)UNITED STATES
DEPARTMENT OF THE INTERIOR

Page 1 of Pages

REQUISITION

Requisition Number
27-33

To: Procurement & Contracts

RMRO, 655 Parket Street, P.O. Box 15287,
Denver, CO 80225

Bureau or Office

Water Resources Division
Ft. Collins, CO 80521Date
2/9/87

Appropriation and Allotment or Project No.

1292-2004-414

Charge shipping costs to

Vendor

State of California
Water Resources Control Board
Division of Water Rights, Attn: Larry Atway
201 P Street, P.O. Box 2000
Sacramento, CA 95810

Deliver to

Water Resources Division
National Park Service
301 S. Howan, Rm 335
Ft. Collins, CO 80521

ITEM OR FORM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	AMOUNT
1	Filing fee for amendment to appropriate additional water, water right Application #25504, Point Reyes National Seashore, ANR #12 * Gloria, When assigning FOR, please notify Larry Withers of account. Thank you.	1	ea	100.00	100.00

For Use When Additional Approval is Required

Bureau Officer

(Signature)

(Date)

Title

Requisitioned by (Signature)

Title Chief, Water Rights Branch

Approved by (Signature)

Title Chief, Water Resources Division

Prepare in single space typing. Use double space between items. Fill out top of requisition completely, showing complete shipping instructions and appropriation if different from that to which requisition is chargeable.

Form DI-1
(Rev. 4-56)UNITED STATES
DEPARTMENT OF THE INTERIOR
REQUISITION

Page 1 of ____ Pages ____

Requisition Number
37-46To: Procurement & Contracts
RM40, 655 Parfet Street, P.O. Box 25247
Denver, CO 80225Bureau or Office
Water Resources Division
Ft. Collins, CO 80521Date
2/9/87

Appropriation and Allotment or Project No.

1292-2004-414

Charge shipping costs to

Vendor
State of California
Water Resources Control Board
Division of Water Rights, Attn: Dave Cornelius
201 P Street, P.O. Box 1000
Sacramento, CA 95810Deliver to
Water Resources Division
National Park Service
301 S. Rowles, RM 303
Ft. Collins, CO 80521

ITEM OR FORM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	AMOUNT
1	Filing fee for extension of time, Permit 18061, Water Right Application #25504, Point Reyes National Seashore AWR #12 * Gloria, When assigning POF, please notify Gerry Winters or <u> </u> . Thank you.	1	ea	50.00	50.00

For Use When Additional Approval Is Required

Bureau Officer

(Signature)

(Date)

Title

Requisitioned by (Signature)

Title
Chief, Water Rights Branch

Approved by (Signature)

Title
Chief, Water Resources Division

Prepare in single space typing. Use double space between items. Fill out top of requisition completely, showing complete shipping instructions and appropriation if different from that to which requisition is chargeable.

March 2, 1967

LS4 (479)
Water Rights PORE/ANR/12
Application 25504; Permit 1806 - William Niman

Memorandum

To: Associate Director, Resource Management and Planning
From: Acting Chief, Water Resources Division
Subject: Transmittal of draft memorandum regarding Water Rights Application
25504 and Permit 1806 - William Niman

As noted in conversations between yourself and Gerard Witucki of this office, attached are draft memorandums regarding the above subject. The necessary completed forms have been sent under separate cover.

If you have any questions in this matter, either I or Mr. Witucki can be reached at 303-221-5341.

Stanley L. Ponce

Stanley L. Ponce

Attachments

cc: Chief, Water Rights Branch

FHP:GWITUCKI:giz:3/2/67:K:2020GW.NM1

March 2, 1987

LS4 (WR-RN)
PORE/AWR #12
Application 25504 - William Niman

State of California
State Water Resources Control Board
901 P. Street
P.O. Box 2000
Sacramento, CA 95810
Attention: Mr. Larry Attaway

Gentlemen:

Enclosed are the required forms for an application to cover excess storage capacity as reported by the California Division of Water Rights Staff. A check for \$100 from the Treasury Department will be forwarded under separate cover (Purchase order #PX-1299-7-0564 issued out of the Denver Fiscal office, (303) 236-2508).

If you have any question in this matter, please contact me at 415-556-6732 or Gerard Witucki of our Water Resources Division at 303-221-5341.

Sincerely,

John D. Cherry
Associate Regional Director

Enclosure

cc: Supt., Point Reyes, w/enclosures
Acting Chief, Water Resources Division, Fort Collins
Mr. William Niman
Mr. Harry O'Leary

March 2, 1987

L54 (WR-RN)
PORE/AWR #12
Application 25504; Permit 1806 - William Niman

State of California
State Water Resources Control Board
Division of Water Rights
901 P. Street
Sacramento, CA 95810
Attention: Mr. Dave Cornelius

Gentlemen:

Enclosed are the required forms for the "Petition for Extension of time" for application 25504 and permit 18061. A check for \$50 from the Treasury Department will be forwarded under separate cover (Purchase Order #PX-1299-7-0565 issued out of the Denver Fiscal Office 303-236-2508).

If you have any questions in this matter, please contact me at 415-556-6732 or Gerard Witucki of our Water Resources Division at 303-221-5341.

Sincerely,

John D. Cherry
Associate Regional Director

Enclosures

cc: Supt., Point Reyes, w/enclosures
Acting Chief, Water Resources Division, Fort Collins
Mr. William Niman
Mr. Harry O'Leary

February 6, 1987

L54 (WR-RN)
PORE/AWR #12
Application 25504; Permit 1806 - William Niman

State of California
State Water Resources Control Board
Division of Water Rights
901 P. Street
Sacramento, CA 95810
Attention: Mr. Dave Cornelius

Gentlemen:

In accordance with conversations between Mr. Harry O'Leary of your office, Mr. William Niman, Bolinas, California and Mr. Gerard Witucki, National Park Service, Water Resources Division, Fort Collins, ^{Cob} enclosed are the required forms for the "Petition for Extension of time" for application 25504 and permit 18061. A check for \$50 from the Treasury Department will be forwarded under separate cover (Purchase Order #PX-1299-7-0565 issued out of the Denver Fiscal Office 303-236-2508).

If you have any questions in this matter, Mr. Witucki may be reached at 303-221-5341 or I may be reached at 415-556-6732

Sincerely,

John D. Cherry
Associate Regional Director

Enclosures

cc: Supt., Point Reyes, w/enclosures
Mr. William Niman, Bolinas
Chief, Water Resources Division, Fort Collins
Attention: G. Witucki

FNP:GWITUCKI:gfz:2/6/87:E:20206GW.mml

NIMAN-SCHELL RANCH PH. 415-868-1208 PH. 415-868-0961 BOX 56, OVERLOOK ROAD BOULINAS, CA. 94924		EXPLANATION	AMOUNT	
		Application for request to use excess storage water	100	

0453

90-7106
3211

PAY AMOUNT OF *One hundred*

DATE	TO THE ORDER OF	REFERENCE	GROSS AMOUNT	DISCOUNT	CHECK NUMBER	CHECK AMOUNT
10/20	State Water Resources Control Board	—	—	—	453	\$ 100. —

COLUMBUS SAVINGS AND LOAN ASSOCIATION - MARIN SAVINGS
3605 STATE HIGHWAY NO. 1, STINSON BEACH, CA 94970

Will. E. A.

⑈000453⑈ ⑆12321171061⑆ 061600068709⑈

DELUXE

Stanley L. Ponce

SP

January 20, 1987

To: Gerard Witucki, Hydrologist
Water Services Branch

From: Stan Ponce, Chief
Water Rights Branch

Subject: Water rights associated with the Niman and Schell residential
reservations within Point Reyes National Seashore

I appreciated the opportunity to review and comment on the water right issue involving the Niman and Schell residential reservations at Point Reyes National Seashore. As a matter of courtesy, we are providing our comments to you informally.

As Scott and I have discussed with you, we are concerned with the payment of fees by Mr. Niman, for securing water rights that are associated with lands held by the United States. Having acquired title to these lands in 1984, and having granted Messrs. Niman and Schell rights to occupy the lands they have historically occupied, we feel that the obligation to pay fees associated with newly acquired water rights is an obligation of the United States, unless the conditions of the title transfer, terms of the lease agreement, or some other arrangement between the parties has relieved the Government of this obligation.

Our concern is heightened by the fact that in submitting payment of \$150 in fees to the California Water Resources Control Board, through your office, Mr. Niman, in his letter of October 20, 1986, stated, "...it seems strange that we should have to pay for this since we are protecting your water right." As subtle as that protest may seem, it is clear that Mr. Niman does not understand why he is being charged to secure our water right.

Requiring an individual to pay fees under these circumstances is not consistent with current Service practices and, in our opinion, may jeopardize the United States' position if ownership to this right is challenged in the future.

We understand that you have the lead in resolving this issue; however, we felt it was necessary to communicate our concerns to you in writing and urge you to ensure that the Service's rights will not be jeopardized by this action.

Stanley L. Ponce

Stanley L. Ponce

FNP:DSBrowns:dsb:pml:1/16/87:221-5341:30116brw.mml

94058580

Exhibit C

NPS Attn G. W. Fuchs
301 So. Howe St.
Room 343
Ft. Collins CO 80524

Reserving to the Vendors, their assigns and successors in interest, the right to use and occupy 206.05 acres of the property described in Exhibit A, together with the improvements situated thereon, for the purpose of pasturing beef cattle, horses or sheep and for single family noncommercial residential purposes for a period of life tenure (termination on the death of the last survivor of the Vendors) commencing upon conveyance of title to said property to the United States, subject to the following terms and conditions:

1. That the term "Director" as used herein means the Director of the National Park Service and includes the appropriate Regional Director or Superintendent as the representative of the Director. The term "Vendors" as used herein refers to the Vendors executing this offer, their assigns and successors.

2. That the Vendors have inspected and know the condition of the reserved property and it is understood that the same is hereby reserved without any representation or warranty by the Government whatsoever, and without obligation on the part of the Government to make any alterations, repairs, or additions thereto.

3. That all improvements used and occupied by the Vendors under this reservation shall at all times be protected and maintained in a safe, sanitary, and sightly condition by and at the expense of the Vendors. Maintenance to be accomplished during the period of this reservation includes but is not necessarily limited to the following:

(a) Residences, barns, and other wooden out-buildings will be painted or stained periodically in order to present a neat and pleasing appearance as has been traditionally accomplished in the past.

(b) Fencing will be maintained and replaced and gates installed as necessary to insure that the fence wire is adequately strung and unbroken and that the fence posts are in the proper upright positions to insure that livestock is properly confined at all times. Special attention will be given to the fencing along Mesa Road and the yards and land surrounding the residences and buildings and other fencing ordinarily within view of the public.

(c) That the Ranch service roads and parking area may be surfaced or paved, but will be maintained in a safe condition by and at the expense of the Vendors. No new roads or truck trails will be constructed or established by the Vendors without written permission of the Director or his representative, which permission will not be unreasonably withheld.

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(d) That existing water reservoirs will be maintained in an adequate condition to prevent washouts and erosion. A small dock may be constructed for lakeside access, a pump installed, and new stock ponds constructed with written permission of the Director or his representative, which permission will not be unreasonably withheld.

4. That the furnishing of all utilities services (water, sewer, telephone, electricity, sanitation and garbage disposal) are the responsibility of the Vendors. Vendors will insure that all applicable federal, state and local pollution-control laws and regulations and U.S. Public Health Service standards are met and that all refuse, garbage, and trash are disposed in a proper location outside the boundaries of the National Recreation Area. The Vendors will discontinue use of and obliterate existing trash and garbage dumps on their premises. Diseased, injured, dying or dead animals shall be treated promptly, removed from the property or otherwise disposed of in a clean and sanitary manner.

5. That manure accumulating around outlying feed or watering stations will be periodically removed and stored, so that it will not contribute to stream pollution, until spread as fertilizer or disposed outside the National Seashore boundary.

6. That a Soil and Water Conservation Plan will be obtained through the Marin County Soil Conservation District and reviewed and approved by the U.S. Department of Agriculture Soil Conservation Service. The Vendors shall abide by recommendations in that plan. However, the proposed use of pesticides or chemicals for agricultural use must be submitted in writing to the Director or his representative in advance of the time proposed for use so that permission for their use can be obtained, if necessary, from higher authority.

7. That during the term of this reservation, the Vendors shall use said property for ranching operations and grazing cattle, sheep and horses and shall not plant, cultivate, or harvest crops on said property or alter the surface of any lands or fields on said property except as may be reasonably necessary for the development of silage crops and permanent pasture for use in the grazing and ranching operations. This development must be with the written permission of the Director or his representative, which permission shall not be unreasonably withheld. The Vendors will at all times maintain the property immediately adjacent to the Ranch buildings in good condition and free from weeds, brush, washes, and gullies detrimental to efficient operations or to the value of such property and shall not commit or permit any unlawful acts, activities, or nuisances upon said property. Vendors shall cut no timber, conduct no mining operations, or in any manner substantially change the contour or condition of the property hereby reserved, except changes required in carrying out soil and water conserva-

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tion measures. Sand, gravel or rock needed for Ranch operations and erosion control may be removed from pits designated by the Director or his appropriate representative.

8. The Vendors will abide by the rules and regulations pertaining to National Recreation Areas as set forth in the Code of Federal Regulations, Title 36, Chapter I, Parts 1 through 5, as amended. Wildlife shall be permitted to graze or browse unmolested.

9. That the Vendors shall not construct any permanent structure on said premises and shall not construct any temporary structure or place any advertising or other sign thereon without the prior written consent of the Director of the National Park Service or his representative, which consent shall not be unreasonably withheld. All buildings or structures so permitted will be constructed in accordance with Marin County and State of California building and sanitary codes.

10. That the United States reserves all rights for water which may be developed or used in connection with this reservation. However, Vendors shall be permitted to maintain all present water supplies used in the present operations and the repair and replacement thereof so that sufficient water is available for Vendors for normal and anticipated ranching operations. ✓

11. That the Vendors and their employees shall take all reasonable precautions to prevent forest, brush, grass and structural fires and also shall assist the Director or his representative in extinguishing such fires in the vicinity of any tract which may be used hereunder.

12. That any property of the United States damaged or destroyed by the Vendors incident to their use and occupation of the premises shall be promptly repaired or replaced by the Vendors to the satisfaction of the said Director or his representative, or in lieu of such repair or replacement the Vendors shall, if so required by the said Director or his representative, pay to the United States money in an amount sufficient to compensate for the loss sustained by the United States by reason of damages to or destruction of Government property.

13. That the Vendors shall pay to the proper authority, when and as the same become due and payable, all taxes, assessments and similar charges which, at any time during the term of this reservation, may be taxed, assessed, or imposed upon the Vendors' interest in the leased premises.

14. That the United States or its contractors or any of their officers, agents, or employees, shall not be responsible for any loss, expense, damages to property, or injuries to persons, which may arise from or be incident to the use and

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occupation of the said premises, or for damages to the property of the Vendors, or for injuries to the person of the Vendors (if an individual), or for damages to the property or injuries to the Vendors' officers, agents, servants, or employees, or others who may be on said premises at their invitation or the invitation of any one of them, arising from activities of the United States or its contractors, and the Vendors shall hold the United States and its contractors, and any of their officers, agents, or employees, harmless from any and all such claims.

15. That Vendors shall peacefully relinquish possession and control of the reserved premises upon the expiration of the term of the right of use and occupancy. They shall leave the reserved premises in a neat and clean condition. They shall not remove any structures or other improvements which are permanently affixed to the realty unless proper arrangements, with adequate consideration for such removal, have been made with the National Park Service. Any personal property left on the reserved premises upon the expiration of the term may be disposed of by the National Park Service.

16. That use by the Vendors of the land, buildings, and improvements reserved hereby is subject to the right of the Director or his representative to establish trails, roads, 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; provided that in exercising such right the United States will refrain from materially interfering with or preventing use of the land by the Vendors for the purpose intended under this reservation.

17. That all notices to be given pursuant to this reservation shall be addressed, if to the Vendors, to P. O. Box 56, Bolinas, California 94924, if to the United States, to the Superintendent, Point Reyes National Seashore, Point Reyes, California 94956, or as may from time to time be directed by the parties. Notice shall be deemed to have been duly given if and when enclosed in a properly sealed envelope or wrapper, addressed as aforesaid and deposited postage prepaid (or, if mailed by the United States, deposited under its franking privilege) in a post office or branch post office regularly maintained by the United States Government.

18. That Vendors' estate in the reserved premises may be conveyed or leased for not less than 90 days by the Vendors or their successors, or assigns, provided the instrument of conveyance or lease imposes upon the grantee or lessee all of the restrictions and requirements of these provisions. A copy of any such conveyance or lease shall be furnished to the United States, prior to the effective date of such conveyance or lease.

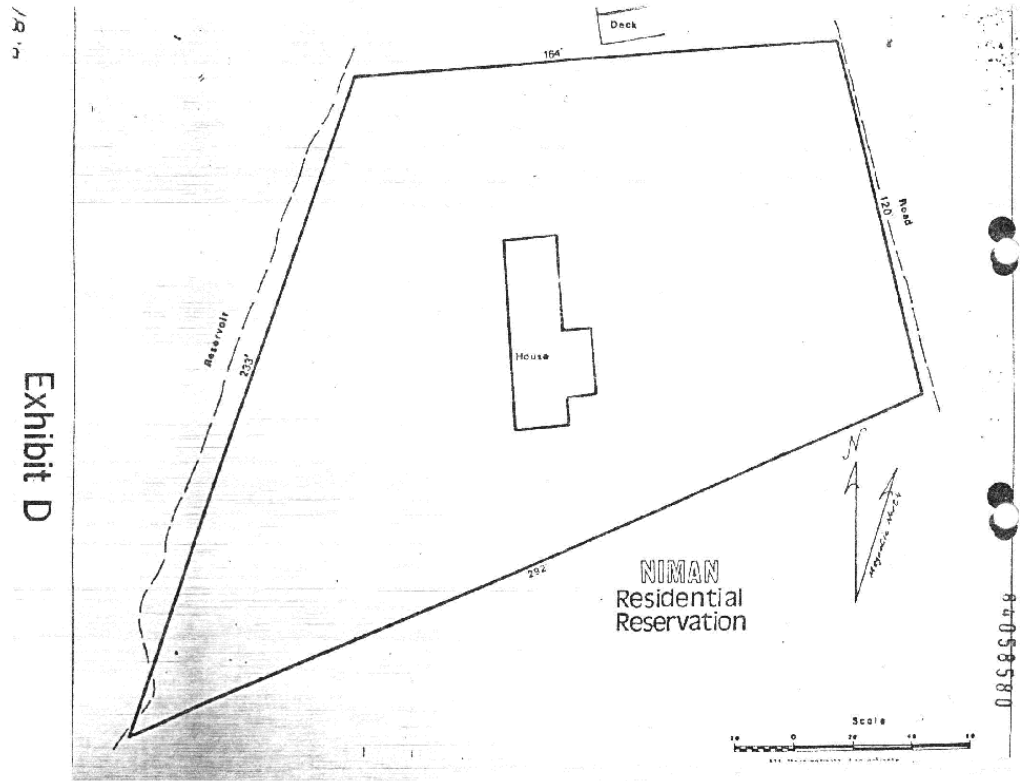
19. That Vendors are responsible for insuring their interest in the reserved premises.

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20. That Vendors fully understand that by reserving the rights of use and occupancy herein they waive replacement housing benefits under Sections 203, 204, 205, and 206 of Public Law 91-646.

21. That the areas reserved for single family noncommercial residential purposes only are shown on the attached Exhibit D.

22. As delineated in the attached site plan, the Vendors may at their own expense construct a small hay barn, utilize the existing two paddocks for a small ten (10) horse maximum boarding operation, maintain several pastures for seasonal feed, maintain an existing feed-lot near the corrals, spray irrigate several areas, and cultivate silage in two areas.



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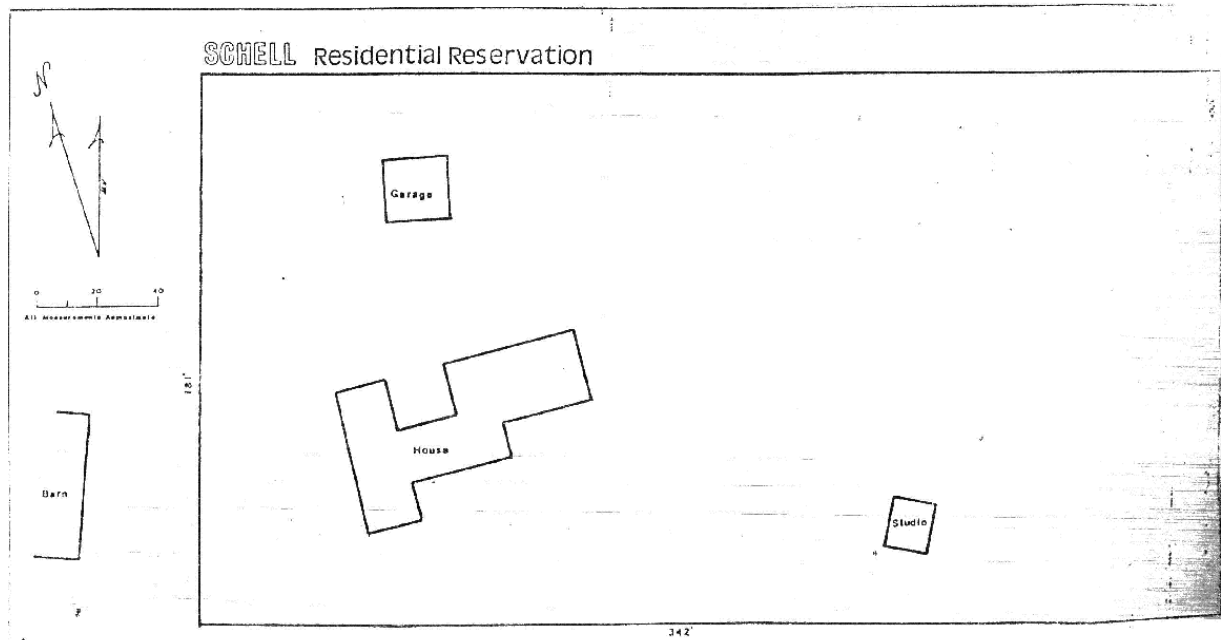
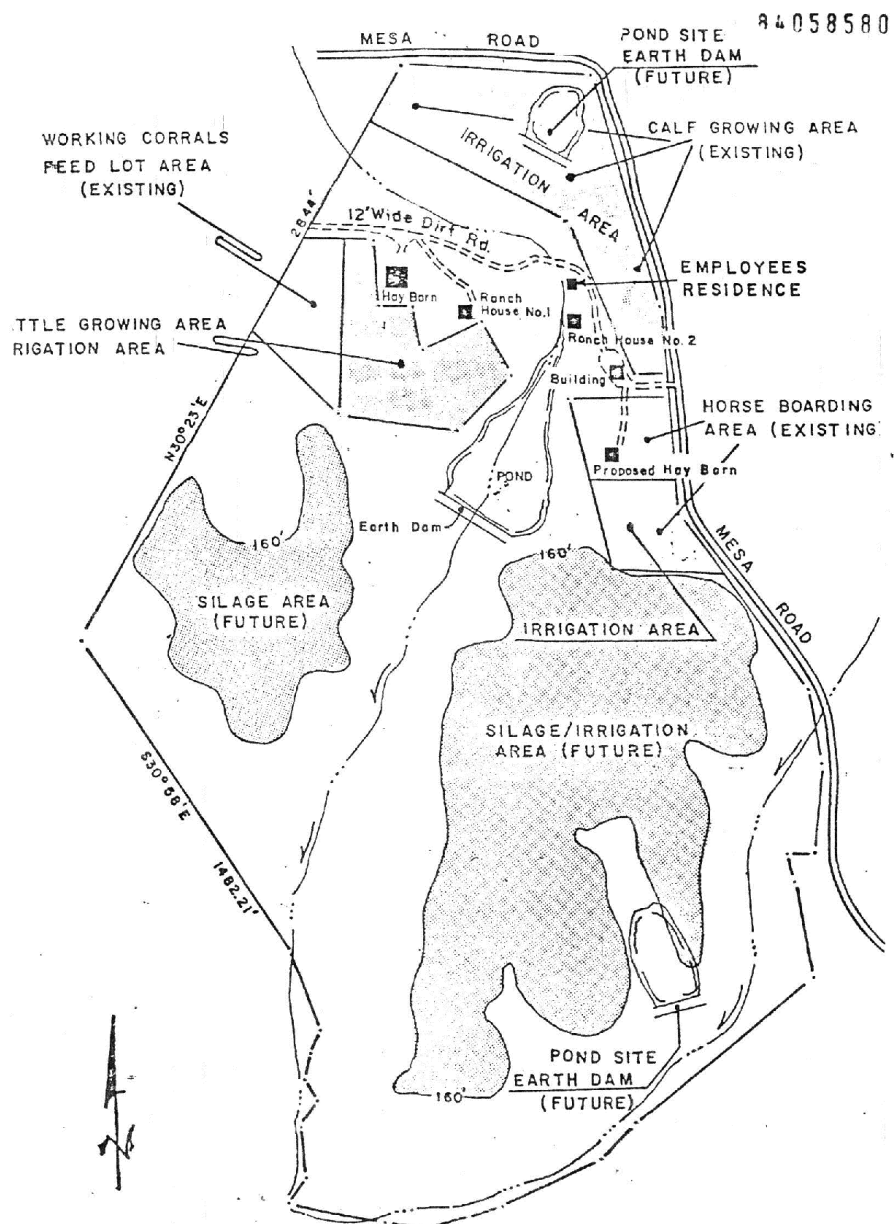


Exhibit D



UNITED STATES DEPARTMENT OF THE INTERIOR - NATIONAL PARK SERVICE

UNTY	MARIN
ATE	CALIFORNIA
STERN	REGIONAL OFFICE
BY	DATE
AWN	Wm S. 9/21/84
LOCKED	
PROVIDED	

NIMAN - SCHELL RANCH

SITE PLAN

AREA	206.05
POINT REYES NAT. S	
TRACT NO. 04-120	
EXHIBIT "E"	

Item # 12 of
Schedule B FIP
5400



IN REPLY REFER TO:

L1425 (WR-OL)
PORE 04-120
Niman/Schell

February 28, 1985

Memorandum

To: Field Solicitor, San Francisco
From: Chief, Division of Land Resources, Western Region
Subject: Request for Final Title Opinion

Re: Project: POINT REYES N.S. Tract No.: 04-120
County: MARIN State: CALIFORNIA
Acreage: 206.05 Consideration:
Estate Acquired: \$1,300,000.00
Vendors: William E. Niman and - \$158,730.00 RESERVATION
Orville H. Schell both as single \$1,141,270.00
men
Deed Dated: December 19, 1984 Recorded: December 21, 1984
Document No.: 84058580
Title Evidence No.: 112269
Prepared by: Fidelity National Title Insurance Company

Enclosed for your review and approval of the Final Title is a complete Purchase Assembly relating to the acquisition of certain lands by the United States of America for use by the National Park Service. The assembly has been prepared with the view of meeting all of the requirements of the preliminary title opinion and includes all of the documentation prescribed therein.

An examination has been made of the title evidence and related papers pertaining to certain land in which interests have been acquired under authority of existing legislation. The land and estate acquired by the United States are more particularly described in the attached deed.

The attached final title evidence, continued to a date subsequent to the recordation of the deed, and accompanying data shown on enclosed list, disclose valid title to be vested in the United States of America subject to existing easements for public utilities, the rights and easements noted in Schedule "B" of the attached title evidence and any reservation contained in the deed and purchase agreement, which will not interfere with the proposed use of the land.

FRANK 2/3/85
MEREDITH 2/3/85
M.I.S. 2/3/85
EASTERLING 2/3/85
HABERLIN 2/3/85
LANDS (Later) 2/3/85

3-19
BIB
2/3/85
1

2

I hereby certify that the legal description in the subject deed has been checked and is correct and sufficient.

If you approve the title to the subject property, please sign in the space provided below and return this original memorandum to this office.

(BDD) EDWARD R. HABERLIN

Enclosures

cc:

Field Solicitor, San Francisco, w/copy of ETOM
Attorney General, w/copy of title policy/indorsements, recorded deed, documents.

The title to the above referenced property is hereby approved this

_____ day of _____, 19____.

Field Solicitor, Department of the Interior,
San Francisco

KNFRANK:knf 02/28/85 556-0258

LIST OF ENCLOSURES
FINAL TITLE OPINION REQUEST

Project: POINT REYES N. S.

Tract No.: 04-120

Vendor: Niman/Schell

Check if
Enclosed

- ☒ 1. Original Preliminary Title Opinion, w/attachments
- ☒ 2. Title Insurance Policy - with all Indorsements
- ☒ 3. Elimination of Title Objections Memorandum
- ☒ 4. Certificate of Inspection and Possession
- ☒ 5. Administrative Waiver Certificate
- ☒ 6. Vendor's (seller/owner) Certificate of Possession
- ☐ 7. Tenant Disclaimer
- ☒ 8. Recorded Deed
- ☒ 9. Offer to Sell Real Property
- ☒ 10. Payment and Closing Sheet
- ☐ 11. Other Title Curative - Specify
 - a. _____
 - b. _____
 - c. _____
 - d. _____
 - e. _____



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:

L1425 (WR-OL)
PORE 04-120
Niman/Schell

January 29, 1985

Orville Schell
Niman-Schell Ranch
Box 56, Overlook Road
Bollinas, California 94924

Dear Sirs:

Reference is made to your recent conveyance to the United States of 206.05 acres of land, more or less, described in the Offer to Sell Real Property that you executed on 12/04/84, which was accepted on behalf of the United States on 12/04/84.

The National Park Service is attempting to acquire all of the lands within POINT REYES NATIONAL SEASHORE by means of a negotiated purchase whenever possible. However, the failure of negotiations coupled with the threat of use of your property for purposes incompatible with the land acquisition policy would lead to the acquisition of your property by condemnation.

Sincerely,

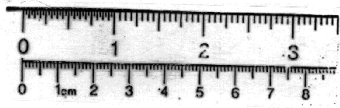
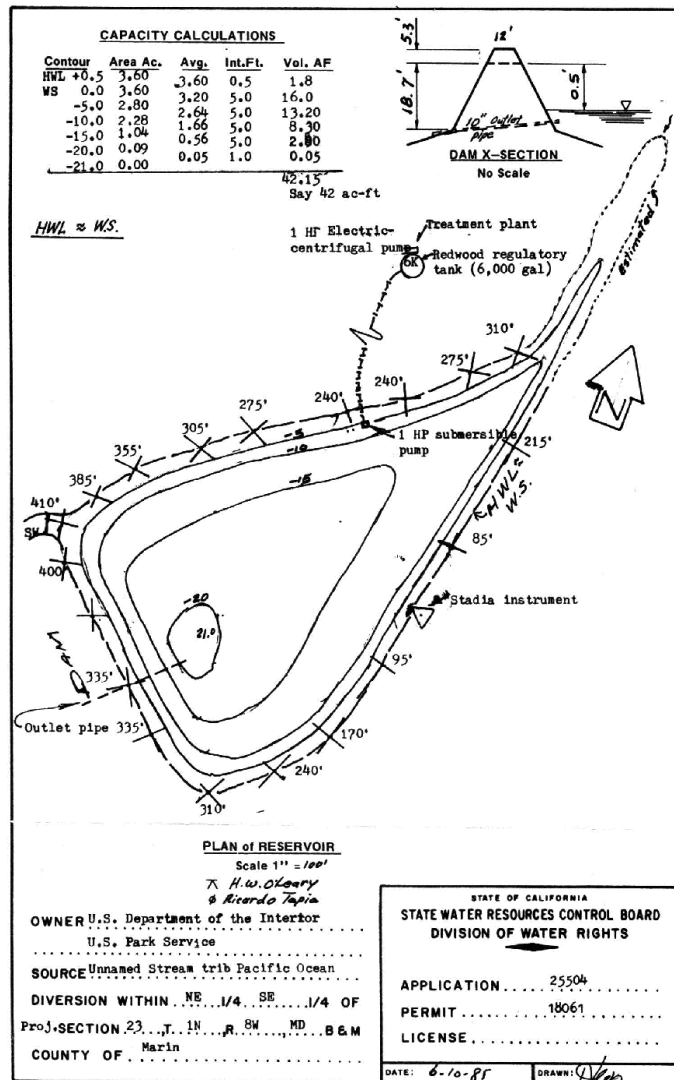
(SOD) EDWARD R. HABERLIN

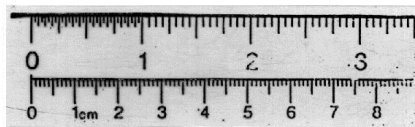
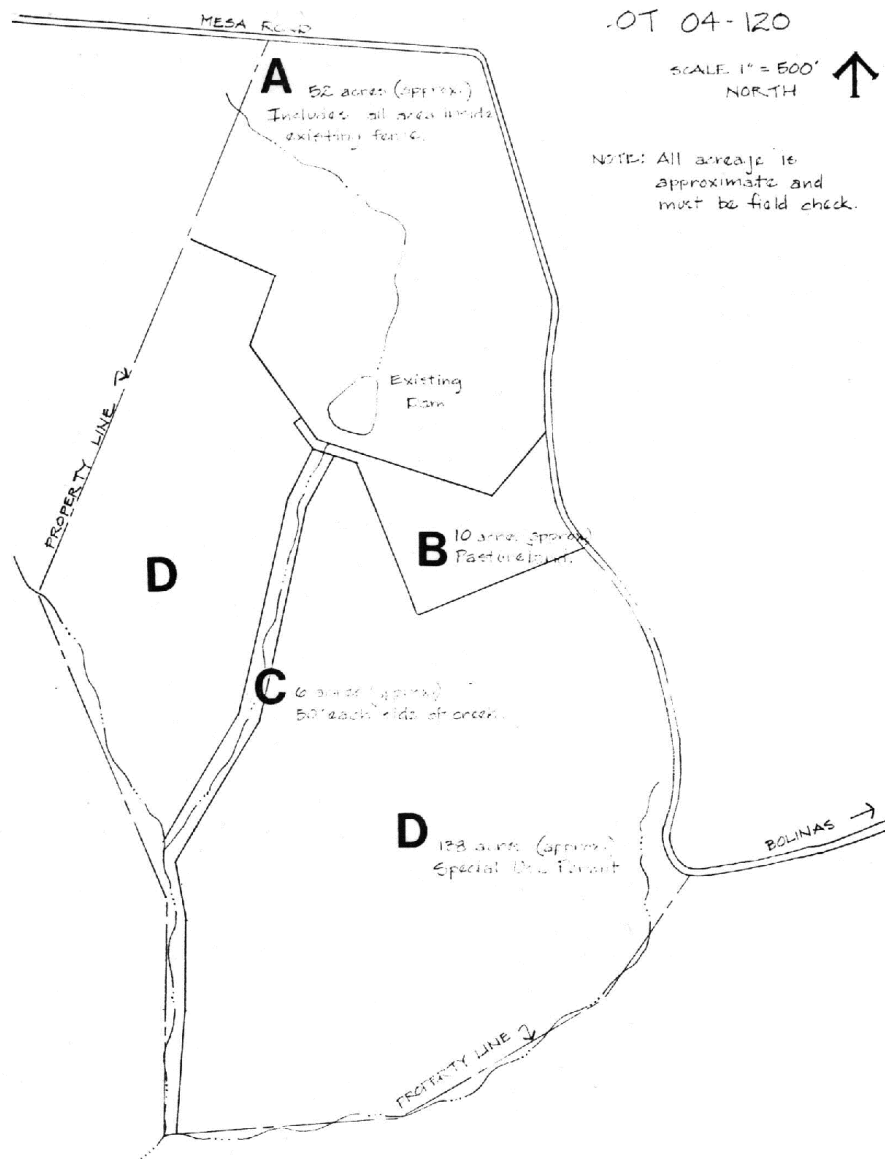
Edward R. Haberlin
Chief, Division of Land Resources,
Western Region

KNFRANK:knf 01/29/85 556-0258

FRANK 7/2 1/29/85
MEREDITH 1/29/85
EASTERLING 1-31
HABERLIN 1-31
LANDS (Later) 12-588

Maps and Miscellaneous Information





Docket Information

Number of Documents in Docket 109

Documents Dated from 3/2/1967 to 7/19/2012

Docket Compiled: 7/20/2012