



WATER-RIGHT DOCKET

Point Reyes National Seashore

Docket No: 43

RES ID #675 (S022952)

Preliminary Docket Information

00-00-0000: PORE Initial Statement of Water Diversion and Use

PORE INITIAL STATEMENT OF WATER DIVERSION AND USE

Diversion Works Name	UN Number	Assessor's Parcel	Latitude	Longitude	Date Filed	Application ID
Res. ID # 1430	424	109-070-13	38.141419	-122.917669	12/12/2012	S023054
Res. ID # 1429	368	109-070-13	38.141764	-122.914622	12/12/2012	S023053
Res. ID # 1427	423	109-070-13	38.127142	-122.911139	12/12/2012	S023052
Res. ID # 1416	367	109-060-08	38.132106	-122.941269	12/12/2012	S022981
Res. ID # 1415	---	109-040-16	38.150108	-122.924378	12/12/2012	S022980
Kehoe Ranch Pond	352	109-040-16	38.1659	-122.990133	12/12/2012	S022979
Res. ID # 1317	343	109-100-29	38.104753	-122.907364	12/12/2012	S022978
Mt. Vision Road Pond 2 (Res. ID 1316)	369	109-160-23	38.088433	-122.876561	12/12/2012	S022977
Mt. Vision Road Pond (Res. ID 1315)	300	109-140-38	38.089367	-122.880256	12/12/2012	S022976
Res. ID # 1314	415	109-100-29	38.106794	-122.920283	12/12/2012	S022975
Res. ID # 1313	414	109-060-08	38.122656	-122.937	12/12/2012	S022974
Res ID # 1312	387	109-060-08	38.113344	-122.938478	12/12/2012	S022973
Panoramic Overlook Pond (Porter Pond) (Res. ID 1311)	318	109-140-38	38.093783	-122.894253	12/12/2012	S022972
Home Ranch Pond (Res. ID # 1309)	371	109-130-17	38.074161	-122.903172	12/12/2012	S023051
Mt. Vision Pond (Res. ID 1308)	299	109-100-29	38.098994	-122.887467	12/12/2012	S022971
Res. ID # 1306	372	109-200-45	38.061058	-122.877864	12/12/2012	S022969
Drakes Beach Road Pond (D Ranch)	292	109-220-18	38.042947	-122.9704	12/12/2012	S022968
Res. ID # 1302	362	109-100-29	38.113619	-122.896081	12/12/2012	S022962
B Ranch Pond (Res. ID # 1298)	374	109-260-07	38.017133	-122.98585	12/12/2012	S022960
Res ID. 1296	327	109-190-22	38.052428	-122.898061	12/12/2012	S022959
Res. ID 1287	---	109-190-22	38.052256	-122.918633	12/12/2012	S023050
Res. ID# 1282	326	109-060-08	38.133625	-122.931692	12/12/2012	S022958
Bolinas Mesa Pond (Res. ID 713)	406	188-120-28	37.920083	-122.716056	12/12/2012	S022957
Strain Hill Pond (Res. ID 704)	376	188-080-14	37.967306	-122.716694	12/12/2012	S022956
South Hagmaier Pond	---	188-030-09	37.973906	-122.725939	12/12/2012	S022954
Res. ID # 677	404	109-060-08	38.134383	-122.937178	12/12/2012	S023026
Res. ID # 675	357, 366	109-040-16	38.142178	-122.936219	12/12/2012	S022952
MH Trail-Glenbrook	400	109-100-22	38.053639	-122.880692	12/12/2012	S022951
Sunset Beach Pond (Res. ID 447)	399	109-190-22	38.045283	-122.932942	12/12/2012	S022949
Res. ID # 443	Not Listed	109-100-29	38.109689	-122.907311	12/12/2012	S022947
Two cell pond on Estero Trail	397	109-190-22	38.063922	-122.917422	12/12/2012	S022946
Pond on Estero Trail	327	109-190-22	38.058711	-122.919072	12/12/2012	S022945
Upper Limantour Pond	370	109-130-17	38.0636	-122.895267	12/12/2012	S022944
C Ranch Pond	413	109-220-18	38.038769	-122.976139	12/12/2012	S022943
Horseshoe East Pond	314	109-220-18	38.042394	-122.622372	12/12/2012	S022982
E. Ranch Pond (Res ID 425)	Not Listed	109-180-07	38.058506	-122.969172	12/12/2012	S022941
Home Pond 6	Not Applicable	109-260-22	38.05825755	-122.8993758	7/1/2014	
Home Pond 7	Not Applicable	109-190-22	38.05473942	-122.90680527	7/1/2014	
Pond 1	Not Applicable	109-130-17	38.0383117222	-122.915487937	7/1/2014	
Pond 2	Not Applicable	109-130-17	38.0807402636	-122.90881368	7/1/2014	
Pond 3	Not Applicable	109-060-06 109-130-17	38.0783903193	-122.921008585	7/1/2014	
Pond 5	Not Applicable	109-230-19	38.04740161	-122.921919865	7/1/2014	
Pond 7	Not Applicable	166-010-27	38.059389566	-122.79251158	7/1/2014	

[SUMMARY OF FINAL SUBMITTED VERSION]**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FOR 2016**

Primary Owner: US National Park Service - Point Reyes National Seashore

Statement Number: S022952

Date Submitted: 06/29/2017

1. Water is used under	Pending Appropriative Right
2. Year diversion commenced	1950

3. Purpose of Use

Recreational	aesthetic
Stockwatering	856 dairy cattle
Fish and Wildlife Protection and/or Enhancement	wildlife

4. Changes in Method of Diversion

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Special Use Categories

C1. Are you using any water diverted under this right for the cultivation of cannabis?	No
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5-6. Maximum Rate of Diversion for each Month and Amount of Water Diverted and Used

Month	Rate of diversion	Amount directly diverted (Acre-Feet)	Amount diverted or collected to storage (Acre-Feet)	Amount beneficially used (Acre-Feet)
January		0	1	0.41
February		0	1	0.41
March		0	1	0.41
April		0	0	0.41
May		0	0	0.41
June		0	0	0.41
July		0	0	0.41
August		0	0	0.41
September		0	0	0.41
October		0	0	0.41
November		0	1	0.41
December		0	1	0.41
Total		0	5	4.92
Type of Diversion	Diversion to Storage Only			
Comments				

Water Transfers

6d. Water transferred	No
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6e. Quantity transferred (Acre-Feet)	
6f. Dates which transfer occurred	/ to /
6g. Transfer approved by	

Water Supply Contracts

6h. Water supply contract	No
6i. Contract with	
6j. Other provider	
6k. Contract number	
6l. Source from which contract water was diverted	
6m. Point of diversion same as identified water right	
6n. Amount (Acre-Feet) authorized to divert under this contract	
6o. Amount (Acre-Feet) authorized to be diverted in 2016	
6p. Amount (Acre-Feet) projected for 2017	
6q. Exchange or settlement of prior rights	
6r. All monthly reported diversion claimed under the prior rights	
6s. Amount (Acre-Feet) of reported diversion solely under contract	

7. Water Diversion Measurement

a. Required to measure as of the date this report is submitted	No
b. Is diversion measured?	No
c. An alternative compliance plan was submitted to the division of water rights on	
d. A request for additional time was submitted to the division of water rights on	

8. Conservation of Water

a. Are you now employing water conservation efforts?	No
Describe any water conservation efforts you have initiated	
b. Amount of water conserved	
I have data to support the above surface water use reductions due to conservation efforts.	

9. Water Quality and Wastewater Reclamation

a. 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 causes?	No
Amount of reduced diversion	
Type of substitute water supply	
b. Amount of substitute water supply used	
I have data to support the above surface water use reductions due to the use of a substitute water supply	

10. Conjunctive Use of Surface Water and Groundwater

a. Are you now using groundwater in lieu of surface water?	No
b. Amount of groundwater used	
I have data to support the above surface water use reductions due to the use of groundwater.	

Additional Remarks

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Declaration: The United States holds both state law-based water rights and federal reserved rights, and may meet its water needs by using either or both types of right. The United States provides this information to the State in the interest of comity and with respect to the State desire to understand water uses in the State; however, by providing this information, the United States does not concede that the State has the power to regulate the rights of the United States to the use of water.

Attachments		
File Name	Description	Size
No Attachments		

Contact Information of the Person Submitting the Form	
First Name	Dylan
Last Name	Voeller
Relation to Water Right	Diverter of Record
The information in the report is true to the best of his/her knowledge and belief	Yes

[SUMMARY OF FINAL SUBMITTED VERSION]**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FOR 2015**

Primary Owner: US National Park Service - Point Reyes National Seashore

Statement Number: S022952

Date Submitted: 07/20/2016

1. Water is used under	Pending Appropriative Right
2. Year diversion commenced	1950

3-4. Maximum Rate of Diversion for each Month and Amount of Water Diverted and Used				
Month	Rate of diversion	Amount directly diverted (Acre-Feet)	Amount diverted or collected to storage (Acre-Feet)	Amount beneficially used (Acre-Feet)
January		0	1	0.41
February		0	1	0.41
March		0	1	0.41
April		0	0	0.41
May		0	0	0.41
June		0	0	0.41
July		0	0	0.41
August		0	0	0.41
September		0	0	0.41
October		0	0	0.41
November		0	1	0.41
December		0	1	0.41
Total		0	5	4.92
Type of Diversion	Diversion to Storage Only			
Comments				

Water Transfers	
8e. Water transferred	No
8f. Quantity transferred (Acre-Feet)	
8g. Dates which transfer occurred	/ to /
8h. Transfer approved by	

Water Supply Contracts	
8i. Water supply contract	No
8j. Contract with	
8k. Other provider	
8l. Contract number	
8m. Source from which contract water was diverted	
8n. Point of diversion same as identified water right	

8o. Amount (Acre-Feet) authorized to divert under this contract	
8p. Amount (Acre-Feet) authorized to be diverted in 2015	
8q. Amount (Acre-Feet) projected for 2016	
8r. Exchange or settlement of prior rights	
8s. All monthly reported diversion claimed under the prior rights	
8t. Amount (Acre-Feet) of reported diversion solely under contract	

5. Water Diversion Measurement

a. Measurement	Direct measurement using a device listed in Section 1 is "not locally cost effective" for water directly diverted and/or diverted to storage
b. Types of measuring devices used	
c. Additional technology used	
d. Description of additional technology used	
e. Who installed your measuring device(s)	
f. Make, model number, and last calibration date of your measuring device(s)	
Why direct measurement using a device listed in Section 1 is "not locally cost effective"	No power at diversion point
g. Explanation of why use of devices and technologies listed in Section 1 are "not locally cost effective"	Fill & spill stock pond. Installation of measurement devices is not desirable on NPS lands; staff is limited.
Method(s) used as an alternative to direct measurement	Other
Explanation of method(s) used as an alternative to direct measurement	Estimate

6. Purpose of Use

Recreational	aesthetic
Stockwatering	856 dairy cattle
Fish and Wildlife Protection and/or Enhancement	wildlife

7. Changes in Method of Diversion

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8. Conservation of Water

a. Are you now employing water conservation efforts?	No
Describe any water conservation efforts you have initiated	
b. Amount of water conserved	Acre-Feet
I have data to support the above surface water use reductions due to conservation efforts.	

9. Water Quality and Wastewater Reclamation

a. 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 causes?	No
b. Amount of reduced diversion	
Type of substitute water supply	
Amount of substitute water supply used	

I have data to support the above surface water use reductions due to the use of a substitute water supply	
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10. Conjunctive Use of Surface Water and Groundwater	
a. Are you now using groundwater in lieu of surface water?	No
b. Amount of groundwater used	
I have data to support the above surface water use reductions due to the use of groundwater.	

11a. Additional Remarks
Declaration: The United States holds both state law-based water rights and federal reserved rights, and may meet its water needs by using either or both types of right. The United States provides this information to the State in the interest of comity and with respect to the State desire to understand water uses in the State; however, by providing this information, the United States does not concede that the State has the power to regulate the rights of the United States to the use of water.

Attachments		
File Name	Description	Size
No Attachments		

Contact Information of the Person Submitting the Form	
First Name	Roxanne
Last Name	Foss
Relation to Water Right	Diverter of Record
The information in the report is true to the best of his/her knowledge and belief	Yes

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

[SUMMARY OF FINAL SUBMITTED VERSION]

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FOR 2014

Primary Owner: US National Park Service - Point Reyes National Seashore

Statement Number: S022952

Date Submitted: 2015-07-21

1. Water is used under	Pending Appropriative Right
2. Year diversion commenced	1950

3-4. Maximum Rate of Diversion for each Month and Amount of Water Diverted and Used				
Month	Rate of diversion	Amount directly diverted (Acre-Feet)	Amount diverted or collected to storage (Acre-Feet)	Amount beneficially used (Acre-Feet)
January		0	1	0.41
February		0	1	0.41
March		0	1	0.41
April		0	0	0.41
May		0	0	0.41
June		0	0	0.41
July		0	0	0.41
August		0	0	0.41
September		0	0	0.41
October		0	0	0.41
November		0	1	0.41
December		0	1	0.41
Total		0	5	4.92
Comments				

Water Transfers	
8e. Water transferred	No
8f. Quantity transferred (Acre-Feet)	
8g. Dates which transfer occurred	/ to /
8h. Transfer approved by	

Water Supply Contracts	
8i. Water supply contract	No
8j. Contract with	
8k. Other provider	
8l. Contract number	
8m. Source from which contract water was diverted	
8n. Point of diversion same as identified water right	
8o. Amount (Acre-Feet) authorized to divert under this contract	
8p. Amount (Acre-Feet) authorized to be diverted in 2014	
8q. Amount (Acre-Feet) projected for 2015	
8r. Exchange or settlement of prior rights	
8s. All monthly reported diversion claimed under the prior rights	

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

8t. Amount (Acre-Feet) of reported diversion solely under contract	
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5. Water Diversion Measurement

a. Measurement	Direct measurement using a device listed in Section 1 is "not locally cost effective" for water directly diverted and/or diverted to storage
b. Types of measuring devices used	
c. Additional technology used	
Description of additional technology used	
d. Who installed your measuring device(s)	
e. Make, model number, and last calibration date of your measuring device(s)	
f. Why direct measurement using a device listed in Section 1 is "not locally cost effective"	No power at diversion point
Explanation of why use of devices and technologies listed in Section 1 are "not locally cost effective"	Fill & spill stock pond. Installation of measurement devices is not desirable on NPS lands; staff is limited.
Method(s) used as an alternative to direct measurement	Other
g. Explanation of method(s) used as an alternative to direct measurement	Estimate

6. Purpose of Use

Stockwatering	856 dairy cattle
Other	Recreational, Fish and Wildlife Preservation and Enhancement

7. Changes in Method of Diversion

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8. Conservation of Water

a. Are you now employing water conservation efforts?	No
Describe any water conservation efforts you have initiated	
b. Amount of water conserved	Acre-Feet
I have data to support the above surface water use reductions due to conservation efforts.	

9. Water Quality and Wastewater Reclamation

a. 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 causes?	No
Amount of reduced diversion	
Type of substitute water supply	
b. Amount of substitute water supply used	
I have data to support the above surface water use reductions due to the use of a substitute water supply	

10. Conjunctive Use of Surface Water and Groundwater

a. Are you now using groundwater in lieu of surface water?	No
b. Amount of groundwater used	
I have data to support the above surface water use reductions due to the use of groundwater.	

11a. Additional Remarks

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SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

Declaration: The United States holds both state law-based water rights and federal reserved rights, and may meet its water needs by using either or both types of right. The United States provides this information to the State in the interest of comity and with respect to the State desire to understand water uses in the State; however, by providing this information, the United States does not concede that the State has the power to regulate the rights of the United States to the use of water.

Attachments		
File Name	Description	Size
No Attachments		

Contact Information of the Person Submitting the Form	
First Name	Eric
Last Name	Lord
Relation to Water Right	Other: NPS (Primary Owner of Record) Employee
The information in the report is true to the best of his/her knowledge and belief	Yes

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

[SUMMARY OF FINAL SUBMITTED VERSION]

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FOR 2013

Primary Owner: US National Park Service - Point Reyes National Seashore

Statement Number: S022952

Date Submitted: 2015-07-21

1. Water is used under	Pending Appropriative Right
2. Year diversion commenced	1950

3-4. Maximum Rate of Diversion for each Month and Amount of Water Diverted and Used				
Month	Rate of diversion	Amount directly diverted (Acre-Feet)	Amount diverted or collected to storage (Acre-Feet)	Amount beneficially used (Acre-Feet)
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August		0	0	0.41
September		0	0	0.41
October		0	0	0.41
November		0	1	0.41
December		0	1	0.41
Total		0	5	4.92
Comments				

Water Transfers	
8e. Water transferred	No
8f. Quantity transferred (Acre-Feet)	
8g. Dates which transfer occurred	/ to /
8h. Transfer approved by	

Water Supply Contracts	
8i. Water supply contract	No
8j. Contract with	
8k. Other provider	
8l. Contract number	
8m. Source from which contract water was diverted	
8n. Point of diversion same as identified water right	
8o. Amount (Acre-Feet) authorized to divert under this contract	
8p. Amount (Acre-Feet) authorized to be diverted in 2013	
8q. Amount (Acre-Feet) projected for 2014	
8r. Exchange or settlement of prior rights	
8s. All monthly reported diversion claimed under the prior rights	

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

8t. Amount (Acre-Feet) of reported diversion solely under contract	
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5. Water Diversion Measurement

a.	Measurement	Direct measurement using a device listed in Section 1 is "not locally cost effective" for water directly diverted and/or diverted to storage
b.	Types of measuring devices used	
c.	Additional technology used	
	Description of additional technology used	
d.	Who installed your measuring device(s)	
e.	Make, model number, and last calibration date of your measuring device(s)	
f.	Why direct measurement using a device listed in Section 1 is "not locally cost effective"	No power at diversion point
	Explanation of why use of devices and technologies listed in Section 1 are "not locally cost effective"	Fill & spill stock pond. Installation of measurement devices is not desirable on NPS lands; staff is limited.
g.	Method(s) used as an alternative to direct measurement	Other
	Explanation of method(s) used as an alternative to direct measurement	Estimate

6. Purpose of Use

Stockwatering	856 dairy cattle
Other	Recreational, Fish and Wildlife Preservation and Enhancement

7. Changes in Method of Diversion**8. Conservation of Water**

a.	Are you now employing water conservation efforts?	No
	Describe any water conservation efforts you have initiated	
b.	Amount of water conserved	Acre-Feet
	I have data to support the above surface water use reductions due to conservation efforts.	

9. Water Quality and Wastewater Reclamation

a.	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 causes?	No
	Amount of reduced diversion	
	Type of substitute water supply	
b.	Amount of substitute water supply used	
	I have data to support the above surface water use reductions due to the use of a substitute water supply	

10. Conjunctive Use of Surface Water and Groundwater

a.	Are you now using groundwater in lieu of surface water?	No
b.	Amount of groundwater used	
	I have data to support the above surface water use reductions due to the use of groundwater.	

11a. Additional Remarks

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

Declaration: The United States holds both state law-based water rights and federal reserved rights, and may meet its water needs by using either or both types of right. The United States provides this information to the State in the interest of comity and with respect to the State desire to understand water uses in the State; however, by providing this information, the United States does not concede that the State has the power to regulate the rights of the United States to the use of water.

Attachments		
File Name	Description	Size
No Attachments		

Contact Information of the Person Submitting the Form	
First Name	Eric
Last Name	Lord
Relation to Water Right	Other: NPS (Primary Owner of Record) Employee
The information in the report is true to the best of his/her knowledge and belief	Yes



ERNEST G. BROWN JR.
CHAIRMAN



MATTHEW RODRIGUEZ
STATEMENT FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

NOTICE REGARDING STATEMENT OF WATER DIVERSION AND USE

February 19, 2016

Responsible Party:

ERIC LORD

1201 OAK RIDGE DRIVE

FORT COLLINS, CO 80525

Diverter: US NATIONAL PARK SERVICE - POINT REYES NATIONAL SEASHORE

Statement Number: S022952

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

Water Code section 5104 (a) now requires diverters to file supplemental statements of water diversion and use (Supplemental Statements) **every year**. Supplemental Statements must be filed on electronic forms provided by the State Water Resources Control Board (State Water Board). (Cal. Code Regs., tit. 23, § 920, subds. a-b.) **All reports must be completed online through the State Water Board's Report Management System (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 Supplemental Statement is:

User ID (Statement ID): **S022952**

Password (Reporting Identifier): **963845**

The Supplemental Statement is associated with the diversion works of **#675**. Information about the source, parcel number, county and other summary information is pre-populated on the Supplemental Statement, if the information is available.

*****IMPORTANT: PLEASE NOTE BELOW*****

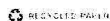
Beginning January 2016 and every year there after you will be required to file an on-line Supplemental Statement of Water Diversion and Use Report (Supplemental Statement). The Division will **NO LONGER** notify you via mail when the supplemental statement is due. If you would like to be notified when reporting is due and other reporting related material, please subscribe to our Lyris list (Water Rights Reporting Notification) at:

http://www.waterboards.ca.gov/resources/email_subscriptions/swrcb_subscribe.shtml.

Also note, if you reported your water use three years ago you will be required to complete the reports for 2013, 2014 and 2015. If you reported your water use two years ago you will be required to complete the reports for 2014 and 2015 and if you reported your water use a year ago you will be required to complete the 2015 report.

FERDIA MAFUROL, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

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



- 2 -

You are required to complete the online report(s) no later than **June 30, 2016**. **If you do not file your Supplemental Statement in a timely manner, you may be subject to civil liability of up to \$1,000 and additional civil liability of \$500 per day for each day the violation continues if you do not file a statement within 30 days after the board calls the violation to your attention.** (Wat. Code, § 5107, subd. (c)(1).)

Division staff cannot fill the form out on your behalf. If you have multiple points of diversion, you must file a separate Supplemental Statement for each point of diversion. (Wat. Code, § 5102.) Do not list total combined diversions from multiple diversion works on one Supplemental Statement.

CHANGES FOR REPORTING AND MEASUREMENT OF DIVERSIONS MADE IN 2016, AND THEREAFTER

- See attached "Fact Sheet" for updates.

SPECIAL REPORTING FEATURES

- It is possible to create one account on the RMS site to report all of your diversions. Please see the RMS login page for more information and instructions. Note: It is not necessary to create an account if you would like to report your diversions individually.
- RMS also includes the capability to amend reports submitted incorrectly or in error. This capability applies to past reports as well.
- RMS includes new on screen help tools and instructions

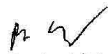
REQUIRED NOTIFICATION OF CHANGE IN NAME OR ADDRESS OF PERSON DIVERTING WATER

If there has been a change in the name or address of the person diverting the water, you must report that change to the Board. (Wat. Code, § 5104, subd. (b).) Notification to the Division should be made using the Change of Name/Address or Ownership form on the Water Rights Forms link located at www.waterboards.ca.gov/waterrights/publications_forms/forms/index.shtml.

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) 445-2812 or send an email to: DWR-statements@waterboards.ca.gov.

Sincerely,



Barbara Evoy, Deputy Director
Division of Water Rights

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

[SUMMARY OF FINAL SUBMITTED VERSION]

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FOR 2012

Primary Owner: US National Park Service - Point Reyes National Seashore

Statement Number: S022952

Date Submitted: 2015-07-21

1. Water is used under	Pending Appropriative Right
2. Year diversion commenced	1950

3-4. Maximum Rate of Diversion for each Month and Amount of Water Diverted and Used				
Month	Rate of diversion	Amount directly diverted (Acre-Feet)	Amount diverted or collected to storage (Acre-Feet)	Amount beneficially used (Acre-Feet)
January		0	1	0.41
February		0	1	0.41
March		0	1	0.41
April		0	0	0.41
May		0	0	0.41
June		0	0	0.41
July		0	0	0.41
August		0	0	0.41
September		0	0	0.41
October		0	0	0.41
November		0	1	0.41
December		0	1	0.41
Total		0	5	4.92
Comments				

Water Transfers	
8e. Water transferred	No
8f. Quantity transferred (Acre-Feet)	
8g. Dates which transfer occurred	/ to /
8h. Transfer approved by	

Water Supply Contracts	
8i. Water supply contract	No
8j. Contract with	
8k. Other provider	
8l. Contract number	
8m. Source from which contract water was diverted	
8n. Point of diversion same as identified water right	
8o. Amount (Acre-Feet) authorized to divert under this contract	
8p. Amount (Acre-Feet) authorized to be diverted in 2012	
8q. Amount (Acre-Feet) projected for 2013	
8r. Exchange or settlement of prior rights	
8s. All monthly reported diversion claimed under the prior rights	

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

8t. Amount (Acre-Feet) of reported diversion solely under contract	
--	--

5. Water Diversion Measurement

a. Measurement	Direct measurement using a device listed in Section 1 is "not locally cost effective" for water directly diverted and/or diverted to storage
b. Types of measuring devices used	
c. Additional technology used	
Description of additional technology used	
d. Who installed your measuring device(s)	
e. Make, model number, and last calibration date of your measuring device(s)	
f. Why direct measurement using a device listed in Section 1 is "not locally cost effective"	No power at diversion point
Explanation of why use of devices and technologies listed in Section 1 are "not locally cost effective"	Fill & spill stock pond. Installation of measurement devices is not desirable on NPS lands; staff is limited.
Method(s) used as an alternative to direct measurement	Other
g. Explanation of method(s) used as an alternative to direct measurement	Estimate

6. Purpose of Use

Stockwatering	856 dairy cattle
Other	Recreational, Fish and Wildlife Preservation and Enhancement

7. Changes in Method of Diversion

--

8. Conservation of Water

a. Are you now employing water conservation efforts?	No
Describe any water conservation efforts you have initiated	
b. Amount of water conserved	Acre-Feet
I have data to support the above surface water use reductions due to conservation efforts.	

9. Water Quality and Wastewater Reclamation

a. 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 causes?	No
Amount of reduced diversion	
Type of substitute water supply	
b. Amount of substitute water supply used	
I have data to support the above surface water use reductions due to the use of a substitute water supply	

10. Conjunctive Use of Surface Water and Groundwater

a. Are you now using groundwater in lieu of surface water?	No
b. Amount of groundwater used	
I have data to support the above surface water use reductions due to the use of groundwater.	

11a. Additional Remarks

--

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

Declaration: The United States holds both state law-based water rights and federal reserved rights, and may meet its water needs by using either or both types of right. The United States provides this information to the State in the interest of comity and with respect to the State desire to understand water uses in the State; however, by providing this information, the United States does not concede that the State has the power to regulate the rights of the United States to the use of water.

Attachments		
File Name	Description	Size
No Attachments		

Contact Information of the Person Submitting the Form	
First Name	Eric
Last Name	Lord
Relation to Water Right	Other: NPS (Primary Owner of Record) Employee
The information in the report is true to the best of his/her knowledge and belief	Yes



State Water Resources Control Board

NOTICE REGARDING STATEMENT OF WATER DIVERSION AND USE

January 30, 2015

Responsible Party:

Eric Lord
1201 Oak Ridge Drive
Fort Collins, CO 80525
Diverter: Us National Park Service - Point Reyes National Seashore

Statement Number: S022952

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

Water Code section 5104 requires diverters to file supplemental statements of water diversion and use (Supplemental Statements) at three-year intervals. Supplemental Statements must be filed on electronic forms provided by the State Water Resources Control Board (State Water Board). (Cal. Code Regs., tit. 23, § 920, subds. a-b.) **All reports must be completed online through the State Water Board's Report Management System (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 Supplemental Statement is:

User ID (Statement ID): **S022952**
Password (Reporting Identifier): **963845**

The Supplemental Statement is associated with the diversion works of **#675**. Information about the source, parcel number, county and other summary information is pre-populated on the Supplemental Statement, if the information is available.

You are required to complete the online reports for the current reporting cycle no later than **June 30, 2015**. **If you do not file your Supplemental Statement in a timely manner, you may be subject to civil liability of up to \$1,000 and additional civil liability of \$500 per day for each day the violation continues if you do not file a statement within 30 days after the board calls the violation to your attention.** (Wat. Code, § 5107, subd. (c)(1).)

Division staff cannot fill the form out on your behalf. If you have multiple points of diversion, you must file a separate Supplemental Statement for each point of diversion. (Wat. Code, § 5102.) Do not list total combined diversions from multiple diversion works on one Supplemental Statement.

FELISA MARQUEL, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

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



CHANGES FOR 2015 REPORTING

- Beginning with the 2012 reporting year, diverters are required to report the method(s) used in measuring the amount of water diverted. The reporting form now includes a new section for reporting the methods used in measuring your diversion.
- Diverters are required to report the year a diversion commenced. Water Code Section 5103 subdivision (h) states that each person who files an initial statement of diversion and use is to report the year the diversion commenced as near as is known. The reporting form now includes a required field in part 1 of 7 in which a valid four digit year must be entered before you can continue with the annual report. If the form pre-populates with a year, then no further action is required by the person completing the report.
- Added is an Inactivation Request Box, giving filers the ability to request an inactivation of their statement. If the diversion recently ceased, please complete the years where water was diverted and file the inactivation under the year where the diversion was ceased, if applicable. For example, if the diversion was ceased in 2014 but water was diverted in 2012 and 2013, please complete the reports for 2012 and 2013 and file the inactivation under the 2014 report. (Note: Requesting an inactivation of a statement will be reviewed and processed by staff and could take 4-6 weeks before the inactivation is reflected in our database.)

SPECIAL REPORTING FEATURES

- It is possible to create one account on the RMS site to report all of your diversions. Please see the RMS login page for more information and instructions. Note: It is not necessary to create an account if you would like to report your diversions individually.
- RMS also includes the capability to amend reports submitted incorrectly or in error. This capability applies to past reports as well.
- RMS includes new on screen help tools and instructions

REQUIRED NOTIFICATION OF CHANGE IN NAME OR ADDRESS OF PERSON DIVERTING WATER

If there has been a change in the name or address of the person diverting the water, you must report that change to the Board. (Wat. Code, § 5104, subd. (b).) Notification to the Division should be made using the Change of Name/Address or Ownership form on the Water Rights Forms link located at www.waterboards.ca.gov/waterrights/publications_forms/forms/index.shtml.

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) 445-2812 or send an email to: DWR-statements@waterboards.ca.gov.

Sincerely,



Barbara Evoy, Deputy Director
Division of Water Rights



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

January 15, 2015

2380
MOJA/Water Rights
DEVA/Water Rights

Robert J. Rinker, Jr.
Manager - Fee, DMU and Statements
State Water Resources Control Board
Division of Water Rights
PO Box 2000
Sacramento, CA 95812-2000

Re: Commencement of Water Use

Dear Mr. Rinker,

As requested in your November 24, 2014 letters, we have provided the requested information through the eWRIMS system. Because the information required estimates, we would like to provide some background in support of our submittals.

Thirteen of the statements were appurtenant to lands transferred to Mojave National Preserve from the US Bureau of Land Management. These rights, as far as we can tell, are rights reserved pursuant to Public Water Reserve No. 107, with an initial date of 1926. This applies to the following:

S012513	S012603	S012607	S012872	S012875
S012514	S012604	S012866	S012873	
S012602	S012606	S012871	S012874	

The remaining 36 statements are associated with water resources on private lands acquired by Point Reyes National Seashore after 1972. These water resources were developed by the previous owners, but were not registered with the state. Personnel at the Seashore estimate that the water resource development occurred soon after World War II, through the early 1950s. Based on this the year of first use is estimated as 1950. The statement numbers are:

S022941	S022949	S022958	S022971	S022977	S023026
S022943	S022951	S022959	S022972	S022978	S023050
S022944	S022952	S022960	S022973	S022979	S023051
S022945	S022954	S022962	S022974	S022980	S023052
S022946	S022956	S022968	S022975	S022981	S023053
S022947	S022957	S022969	S022976	S022982	S023054

We hope this information meets your needs. The United States provides this information to the State in the interest of comity and with respect to the State's desire to understand water uses in the State; however,

by providing this information, the United States does not concede that the State has the power to regulate the rights of the United States to the use of water.

If you have any questions, please contact Eric Lord at (970) 225-3526.

Sincerely,



William R. Hansen
Branch Chief, Water Rights Branch
Water Resources Division
National Park Service

cc
Anne Kearns, MOJA
Brannon Ketcham, PORE



EDMUND G. BROGAN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
POLLUTION CONTROL

State Water Resources Control Board

S022952 – Res. ID # 675

Year Diversion Commenced

Date of electronic filing: 1/13/2015

1950 (Post WW II)

November 24, 2014

Primary Contact:

Eric Lord

1201 Oak Ridge Drive

Fort Collins, CO 80525

Diverter: Us National Park Service - Point Reyes NS

Statement Number: S022952

YEAR IN WHICH WATER DIVERSION WAS COMMENCED AS NEAR AS IS KNOWN

Water Code section 5103, subdivision (h) requires each person who files an initial statement of diversion and use to report the year in which the diversion was commenced as near as is known. This information is missing or illegible on your initial statement of diversion and use. Please submit this information at:

http://www.waterboards.ca.gov/waterrights/water_issues/programs/ewrims/curtailment/diversion_commencement.shtml

If you do not have internet access, please provide the information on the space(s) below and mail to:

SWRCB

1001 I Street 14th Floor

Attn: Statements Unit

Sacramento, CA 95814

Year in which the diversion was commenced as near as is known:

Statement Number _____ Year Commenced _____

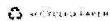
Statement Number _____ Year Commenced _____

Statement Number _____ Year Commenced _____

Statement Number _____ Year Commenced _____

FERDIA MARQUEL, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

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



- 2 -

Please respond with this information within 30 days of the date of this letter or you may be subject to enforcement action. This matter requires your immediate attention.

CONTACT INFORMATION

If you still have any questions or need assistance, please contact the Division of Water Rights at (916) 445-2812 or send an email to: DWR-statements@waterboards.ca.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert J Rinker Jr.", written in a cursive style.

Robert J Rinker Jr. Manager
Fee, DMU and Statements



National Park Service
U. S. Department of the Interior
Natural Resource Stewardship & Science
Water Resources Division

1201 Oakridge Dr., Ste. 250
Fort Collins, CO 80525
970-225-3548 phone
970-225-9965 fax

Water Rights Branch

Communication Record

Date: September 23, 2014
To: n/a
CC: n/a
Participants: Joseph Chafey, WRB Hydrologist
Devii Rao, PORE Rangeland Management Specialist
Darin Clark, California Water Boards
File: PORE – S022952 - Res. ID # 675
Type: Telephone Communications
Subject: Year in which water diversion commenced

California Water Boards contacted WRB regarding incomplete Initial Statement of Water Diversion and Use forms filed by WRB on behalf of PORE for impoundments located on park property.

Impoundments were made by previous land owners prior to being acquired by the park.

Pore was established in 1972.

Development occurred post World War II into the early 1950s.

The park prefers to use 1950 as year in which water diversion commenced.

Contact Report

Claimant/Agent: Eric Ford

Contact #: 970/225-3526

Temporary statement # (if applicable; i.e. 2012-206): 2012-531

Contact Attempts:

Date/Time	Person Contacted	Reason for Contact	Result of Contact
		up div commenced	

Conversions:

Capacity of diversion works: None (Incomplete)

Capacity of storage: 5 AF

Quantity of Water Diverted: _____

Water use in recent years: Maximum _____ Minimum _____

Latitude/Longitude: 38 02' 31.84"N 122 56' 10.39"W
2011 #675

Statement Processing:

Date _____ Completed by _____

Entered into eWRIMS:

Plotted:

POD ID#: 60382

MP
8/14/13

Additional Comments:

Contact - need up div commenced



IN REPLY REFER TO:

United States Department of the Interior

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



COPY

December 12, 2012

State Water-Resources Control Board
Division of Water Rights
PO Box 2000
Sacramento, CA 95812-2000

Re: Initial Statements of Water Diversion and Use

Dear State Water Resources Control Board,

By letter dated August 20, 2012 from the Board, Point Reyes National Seashore (Point Reyes) was notified that there were a number of impoundments located within the boundary of Point Reyes for which no Statements of Water Diversion and Use had been filed. Please find enclosed the Initial Statements of Water Diversion and Use for the majority of those impoundments identified in the letter. Maps are attached; please note that these were maps prepared by your office to identify the locations of the impoundments.

Upon receipt of the letter from the Board, NPS contacted your office, and Point Reyes staff investigated the identified impoundments through site visits and aerial photographs to determine their existence and nature. Initial Statements are submitted for all impoundments identified in the letter with the following exceptions:

- Reservoir ID # 423: This is the overflow portion of the Drake Beach Visitor Center sewage pond; as part of a waste treatment facility it does not capture any flow.
- Reservoir ID # 444: This one appears to be registered as License 7942.
- Reservoir ID #446: Based on review of aerial photos and a site visit, there is no water impounded at this site.
- Reservoir ID # 676: This impoundment previously breached (more than 10 years ago) and a culvert was installed at that time, and at grade to maintain access across the creek. The culvert conveys flow at grade; no water is stored.
- Reservoir ID # 1263: This is a natural sag pond located on the San Andreas Fault; there is no man-made impoundment at this location.
- Reservoir ID # 1285: This is registered as License 8242 under the name of Joe Lunny. The right should have been transferred to the National Park Service, but this has not yet been done.

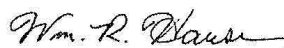
The amounts of water impounded were determined by estimates during site visits or from photos. Except as otherwise stated, the impoundments capture wet season flows and are not located on perennial streams.

Consequently, the Statements indicate that flow is impounded during the wet season; amounts in each month are not known. Similarly, the amount of consumptive use is not known; most ponds fill during the wet season and become dry or nearly dry in the Fall; the amount of water consumed by livestock and lost to evaporation is not known.

Please note that the United States provides this information 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.

If you have any questions, please contact Eric Lord at (970) 225-3526, or Brannon Ketcham at (415) 464-5192.

Sincerely,



William R. Hansen
Branch Chief, Water Rights Branch
Water Resources Division
National Park Service

2012-S31

State Water Resources Control Board
DIVISION OF WATER RIGHTS
INITIAL STATEMENT OF WATER DIVERSION AND USE

NOTE: A Statement is not a Water Right

READ THE ATTACHED INFORMATION AND INSTRUCTION SHEET BEFORE COMPLETING THIS FORM

675
 STATE WATER RESOURCES
 CONTROL BOARD

DEC 17 AM 11:12
 DIV OF WATER RIGHTS
 SACRAMENTO

A. Claimant Information (required)			
Claimant Name(s): Point Reyes National Seashore (National Park Service)			
Mailing Address 1 Bear Valley Road		City Point Reyes Station	State CA
Phone Number (415) 464-5102		Email Address (if available)	
Agent Name (if applicable) Eric Lord			
Mailing Address 1201 Oakridge Drive		City Fort Collins	State CO
Phone Number (970) 225-3526		Email Address (if available) eric_lord@nps.gov	
Land Owner Name (if different from claimant)			
Mailing Address		City	State
			Zip
B. Type of Claim			
Check the box(es) which describe the type of claim(s) under which you are diverting water.			
☐ Riparian ☐ Pre-1914 ☐ Court Decree ☒ Pending Appropriative Application			
If you checked yes for Court Decree or Pending Appropriative Application, list the decree number or application ID: Not yet filed on.			
C. Water Course Description (required)			
Source Name at the point of diversion Unnamed Stream		Tributary to South Kehoe Creek	
D. Legal Land Description (required)			
Provide the location of the Point of Diversion using one of the following methods (check one box and enter coordinates, if applicable):			
☒ Latitude/Longitude Measurements: 38 08' 31.84" N 122 56' 10.39" W NAD 27			
☐ California Coordinate System (NAD 1983):			
☒ USGS Topographic Map with point of diversion labeled on map (if checked yes, please attach map)			
County (required) Marin		Assessor's Parcel Number(s), if assigned 109-040-16	
Provide Public Land Description to nearest 40 acres (if assigned) _____ 1/4 of the _____ 1/4 of Section _____, Township _____, Range _____, B&M _____			
E. Place of Use Description (required)			
Provide a general description of the area in which the water was used. Water used at site of Impoundment.			
Provide an outline of the Place of Use using one or both of the following methods (check box indicating each map attached)			
☐ USGS Topographic map ☐ County Assessor's parcel map			
F. Purpose of Use Description (required)			
Provide a listing of use types (see instructions for a listing of water uses) Livestock, CA Red Legged Frog, Recreation, Wildlife Habitat			
Number of Acres (if applicable) NA	Persons Served (if applicable) NA	Stock Watered (if applicable) Not known	

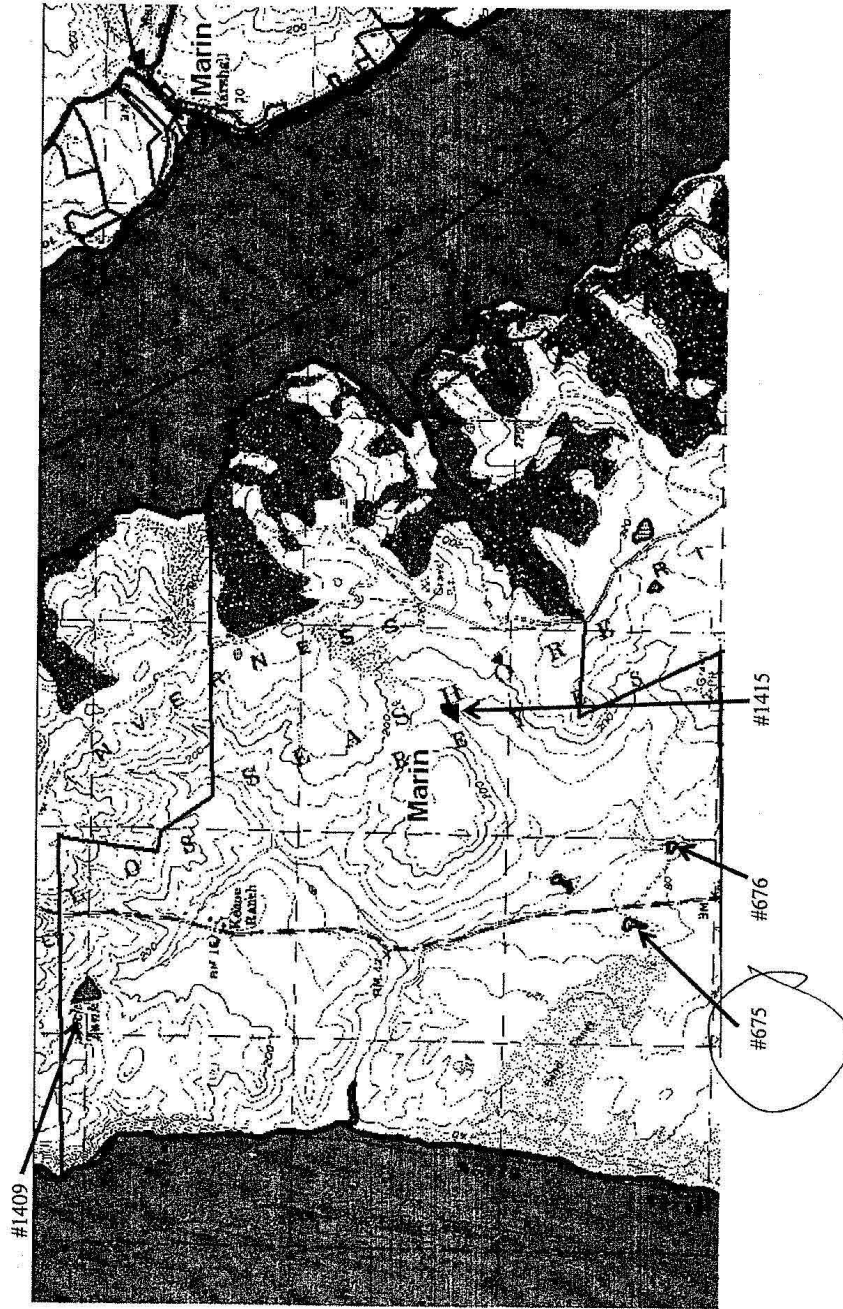
CONTINUE TO PAGE 2

S022952

Additional copies of this form, instructions on how to complete this form and water right information can be obtained at
http://www.waterboards.ca.gov/waterrights/water_issues/programs/diversion_use/. This form version will expire on 12/31/2012.

Additional copies of this form, instructions on how to complete this form and water right information can be obtained at http://www.waterboards.ca.gov/waterights/water_issues/programs/diversion_use/. This form version will expire on 12/31/2012.

Marin County APN 109-040-16



256270S



United States Department of the Interior

NATIONAL PARK SERVICE
Point Reyes National Seashore
Point Reyes, California 94956

VV
STATE WATER RESOURCES
CONTROL BOARD
2012 SEP 14 AM 10:12
DIV OF WATER RIGHTS
SACRAMENTO

IN REPLY REFER TO:

L54

SEP 12 2012

State Water Resources Control Board
Division of Water Rights
Attention Victor Vasquez
PO Box 2000
Sacramento, CA 95812-2000

Dear Mr. Vasquez,

The National Park Service received your letter of August 16, 2012 and has reviewed the information regarding water diversions within Point Reyes National Seashore. The NPS maintains a number of water rights on most of the parcels identified. These parcels continue to be actively ranched, and the ponds are integral to the ranching operations. Based on our review of existing USGS topographic maps, it appears that many of the ponds in these parcels were present prior to the acquisition of the lands by the NPS.

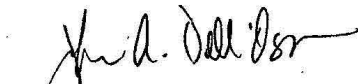
Over the past decade, the NPS has worked closely with the National Marine Fisheries Service and US Fish and Wildlife Service on the protection and enhancement of habitat for federally listed coho salmon, steelhead trout, and California red-legged frog. All ponds within Point Reyes National Seashore are identified as critical breeding habitat for federally threatened California red-legged frogs.

Most of the National Park Service units within California coordinate management and reporting of water rights through the NPS Water Rights Resources Division. Our contact, Eric Lord has contacted your office for a map depicting the state water rights reservoir reference numbers but was informed that such a map is not available. The NPS has reviewed existing USGS topographic maps overlain by the identified parcel maps as well as the State Board water rights coverage. In order for the NPS to better understand which ponds have been identified by the SWRCB we would like to coordinate review of the SWRCB maps with the NPS mapping information. Once the physical location of these SWRCB Reservoir Reference Numbers is identified, the NPS can work with the SWRCB to determine the appropriate next steps regarding these facilities.

Because all of these ponds are actively associated with ongoing ranching activities, and all of them provide critical habitat for federally threatened California red-legged frog, the NPS anticipates working with the State to complete authorization of these diversions as appropriate. However we do not have the information necessary to review the information provided. The NPS requests a map depicting the SWRCB Reservoir Reference Numbers and an extension of the review period in order to assess appropriate next steps. The NPS can respond within 30 days of receipt of a map from the SWRCB.

As noted above, our primary water rights contact, Eric Lord, can be reached at 970-225-3526. As noted, once we are able to review a map from the SWRCB, the NPS is prepared to move forward with the permit process.

Sincerely,



Cicely A. Muldoon
Superintendent



State Water Resources Control Board

AUGUST 16 2012

Point Reyes National Seashore
Attention: Superintendent Cicely Muldoon
1 Bear Valley Road
Point Reyes, CA 94956

Dear Superintendent Muldoon:

**NOTICE OF POTENTIAL UNAUTHORIZED DIVERSION AND USE OF WATER, AND
FAILURE TO FILE A STATEMENT OF WATER DIVERSION AND USE FOR DIVERSION
OF WATER IN MARIN COUNTY**

The State Water Resources Control Board (State Water Board), Division of Water Rights (Division) is investigating the water rights for existing reservoirs in Marin, Mendocino, Napa, Sonoma, and portions of Humboldt Counties. The Division is responsible for the administration of appropriative water rights in California initiated after 1914; commonly referred to as "post-1914 appropriative water rights." In most cases, any reservoir constructed after 1914 that collects surface water for storage requires an appropriative water right issued by the State Water Board.

This investigation is being conducted as part of the State Water Board's continuing authority to protect public trust resources such as the threatened salmon and steelhead fisheries. The diversion of water to storage can lead to dewatering of stream channels and loss of gravel and woody debris critical to fishery habitat. The Division is trying to protect the fishery resources from unauthorized diversions by ensuring that all storage facilities are operating legally.

You are being contacted because Marin County records indicate you own properties on which one or more reservoirs have been identified. These properties and reservoirs are identified by the Assessor Parcel Numbers and Water Rights reservoir reference numbers listed in the attached Table A. Division staff has determined there are no records of appropriative water rights on file authorizing these water diversion facilities. Since we do not have a permit or license on file covering the storage of water, the purpose of this letter is to gather information on the reservoirs in order to determine if the reservoirs are subject to our permitting authority and, if so, inform you of your options.

If the reservoirs on your properties are subject to our permitting authority, then they are unauthorized diversions of water for which you could be subject to liability. An unauthorized diversion of water constitutes a trespass against the State, and the State Water Board may impose a civil liability in an amount not to exceed \$500 for each day that the unauthorized diversion or use of water occurs. (California Water Code § 1052, et seq.)

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

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

♻️ RECYCLED PAPER

Point Reyes National Seashore
Attn: Superintendent Cicely Muldoon

- 2 -

AUGUST 16 2012

In addition, California Water Code section 5101 requires, with minor exceptions, that a person who diverts water from a stream in the absence of a permit, license, or registration must file a Statement of Water Diversion and Use (Statement) with the State Water Board. If you have diverted water since 2009, then you are required to report your diversion and use to the State Water Board by filing a Statement unless that diversion falls within one of the limited exceptions provided for in California Water Code section 5101. If you have multiple diversion locations (i.e., you directly divert from a stream as well as impound water at the dam), a separate Statement is required for each diversion. If you have any questions as to how many diversion points your project covers, please contact the Division.

The State Water Board may administratively impose a civil liability in the amount of \$1,000 for the failure to file a Statement for diversions that have occurred since 2009, plus \$500 per day for each additional day on which the violation continues if the person fails to file a Statement within 30 days after the State Water Board has called the violation to the attention of that person. (California Water Code § 5107, subd. (c)(1).) This letter constitutes your notice of the Statement filing requirements and the fact that, as of the date of this letter, the Division has not received a Statement for the reservoir identified on your property. If you have diverted water in 2009, 2010, or 2011, then you have 30 days from the date that you receive this letter to file the necessary Statement(s). If your Statement(s) are not received within 30 days from the date you receive this letter, then you are subject to an additional \$500 per day potential liability for each additional day the violation continues in accordance with California Water Code section 5107 (c)(1).

The State Water Board has discretion when considering enforcement action and shall take into consideration any corrective actions taken in response to this notice in determining whether and what civil liability is appropriate for any violations. Therefore, this matter requires your immediate attention.

Your response may be one of the following:

1. If you believe you have been contacted in error, recently sold the listed property, or do not have a pond or reservoir on the identified property, please immediately contact Division staff at the number on page 3 to rectify Division records accordingly.
2. If a pond or reservoir exists on your property, but you have or are claiming an existing basis of water right, or have been filling the facility with purchased water, groundwater, or other water not subject to the State Water Board's permitting authority, you should submit any information that supports these facts to the State Water Board within 30 days of the date of this letter. You must also submit a Statement within 30 days of this letter, unless your claimed basis of right falls within one of the limited exceptions provided for in California Water Code section 5101. Division staff may schedule an inspection of the reservoir site to confirm these facts before closing the matter. For a list of frequently asked questions and additional information about water subject to the State Water Board's permitting authorities, please see:
http://www.waterboards.ca.gov/waterrights/board_info/. Or
3. If the pond or reservoir on your property does collect water subject to the State Water Board's water right permitting authority, you will need to take corrective actions to prevent continued unauthorized diversions. Corrective actions may vary, depending on site location, reservoir size and use of water, stream classification, and State laws and regulations. Normally, an unauthorized diversion can be stopped, removed, rendered incapable of storing water, or legalized through the appropriate water right permit

Point Reyes National Seashore
Attn: Superintendent Cicely Muldoon

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AUGUST 16 2012

process. Please note that the filing of a water right application to appropriate water does not authorize diversion of water unless and until the State Water Board issues a permit for that application. Additionally, an application for water right is subject to filing and annual fees, public notice, and environmental review under the California Environmental Quality Act (CEQA). The option to file an application to appropriate water in this case may be restricted under the State Water Board's North Coast Instream Flow Policy, which was adopted May 4, 2010. This Policy guides State Water Board staff in the processing of applications based on the classification of the stream upon which the reservoir is constructed. Within 30 days of the date of this letter, you should submit a Statement to the State Water Board. Within 60 days of the date of this letter, you should submit a corrective action that identifies the action to be taken to correct the unauthorized diversion, and a schedule for completion of the corrective actions to the State Water Board.

You may want to consult with an attorney or consultant familiar with water right laws before selecting a corrective action or providing a response. The State Water Board maintains a list of attorneys and consultants on its website at:

http://www.waterboards.ca.gov/waterrights/board_info/contacts.shtml.

Additionally, Statement(s) can be filed using the form available at:

http://www.waterboards.ca.gov/waterrights/water_issues/programs/diversion_use/docs/intl_stmtnt_for_rm.pdf. Information relating to the filing of a Statement, a discussion of the various types of water rights that exist in California, and the associated procedures for either obtaining a water right or documenting that a water right already exists is available on our website at: www.waterboards.ca.gov/waterrights/.

If you have any questions, please refer to our website for general water right information, or contact the Division Enforcement Section at (916) 323-9407. Written correspondence should be addressed as follows:

State Water Resources Control Board
Division of Water Rights
Attention: Victor Vasquez
P.O. Box 2000
Sacramento, CA 95812-2000

Please note that if your diversion is unauthorized or you have failed to file a required Statement, the State Water Board can initiate enforcement action at its discretion and without further notice, so timely responses are important.

Sincerely,



Victor Vasquez
Senior Water Resource Control Engineer
Enforcement Unit 3
Division of Water Rights

cc: See next page.

Point Reyes National Seashore
Attn: Superintendent Cicely Muldoon

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cc: North Coast Regional Water Quality Control Board
5550 Skylane Boulevard, Suite A
Santa Rosa, CA 95403

Department of Fish and Game
Bay Delta Region
7329 Silverado Trail
Napa, CA 94558

National Marine Fishery Service
Attn: PRD Division
777 Sonoma Avenue, Room 325
Santa Rosa, CA 95404

TABLE A: Assessor Parcel Numbers and Water Rights Reservoir Reference Numbers

Assessor Parcel Number	Reservoir Reference Number		Assessor Parcel Number	Reservoir Reference Number		Assessor Parcel Number	Reservoir Reference Number
109-040-16	UN000352		109-090-16	UN000281		109-190-22	UN000400
109-040-16	UN000366		109-100-29	UN000398		109-190-22	UN000399
109-040-16	UN000357		109-100-29	UN000415		109-190-22	UN000412
109-040-16	UN000307		109-100-29	UN000362		109-190-22	UN000298
109-060-08	UN000387		109-100-29	UN000299		109-200-45	UN000372
109-060-08	UN000414		109-100-29	UN000343		109-220-18	UN000292
109-060-08	UN000367		109-130-17	UN000370		109-220-18	UN000373
109-060-08	UN000326		109-130-17	UN000371		109-220-18	UN000413
109-060-08	UN000404		109-140-38	UN000318		109-220-18	UN000314
109-070-13	UN000423		109-140-38	UN000363		109-260-07	UN000374
109-070-13	UN000308		109-140-38	UN000300		188-020-15	UN000375
109-070-13	UN000423		109-160-23	UN000369		188-030-09	UN000291
109-070-13	UN000368		109-180-07	UN000396		188-080-14	UN000376
109-070-13	UN000424		109-190-22	UN000327		188-120-28	UN000406
109-090-16	UN000297		109-190-22	UN000397			

After recording Deed, mail to:
Land Acquisition Office
Point Reyes National Seashore
910 "D" Street - P.O. Box 421
San Rafael, California 94901

92166

23386

Point Reyes National Seashore
Tract No. 01-108

GRANT DEED

JAMES MCCLURE, a widower, as to an undivided 1/2 interest and BANK OF AMERICA NATIONAL TRUST AND SAVINGS ASSOCIATION, a national banking association, as Trustee (with the power of sale) under the Will of Helen L. McClure, deceased, in consideration of ONE MILLION THREE HUNDRED FORTY FIVE THOUSAND AND NO/100 (\$1,345,000.00) DOLLARS, to them in hand paid, receipt of which is hereby acknowledged, do hereby grant to the UNITED STATES OF AMERICA and its assigns, the following described property located in the County of Marin, State of California, to wit:

COMMENCING at the Southeasterly extremity of that certain course "South 47°47' East 411.2 feet" which forms part of the boundary line of that certain parcel of land conveyed by James and Margaret McClure to R.C.A. Communications, Inc., by deed dated September 28, 1929 and recorded October 15, 1929 in Liber 185 of Official Records at page 93, in the Recorder's Office of the County of Marin, State of California, from which said point of commencement a 1-1/2 inch iron pipe bears North 47°47' West 2.57 feet; thence from said point of commencement, North 21°18'30" West 9828.5 feet to the true point of beginning of the parcel herein described, said true point of beginning being a fence post set on the shore line of the Estero leading from the Pacific Ocean and now known as Abbott's Lagoon; running thence Northeasterly from said true point of beginning along a creek bed the following courses and distances: North 70°52' East 589.6 feet, North 50°35' East 280.1 feet; North 56°46' East 392.5 feet; North 88°20' East 165.8 feet; South 83°47' East 316.7 feet and North 86°35' East 105.8 feet, thence leaving said creek bed, South 73°25' East 33.3 feet to a 1-1/2 inch iron pipe set in a fence; thence along said fence South 32°42' East 646.6 feet and South 30°51' East 1284 feet to a 1-1/2 inch iron pipe set at a fence corner; thence along a fence, North 85°28'30" East 910.1 feet; North 89°30' East 254.4 feet; South 89°19' East 218.4 feet and South 87°24' East 173.8 feet to a 1-1/2 inch pipe set at a fence corner, thence North 33°03' East along a fence line, 3164 feet to a 1-1/2 inch iron pipe set at a fence corner; thence along a fence line, North 28°44' West 355 feet, North 26°09' West 2451.4 feet, North 26°01' West 1071.3 feet and North 23°58'30" West 1588.2 feet to a 1-1/2 inch iron pipe set at a fence corner; thence South 89°24' West along a fence 2973.5 feet to a 1-1/2 inch iron pipe set at a fence corner; thence North 10°54'30" West 1869.5 feet to a 1-1/2 inch iron pipe set in a creek bed from which the said point of commencement bears South 10°32'30" East 17,810.4 feet; thence South 82°37' West 243.5 feet, North 59°07' West 2590 feet and North 46°27' West 299.8 feet to a 1-1/2 inch iron pipe set in a fence; thence North 46°27' West 750 feet, more or less, to a patent line of the shore of the Pacific Ocean; thence Southerly along said patent line and following the meanderings of said Estero to the true point of commencement.

Being a portion of the Rancho Punta de los Reyes.

EXCEPTING THEREFROM the land and the rights conveyed by Grant Deed by Leonard W. David and Suzanne G. David, his wife; Domingo Grossi and Theresa Grossi, his wife; and Ernest Ghislotta, James McClure and Helen L. McClure, his wife; and O.L. Shafter Estate Company; James V. Kehoe and Alma G. Kehoe, his wife; and Margaret McClure, to the County of Marin, a political subdivision of the State of California, dated October 10, 1941 and recorded October 16, 1941 in Liber 420 of Official Records at page 119.

RESERVING to the Grantors, their heirs, executors, administrators and assigns, possession and use of 1320.00 acres, more or less, of the above described property together with the buildings and improvements thereon, in accordance with the terms and conditions of the contract dated June 18, 1971 and assigned Contract Number 14-10-9-900-387 on file with the National Park Service, Department of the Interior.

D. 150

Page 1 of 3 pages

BOOK 2480 PAGE 520

Point Reyes Nat'l Seashore

242-10-2

TOGETHER with the Grantors' right, title and interest in and to water rights appurtenant to this property.

The land is conveyed subject to existing easements of record for public roads and highways, public utilities, railroads, pipelines, ditches, canals and the following encumbrance:

- A. An easement for ingress and egress purposes over existing roads and utility purposes as reserved by O. L. Shafter Estate Company, a corporation, by Deed recorded June 26, 1942 in Book 428 of Official Records at page 299.

The land hereinabove described contains 1691.97 acres, more or less.

TOGETHER WITH 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.

TOGETHER WITH the buildings and improvements thereon and all rights and appurtenances thereto.

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

And said Grantors for themselves and their heirs, executors, successors, administrators and assigns, do hereby covenant with the UNITED STATES OF AMERICA that they are now seized in fee simple of the property hereby granted; that the said UNITED STATES OF AMERICA shall enjoy the same without any lawful disturbances; that title to the property hereby conveyed is free from any encumbrances except as noted above.

The Grantors further remise, release and forever quit claim to the UNITED STATES OF AMERICA and its assigns, all right, title and interest which the Grantors may have in the banks, beds and waters of any streams bordering the said land to be conveyed and also all interest in any allays, roads, streets, ways, strips, gores or railroad rights-of-way abutting or adjoining said land and in any means of ingress or egress appurtenant thereto.

The land is being acquired by the Department of the Interior, National Park Service.

IN WITNESS WHEREOF, the said Grantors have hereunto set their hand this 8th day of July, 1971.

DOCUMENTARY TRANSFER TAX \$ <u>0.00</u>
☒ Computed on full value of property conveyed.
☐ Or: Computed on full value less liens and encumbrances remaining at time of sale.
MARIN TITLE GUARANTEE COMPANY <u>Marin Title</u>
Signature of Declarant or Agent determining tax.
Firm Name

By: James M. Miller
JAMES M. MILLER
BANK OF AMERICA NATIONAL TRUST
AND SAVINGS ASSOCIATION
By: [Signature]
TRUST OFFICER

By: Dorothy C. Davis
BANK OF AMERICA NATIONAL TRUST
AND SAVINGS ASSOCIATION
Assistant District Trust Officer

Page 2 of 3 pages

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BOOK 2480 PAGE 521

RECORDED AT REQUEST OF
MARIN TITLE GUARANTY CO.

AT 25 MIN. PAST 11 AM.

JUL 9 - 1971

23386

County of Marin

BOOK 2480 PAGE 520

Official Records of Marin County, Calif.

State of CaliforniaN. J. Giacomini, Jr.
FFE \$ 360 RECORDEROn this 8th day of July, 1971, before me

Dale A. Hurst, a Notary Public in and for
said County and State, residing therein, duly commissioned and
sworn, personally appeared James McClure

known to me to be the person whose name is 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.



Dale A. Hurst
Notary Public in and for said
County of Marin, State of
California

My commission expires June 15, 1973

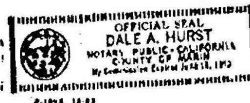
County of Marin CORPORATE ACKNOWLEDGMENT

State of CaliforniaCounty of Marin } S.S.

On this 8th day of July, 1971, before me Dale A. Hurst, a Notary Public in
and for said Marin County, personally appeared G. Coykendall
(SEAL)

known to me to be the Trust Officer known to me to be the
and Dorothy G. Davis of the Bank of America
Assistant Trust Officer of the Bank of America
the Corporation that executed the within instrument, and also known to me to be the persons
who executed the within instrument, on behalf of the Corporation herein named, and acknowl-
edged to me that such Corporation executed the same, and further acknowledged to me that
such Corporation executed the within instrument pursuant to its by-laws or a resolution of its
Board of Directors.

WITNESS my hand and official seal.



Dale A. Hurst
Notary Public in and for said Marin County and State.
My commission expires June 15, 1973

Official Seal, the day and year in this certificate first above
written.

Notary Public in and for said
County of Marin, State of California

My commission expires _____



Office of the Attorney General
Washington, D.C. 20530

August 25, 1971

Honorable Rogers C. B. Morton
Secretary of the Interior
Washington, D. C.

My dear Mr. Secretary:

A re-examination has been made of the title data relating to 1,691.97 acres of land, more or less, Tract No. 01-108, Point Reyes National Seashore Project in Marin County, California. This land was conveyed to the United States of America under the provisions of existing legislation by James McClure, et al., under deed dated July 8, 1971, filed for record on July 9, 1971, and recorded among the land records of the county in Book 2480 of Deeds at page 520. Your reference is L1425 (WSC) LW, and the file number of this Department is 33-5-2295-109.

The land is described in the aforesaid deed, which recites a consideration of \$1,345,000.00.

The title insurance policy No. 50029, last dated as of July 9, 1971, was prepared by Transamerica Title Insurance Company and is satisfactory.

The title insurance policy, recorded deed and accompanying data disclose valid title to be vested in the United States of America, subject to:

1. Existing easements of record for public roads and highways, public utilities, railroads, pipelines, ditches, canals, including item No. 4, Schedule B of the title policy.

POSTED
AUG 31 1971

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2. Any change in the boundary line that has occurred or may hereafter occur by natural means and imperceptible degrees noted at item No. 1, Schedule B of the title policy.
3. Any adverse claim based upon the assertion that some portion of the land is tidal or submerged lands, or has been created by artificial means or has accreted to such portion so created.
4. Easement for ingress and egress purposes over existing roads and utility purposes as noted in the deed to the United States and at item No. 5, Schedule B of the title policy.
5. Reservation by the grantors of possession and use of 1,320.00 acres, more or less, together with buildings and improvements thereon in accordance with the terms and conditions of contract dated June 18, 1971, as noted in the deed to the United States.

Your Department has advised that objections Nos. 1, 2, 3, 4 and 5 will not interfere with the contemplated use of the land.

The copies of the title insurance policy, deed and related papers have been retained in the files of this Department.

Sincerely yours,

John N. Mitchell
Attorney General

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Docket Information

Number of Documents in Docket 43

Documents Dated from 7/8/1971 to 6/29/2017

Docket Compiled: 9/21/2017