



Whiskeytown National Recreation Area

Docket Number: 11

UNNAMED SPRING [REVOKED]

Preliminary Docket Information

DOCKET INFORMATION FORM

Compiled by: Alexa Kreiling Date: 10/28/2024
 Initial Docket Information Form ☒ Amendment # (1,2,3 ...)
 Includes Confidential Content ☐

Park Unit: WHIS Docket #: 011 Docket Title Unnamed Spring [Revoked]

Docket Type:

Select all applicable: ☐ PC/V (pre-code/vested) ☒ APP (appropriate) ☐ RIP (riparian)
☐ FRR (federal reserved right) ☐ PWR (public water reserve) ☒ ACQ (acquired)
☐ GW (groundwater) ☐ Own (ownership) ☐ Other

Region:

☐ NER & NCR ☐ IMR
☐ SER ☐ MWR
☐ IMR ☒ PWR
☐ AKR

Source:

☐ Groundwater ☒ Spring (When recognized by the State as separate from groundwater and surface water)
☐ Surface Water
☐ Direct Diversion ☐ Diversion to Storage ☐ Instream Flow
 Name: Unnamed Spring (Peltier Diversion)

State: CA
 County: Shasta

Owner: US National Park Service (As listed by the State)

Application #: Date:

Permit #: Date Issued:

License / Certificate #: Priority Date:

Ruling/Order/Decree #: Date Issued:

Quantity: Rate: Duty:
 Units: ☐ cfs ☐ gpm ☐ afy ☐ other Units: ☐ cfs ☐ gpm ☐ afy ☐ other

Use(s): ☐ Domestic ☐ Livestock ☐ Irrigation ☐ Municipal ☐ Industrial/Commercial ☐ Wildlife ☐ Instream ☐ other

POD Name / Location: ☐ Multiple PODs (see water right)

Qtr: Qtr: Sec: T: R: PM:

Latitude: Longitude:

UTM , Datum:

POU Name / Location: ☐ Multiple POU's (see water right)

Qtr: Qtr: Sec: T: R: PM:

Latitude: Longitude:

UTM , Datum:

Narrative / Remarks: Enter short narrative in the space below, attach additional page(s) as needed.

Permit revoked.

Wildlife use continues as source originates and terminates in Park boundary.

WATER RESOURCES/WATER RIGHT

DATE: July 14, 1975WATER RIGHT/SOURCE DOCKET INFORMATION

REGION Western AREA Whiskeytown National Recreation Area
SITE Peltier Diversion
STATE Calif. COUNTY Shasta DOCKET NO WR #11
LOCATION NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 33, T32N, R6W
REGIONAL BASIN Sacramento River LOCAL BASIN _____
ACQUIRED BY Purchase
APPLICATION 19075 (Revoked) PERMIT 12379 (Revoked) CERTIFICATE _____
ACTION DUE _____ PRIORITY _____ RESERVATION _____
QUANTITY 0.04 cfs USE Domestic
STATUS Active SOURCE unnamed spring -surface waters

REMARKS The Peltier Diversion lies within Hydrologic Basin Unit No. 18020006.

NARRATIVE:

On November 10, 1959, Clinton Peltier applied to the State of California to appropriate 0.04 cfs from an unnamed spring tributary to Clear Creek for domestic purposes year round. He planned to build a concrete and rock dam and to pipe the water to several cabins and homesites. The spring was located on federal land which was leased by Peltier under a grazing permit.

The state issued a permit to allow diversion but Peltier failed to complete the diversion and thus his interests were assigned to Do-Be Melcon-Peltier, his sole heir, when he died. In 1970, Do-Be Peltier sold her land and the appurtenant water right to the NPS and notified the state of the change of ownership. The NPS applied for an extension of time to develop the source. In August of 1972, the Park Service notified the state that the source was not presently in use. The state responded on Sept. 19, 1972, by proposing a revocation of the permit. The state proceeded with this unilateral action and revoked the application and permit on Nov. 3, 1972. However, the availability of water from this source is unaffected by the state action as the spring arises and terminates within the park boundaries.

Compiled by M. Ackerman

Approved by W. Werrell

Page 1 of 1

W A T E R D O C K E T I N F O R M A T I O N

A R E A WHISKEYTOWN NRA

DOCKET NO. 11

APPLICATION NO. 19075

PERMIT NO. 12379

CERTIFICATE NO.

TITLE OF DOCKET PELTIER DIVERSION

PRIORITY NOVEMBER 10, 1959

REMARKS:

02 STATE

Whiskeytown National Recreation Area

UNNAMED SPRING [REVOKED]

State Water Rights Documentation

Werrell ^{W.W.}
Witucki
Wallis
Kilgore ^{BY}

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

December 18, 1972

Memorandum

To: Superintendent, Whiskeytown-Shasta-Trinity NRA

From: Chief, Division of Water Resources, Office of the Regional Chief Scientist, Western Region

Subject: Revoking of Permit No.s 12379 (Peltier Diversion) and 13375 (Unnamed Fault-Rock Creek)

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

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

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

(SGD) GERARD S. WITUCKI
Gerard S. Witucki

Enclosures (2)

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

bc:
(WR)ASW Files w/encl.

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

STATE OF CALIFORNIA—THE RESOURCES AGENCY

RONALD REAGAN, Governor

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

RECEIVED
NOV 07 1972
WHISKEYTOWN N.R.A.

ORDER REVOKING PERMIT

PERMIT 12379 (APPLICATION 19075)

Permittee: U. S. National Park Service .

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

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

K. L. Woodward

K. L. Woodward, Chief
Division of Water Rights

Dated: NOV 3 1972

Certified

Mize
Witucki

L54(WR)ASW
WHIS/Water Right
Docket # 10 & 11

October 4, 1972

Mr. L. C. Spencer
State Water Resources Control Board
Division of Water Rights
1416 - Ninth Street
Sacramento, California 95814

Dear Mr. Spencer:

This is to acknowledge your letter dated September 19, 1972 concerning permits 12379 and 13375 (applications 19075 and 20262), unnamed spring and Rock Creek in Shasta County.

In accordance with our letter of August 22, 1972 to the Board, L54(WR)ASW-WHIS, permit no. 13375 as well as permit no. 12379 have been placed in our inactive files. When there is a change in the status of these water sources, we will make notification to the Board as appropriate.

Sincerely yours,

SIGNED

Gerard S. Witucki
Chief, Water Resources Division

cc:
Superintendent, Whiskeytown, w/incoming
Field Solicitor (Interior), San Francisco,
w/incoming
ASW retained original incoming
MIZE:dJR djr

Subject: State Action on
Permits.

WR#-10, Permit #13375
WR#-11, Permit #12379

☐ Incoming Call

☒ Outgoing Call

NATIONAL PARK SERVICE

Western Regional Office

MESSAGE RECORD

Date October 2, 1972

Routed for: ☒ Information

☐ Action

To: Gerard S. Witucki

Chief, Division of
Water Resources (ASW)

Name and Title Mrs. Green

Representing Whiskeytown-Shasta-Trinity Nat'l Rec. Area

Telephone No. 8-916-241-6584

Address -----

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

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

James M. Mize

Follow-up Action to be Taken:

NONE

Follow-up Action Taken:

Subject: Permit 12379
 Reply to St. Div. of Water
 Rights. *(Whiskeytown)*

NATIONAL PARK SERVICE

Western Regional Office

Routed for: ☒ Information

☐ Action

☐ Incoming Call

MESSAGE RECORD

To: *[Signature]* Gerard S. Witucki
 Chief, Water Resources
 Division

☒ Outgoing Call

Date 8/2/72

Name and Title Mr. Don Carroll

Representing State Division of Water Rights

Telephone No. 445-2772

Address Sacramento, Ca. 95814 Room 1140, Resources Bldg., 1416-9th Street

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

Conversation: For Future Reference: Woodward's Office 8-916-445-1303
 Carroll's Office 8-916-445-2772
 Spencer's Office 8-916-445-2080

Re Referenced the State Division of Water Rights letter of April 13, 1972, Attention; Mr. David Chavez re: Future Use of Permit 12379. Mr. Chavez had told Mr. Carroll that there would be further developments on this permit. Mr. Mize explained to Mr. Carroll that the water source is not presently in use by the National Park Service and no future use is contemplated. A letter to this effect was promised the State.

Follow-up Action to be Taken: Letter to State Division of Water Rights referencing this conversation and reiterating the lack of present use of the water from this permit.

Follow-up Action Taken:

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

ROOM 1015, RESOURCES BUILDING

1416 NINTH STREET • SACRAMENTO 95814



SEP 19 1972

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

Gentlemen:

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

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

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

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

Sincerely,

L. C. Spencer

L. C. Spencer, Supervisor
Northern Region

Enclosures

Certified

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



NOTICE OF PROPOSED REVOCATION

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

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

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

Permit 12379

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

Permit 13375

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

Applications 19075 and
20262

-2-

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

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

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

Dated: SEP 19 1972

Applications 19075 and 20262

-3-

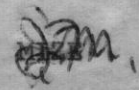
3. A further extension of time has been requested. The permittee states on the petition was included in the petition. The permittee states on the petition that the use of water was not completed with time previously allowed. The permittee states on the petition that the use of the full amount of water under the permit is anticipated for purposes of recreation and preservation of the environment in its state.

Permittees may request a hearing before the state water resources commission for the purpose of presenting evidence or testimony to show cause why the permit should not be revoked. However, unless a written request for hearing is signed by or on behalf of permittee, it is delivered or mailed to the Board 15 days after receipt of this notice, the Board may act upon the proposed revocations without a hearing and without further notice.

K. L. Woodward, Chief
Division of Water Rights

SEP 19 1972

RECEIVED	
WATER RESOURCES SECTION	
SEP 20 1972	
ACT.	INFO.
	WITUCKI, G.
	BARNETT, E.
	CHAVEZ, G.
	KENNEDY, M.
	GOLD, S.
	FILE
REMARKS	


WITUCKI

LS4(WR)ASW
WHIS/Water Right
Docket #11

August 22, 1972

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

Attention: Mr. Donald Carroll

Gentlemen:

This is in reference to your correspondence of April 13, 1972 regarding the current status of Permit 12379 (Application 19075), an unnamed spring in Shasta County. It had previously been understood in the April 13 letter that there might be further development of the water use under this permit.

However, in an August 2 telephone conversation, Mr. James H. Mize of this office explained to Mr. Carroll of the State Division of Water Rights that Permit # 12379 is not presently being used by the Service for domestic purposes. For this reason this permit shall be placed on inactive status in the Park Service records.

The Park Service intends to continue to give consideration to the State Division of Water Rights regarding difficulties which might arise in conjunction with the information contained within this report of inactive status.

We continue to appreciate your assistance in these matters.

Sincerely yours,

(SGD) GERARD S. WITUCKI
Gerard S. Witucki
Chief, Water Resources

cc:
PN (WASO)
Supt., Whiskeytown-Shasta-Trinity NRA

(WR)FNP:JMMize:mpm 8/22/72

WHISKEYTOWN NATIONAL RECREATION AREA
P. O. Box 188
Whiskeytown, California 96095

L54
xL1425 (Peltier)

September 3, 1970

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

Dear Mr. Spencer:

Re: Permit 12379 (Application 19075),
Unnamed Spring in Shasta County

As we have a definite use for Permit 12379 (Application 19075) for our domestic and livestock use, we request the Permit remain with the U.S. Department of Interior, National Park Service, Whiskeytown National Recreation Area.

Sincerely yours,

Chester Miller
Acting Chief, Interpretation
and Resource Management

CM:gac

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

ROOM 1140, RESOURCES BUILDING

1416 NINTH STREET • SACRAMENTO 95814

RECEIVED

AUG 21 1970

WHISKEYTOWN N. P.



August 19, 1970

1	Supt.		
2	I & RM	✓	
	Admin.		
	Maint.		
	Lands		
	File		

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

Gentlemen:

Permit 12379 (Application 19075),
Unnamed Spring in Shasta County

In accordance with a Notice of Ownership Assignment received from Mrs. Peltier, we have amended our records to show ownership of Permit 12379 (Application 19075) in the ownership of:

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

We assume that the Park Service will have no further use for this permit. If so, please sign and return the enclosed request for revocation.

Sincerely,

L. C. Spencer

L. C. Spencer, Supervisor
Northern Region

Enclosure

cc: Mrs. Do-Be Melcon Peltier
P. O. Box 1466
Redding, California 96001

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

Gentlemen:

The undersigned hereby requests revocation of
License _____, Permit 12379, issued on water
right Application 19075.

(Signature)

(Signature)

Dated:

STATE OF CALIFORNIA—THE RESOURCES AGENCY

RONALD REAGAN, Governor

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

ROOM 1140, RESOURCES BUILDING

16 NINTH STREET • SACRAMENTO 95814

December 18, 1967

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

Attention: Mr. William E. Fields
Supervisory Hydraulic Engineer

Subject: Tabulation of Applications in
Whiskeytown National Recreation Area

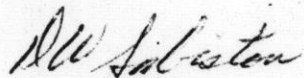
Gentlemen:

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

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

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

Sincerely,



D. W. Sabiston
Supervising Engineer

Enclosure

000611
27 DEC REC'D

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

STATE OF CALIFORNIA
RESOURCES AGENCY

STATE WATER RIGHTS BOARD
MEMORANDUM CONCERNING APPLICATIONS TO APPROPRIATE

APPLICATIONS WITHIN WHISKEYTOWN NATIONAL RECREATION AREA

DATE PREPARED: DECEMBER 6, 1967

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

by phone call of 9/13/68

19103 U.S. Nat. Park Service
19104 " " "
21408 " " "

34 33N.7W.
34 " "
34 " "

EXPLANATION OF ENTRIES

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

POINT OF DIVERSION:

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

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

TWP & RANGE: Numbers preceding N or S are township number north or south of base line. Numbers preceding E or W are range numbers east or west of meridian.

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

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

USE: A Agricultural
B Mining
C Milling
D Domestic
E Fire protection
F Flood control
G Dust control
H Fish culture
I Irrigation
J Industrial
K Irrigation, domestic
L Salinity control
M Municipal
N Navigation
O Stockwatering, fish culture
P Power
Q Recreational, fire protection
R Recreational
S Stockwatering
T Recreational, fire protection, fish culture
U Stockwatering, fire protection
V Recreational, fish culture
W Wildlife propagation
X Recreational, stockwatering
Y Recreational, stockwatering, fish culture
Z Uses too numerous to list or not included in code

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

STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

ORDER

APPLICATION 19075PERMIT 12379

LICENSE _____

ORDER APPROVING A NEW DEVELOPMENT SCHEDULE

THE STATE WATER RIGHTS BOARD HAVING DETERMINED THAT GOOD CAUSE HAS BEEN SHOWN FOR EXTENSIONS OF TIME WITHIN WHICH TO DEVELOP THE PROJECT PROPOSED UNDER PERMIT 12379; AND HAVING DIRECTED THAT THIS ORDER BE ISSUED;

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

CONSTRUCTION WORK SHALL BE COMPLETED ON OR BEFORE DECEMBER 1, 1966

APPLICATION OF THE WATER TO THE PROPOSED USE SHALL BE COMPLETED ON OR BEFORE DECEMBER 1, 1966

WITNESS MY HAND AND THE SEAL OF THE STATE WATER RIGHTS BOARD

THIS 16th day of March, 1965



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

P-12379

10-18-61- Name Chgs. to Estate of Clinton Peltier

10-18-61 RECEIVED NOTICE OF ASSIGNMENT TO Do-Be Melcon Peltier

APPLICANT MUST NOT FILL IN BLANKS BELOW

PERMIT No. 12379

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

1. The amount of water appropriated shall be limited to the amount which can be beneficially used, and shall not exceed four hundredths (0.04) cubic foot per second to be diverted from January 1 to December 31 of each year.
2. The maximum amount herein stated may be reduced in the license if investigation so warrants.
3. Actual construction work shall begin on or before December 1, 1960, and shall thereafter be prosecuted with reasonable diligence, and if not so commenced and prosecuted this permit may be revoked.
4. Said construction work shall be completed on or before December 1, 1962.
5. Complete application of the water to the proposed use shall be made on or before December 1, 1963.
6. Progress reports shall be filed promptly by permittee on forms which will be provided annually by the State Water Rights Board until license is issued.
7. All rights and privileges under this permit including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the State Water Rights Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.

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

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

Section 1391. Every permit shall include the 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: AUG 2 1960

STATE WATER RIGHTS BOARD



L. K. Hill
L. K. Hill
Executive Officer

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

STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

Application No. 19075 Filed November 10, 1959, at 10:25 A. M.
(Applicant must not fill in the above blanks)

APPLICATION TO APPROPRIATE UNAPPROPRIATED WATER

AMENDED APPLICATION RECEIVED 12/7/59

I, Clinton Peltier Notice of Assignment (Over)
Name of applicant or applicants
of P. O. Box 1466 Redding County of Shasta
Address
State of California, do hereby make application for a permit to appropriate the
following described unappropriated waters of the State of California, *SUBJECT TO VESTED RIGHTS*:

Source, Amount, Use and Location of Diversion Works

1. The source of the proposed appropriation is unnamed spring
Give name of stream, lake, etc., if named; if unnamed state nature of source and that it is unnamed
located in Shasta County, tributary to unnamed stream thence Clear Creek thence Sacramento River

2. The amount of water which applicant desires to appropriate under this application is as follows:

(a) For diversion to be directly applied to beneficial use .04 cubic feet per
1 cubic foot per second equals 40 statute miner's inches or 646,317 gallons per day
second, to be diverted from January 1 to December 31 of each year.
Beginning date Closing date

(b) For diversion to be stored and later applied to beneficial use _____ acre-feet
1 acre-foot equals 325,851 gallons
per annum, to be collected between _____ and _____ of each season.
Beginning date Closing date

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

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

4. The point of diversion is to be located south 44° east, 1030 feet from the NW corner of
State bearing and distance or coordinate distances from section or quarter section corner
Section 33,

being within the NW¹ of NW¹
State 40-acre subdivision of public land survey or projection thereof
of Section 33, T. 32N, R. 6W, M. D. B. & M., in the County of Shasta

5. The main conduit terminates in SE¹ of NE¹ of Sec. 33, T. 32N, R. 6W, M. D. B. & M.
State 40-acre subdivision of U. S. Government survey or projection thereof

Description of Diversion Works

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

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

(a) Diversion will be made by pumping from _____
Sump, offset well, unobstructed channel, etc.

(b) Diversion will be by gravity, the diverting dam being 2 feet in height (stream bed to level of overflow); 12 feet long on top; and constructed of concrete and rock
Concrete, earth, brush, etc.

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

7. Storage Reservoir _____
Name

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

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

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

8. Conduit System (describe main conduits only)

(a) Canal, ditch, flume: Width on top (at water line) _____ feet; width at bottom _____ feet; depth of water _____ feet; length _____ feet; grade _____ feet per 1,000 feet; materials of construction _____
Cross out two not used
Earth, rock, timber, etc. 3 40 varies with terrain
2 100
(b) Pipe line: Diameter _____ inches; length _____ feet; grade _____ feet per 1,000 feet; total ^{fall} from intake to outlet 300 feet; kind galv. iron and heavy duty plastic
Riveted steel, concrete, wood-stave, etc.

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

9. The estimated capacity of the diversion conduit or pumping plant proposed is _____ ample State cubic feet per second or gallons per minute
The estimated cost of the diversion works proposed is _____ \$2300 Give only cost of intake, or headworks, pumps, storage reservoirs and main conduits described herein

Completion Schedule

10. Construction work will begin on or before _____ December 31, 1959.
Construction work will be completed on or before _____ February 1, 1960.
The water will be completely applied to the proposed use on or before _____ December 31, 1960.

Description of Proposed Use

11. Place of Use. NE¹₄ of NE¹₄; SE¹₄ of NE¹₄; NE¹₄ of SE¹₄ and NW¹₄ of SE¹₄ of Section 33,
State 40-acre subdivisions of the public land survey. If area is unsurveyed indicate the location as if lines of the public land survey were projected. In the case of irrigation use state the number of acres to be irrigated in each 40-acre tract, if space permits. If space does not permit listing of all 40-acre tracts, describe area in a general way and show detail upon map.
T32N, R6W, MDB&M.
Do(es) applicant(s) own the land whereon use of water will be made? yes Yes or No Jointly? _____ Yes or No

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

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

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

Attach supplement at top of page 3 if necessary.

13. Irrigation Use. The area to be irrigated is _____ State net acreage to be irrigated acres.
The segregation of acreage as to crops is as follows: Rice _____ acres; alfalfa _____ acres;
orchard _____ acres; general crops _____ acres; pasture _____ acres.

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

The irrigation season will begin about _____ and end about _____
Beginning date Closing date

14. Power Use. The total fall to be utilized is _____ Difference between nozzle or draft tube water level and first free water surface above 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 _____ horsepower.
Second feet X fall ÷ 8.8
The use to which the power is to be applied is _____ For distribution and sale or private use, etc.
The nature of the works by means of which power is to be developed is _____ Turbine, Pelton wheel, etc.
The size of the nozzle to be used is _____ inches.
The water ^{will} be returned to _____ in _____ of
will not Name stream State 40-acre subdivision
Sec. _____, T. _____, R. _____, B. & M. _____

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

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

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

The method of utilizing the water is _____

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

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

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

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

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

State basis of determination of amount needed. for several cabin sites and homesites with small
Number of persons, residences, area of domestic lawns and gardens, number and kind of stock, type
areas of lawn -- sufficient water for 6 homesites
industrial use, and unit requirements

General

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

19. Does the applicant own the land at the proposed point of diversion? No If not, give name and _____
Yes or No
 address of owner and state what steps have been taken to secure right of access thereto The land where the water rises and at the point of diversion is government land that has been leased by the applicant for livestock range since 1954.

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

Whiskeytown,

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

This is a rough, mountainous, brushy area and there are no inhabitants on that side of Clear Creek from Brandy Creek to Igo. This water has not been used since the mining days; if ever.

[SIGNATURE OF APPLICANT] /s/ Clinton Peltier

03 HISTORY

Whiskeytown National Recreation Area

UNNAMED SPRING [REVOKED]

Land History



Peller

POLICY OF TITLE INSURANCE

ISSUED BY

First American Title Insurance & Trust Company

Policy Number Sha-20134
Parcel Nos. 141 and 148
Order No. 973-(506)
Contract No. 14-10-0434-3334

Amount

\$ 1,000.00
Fee: \$40.00

FIRST AMERICAN TITLE INSURANCE & TRUST COMPANY, a California corporation, herein called the Company,
for a valuable consideration

HEREBY INSURES
THE UNITED STATES OF AMERICA

hereinafter called the Insured, against loss or damage not exceeding
ONE THOUSAND AND NO/100- - - - -

Dollars, together with costs and expenses which the Company may become obligated to pay as provided in
the Conditions and Stipulations hereof, which the Insured shall sustain by reason of:

any defect in or lien or encumbrance on the title to the estate or interest covered
hereby in the land described or referred to in Schedule A, existing at the date
hereof, not shown or referred to in Schedule B or excluded from coverage by the
General Exceptions;

all subject, however, to the provisions of Schedules A and B and to the General Exceptions and to the Con-
ditions and Stipulations hereto annexed; all as of the 18th day of March, 1968 at 8:00
the effective date of this policy.

In Witness Whereof, First American Title Insurance & Trust Company has caused its corporate name and seal
to be hereunto affixed by its duly authorized officers.



First American Title Insurance & Trust Company

BY

PRESIDENT

ATTEST

SECRETARY

SCHEDULE A

1. The estate or interest in the land described or referred to in this schedule covered by this policy is:

A FEE

2. Title to the estate or interest covered by this policy at the date hereof is vested in:

SEE EXHIBIT "A"

3. The land referred to in this policy is situated in the County of Shasta,
State of California, and is described as follows:

SEE EXHIBIT "B"

Policy SHA-20134

March 20, 1969

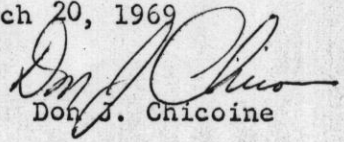
By: 
Don J. Chicoine

EXHIBIT "A"

DO-BE MELCON PELTIER, as to Parcels 1, 2, 3, 4 and 5
and the South half of the North half and the South half
of Parcel 6, subject to the recordation of an Affidavit
Terminating Joint Tenancy with Clinton Peltier, deceased;

DORA BEATRICE MELCON-PELTIER, also known as DORA-BEATRICE
MELCON PELTIER, also known as DO-BE MELCON PELTIER, individually
and as the sole heir of Clinton Peltier, deceased, as to the
East half of the Northeast quarter of the Northeast quarter
of Parcel 6.

★RECEIVED★

EXHIBIT "B"

PARCEL 1:

Lots 5, 6, 11 and 12 of the Northwest quarter of Section 4, Township 31 North, Range 6 West, M.D.M.

PARCEL 2:

Lots 1 through 12, inclusive, and Lots 15, 16, 17 and 18 of Section 5, Township 31 North, Range 6 West, M.D.M.

PARCEL 3:

Lots 1, 2, 3, 4, 5, 6, 11 and 12 of Section 6, Township 31 North, Range 6 West, M.D.M.

PARCEL 4:

The Southeast quarter of the Northeast quarter of Section 31, Township 32 North, Range 6 West, M.D.M.

PARCEL 5:

The Southeast quarter, the South half of the Northwest quarter and the North half of the Southwest quarter of Section 32, Township 32 North, Range 6 West, M.D.M.

PARCEL 6:

The East half of the Northeast quarter of the Northeast quarter, the South half of the North half and the South half of Section 33, Township 32 North, Range 6 West, M.D.M.

EXCEPTING THEREFROM all oil, gas and other hydrocarbons and minerals, as excepted in Deed from R. E. Anderson to Clinton Peltier, et ux., dated May 14, 1951, recorded May 17, 1951 in Book 347 of Official Records, at page 383, Shasta County Records.

(Affects the South half of the North half and the South half of Parcel 6 above.)

SCHEDULE B

This policy does not insure against loss or damage by reason of the following:

1. Current and delinquent taxes and assessments as follows: County taxes for the fiscal year 1968-69, including possible personal property tax, now a lien, not yet due or payable.

2. Reservations contained in the Patent from The United States of America to Malinda J. Paige, issued under the Act of May 20, 1862 entitled "An Act to Secure Homesteads to Actual Settlers on the Public Domain", recorded on June 20, 1901 in Book 8 of Patents, at page 58, Shasta County Records, and the supplemental acts thereto, as follows:

(a) Any vested or accrued water rights for mining, agricultural, manufacturing or other purposes and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by local customs, laws and decisions of courts.

(b) The right of a proprietor of a vein or lode to extract and remove his ore therefrom should the same be found to penetrate or intersect the premises herein described as provided by law.

(c) Rights of way for ditches and canals constructed by the authority of the United States of America.

(The above affects the Southeast quarter of Parcel 5.)

3. Reservations contained in the Patent from The United States of America to James E. Paige, issued under the Act of May 20, 1862, entitled "An Act to Secure Homesteads to Actual Settlers on the Public Domain", recorded on August 9, 1909 in Book 8 of Patents, at page 228, Shasta County Records, and the supplemental acts thereto, as follows:

(a) Any vested or accrued water rights for mining, agricultural, manufacturing or other purposes and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by local customs, laws and decisions of courts.

(b) The right of a proprietor of a vein or lode to extract and remove his ore therefrom should the same be found to penetrate or intersect the premises herein described as provided by law.

(c) Rights of way for ditches and canals constructed by the authority of the United States of America.

(The above affects the South half of the Northwest quarter and the North half of the Southwest quarter of Parcel 5.)

4. Reservations contained in the Patent from The United States of America to John R. Macartney, issued under the Act of April 24, 1833 entitled "An Act making further provisions for the sale of Public Lands", recorded on March 14, 1910 in Book 12 of Patents, at page 279, Shasta County Records, and the supplemental acts thereto, as follows:

(a) Any vested or accrued water rights for mining, agricultural, manufacturing or other purposes and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by local customs, laws and decisions of courts.

(b) The right of a proprietor of a vein or lode to extract and remove his ore therefrom should the same be found to penetrate or intersect the premises herein described as provided by law.

(c) Rights of way for ditches and canals constructed by the authority of The United States of America.

(The above affects Lots 5, 6, 11 and 12 of Northwest quarter of Parcel 3)

5. Reservations contained in the Patent from The United States of America to Sarah Howland Frisbie, issued under the Act of April 24, 1820 entitled "An Act making further provisions for the sale of the Public Lands", recorded on April 14, 1952 in Book 12 of Patents, at page 437, Shasta County Records, and the supplemental acts thereto, as follows:

(a) Any vested or accrued water rights for mining, agricultural, manufacturing or other purposes and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by local customs, laws and decisions of courts.

(b) Rights of way for ditches and canals constructed by the authority of The United States of America.

(The above affects Lots 1, 2, 3 and 4 of Parcel 3.)

6. Requirement that a Patent be recorded from The United States of America in order to complete the record chain of title of the herein described property. Records of the County Assessor's Office disclose that a Patent was issued to Charles L. Paige.

(Affects Parcel 1.)

7. The right to use and travel over the wagon road running through the herein described land, as granted in Right of Way Deed from Charles L. Paige to The Princess Hydraulic Mining Company, a corporation, dated October 14, 1896, recorded January 4, 1897 in Book 47 of Deeds, at page 104, Shasta County Records.

(Affects Parcel 1.)

8. A right of way for a ditch running through a portion of the herein described land and the necessary flumes and dams in connection therewith, and also the right to use sufficient timber to complete the dam under construction as conveyed in the Quitclaim Deed from Charles L. Paige to The Princess Hydraulic Mining Company, a corporation, dated October 14, 1896, recorded January 4, 1897 in Book 47 of Deeds, at page 106, Shasta County Records.

(Affects Parcel 1.)

9. Agreement to sell timber for future repairing and altering of the dam located on the land herein described, contained in the Quitclaim Deed from Charles L. Paige to The Princess Hydraulic Mining Company, a corporation, dated October 14, 1896, recorded January 4, 1897 in Book 47 of Deeds, at page 106, Shasta County Records.

(Affects Parcel 1.)

10. Rights of way and easements to prospect and develop all oil, gas and other hydrocarbons and minerals, if found in type and quality to warrant derrick, mine or mill site; area not to exceed 5 acres shall be deeded, free and clear of all incumbrances to R. E. Anderson, all as contained in Deed from R. E. Anderson to Clinton Peltier, et ux., dated May 14, 1951, recorded May 17, 1951 in Book 347 of Official Records, at page 383, Shasta County Records.

(Affects the South half of of the North half and the South half of Parcel 6.)

11. A right of way over and across a portion of the herein described land, as reserved in the Deed from Trinity Logging Co., a corporation to Clinton Peltier, et ux., dated May 5, 1952, recorded May 5, 1952 in Book 370 of Official Records, at page 242, Shasta County Records.
(Affects Parcels 2 and 4.)

12. A right of way on and over the Trinity Logging Co. logging road across the land herein described for ingress and egress to and from adjacent lands for the purpose of hauling logs and timber products, and for recreation, with the right to maintain and improve said road, as conveyed in Grant of Right of Way from Clinton Peltier, et ux., to Trinity Logging Co., a corporation, dated May 5, 1952, recorded May 6, 1952 in Book 370 of Official Records, at page 253, Shasta County Records.
(Affects Parcel 5.)

13. The right, privilege and easement to construct, reconstruct, lay, relay, operate, maintain and remove at any time water pipelines, with all fixtures, devices, and appurtenances used or useful in the operation of said pipelines, as contained in the Declaration of Taking entitled "United States of America, plaintiff, vs. 13.93 acres of land, more or less, in the County of Shasta, State of California; Do-Be Melcon Peltier, et al., and Unknown Owners, defendants", Civil No. 9194, dated January 5, 1965, recorded January 15, 1965 in Book 819 of Official Records, at page 515, Shasta County Records.
(Affects the East half of the Northeast quarter of Parcel 6.)

14. The temporary right, privilege and easement to enter upon and use the land herein described for depositing and stockpiling earth and material excavated from the cut areas, including the right to remove and use the earth and material so stockpiled until January 1, 1972, as contained in the Declaration of Taking entitled "United States of America, plaintiff, vs. 13.93 acres of land, more or less, in the County of Shasta, State of California; Do-Be Melcon Peltier, et al., and Unknown Owners, defendants", Civil No. 9194, dated January 5, 1965, recorded January 15, 1965 in Book 819 of Official Records, at page 515, Shasta County Records.
(Affects the East half of the Northeast quarter of Parcel 6.)

15. The right to cultivate, use and occupy right of way areas, as reserved to the owners of the land described in the Declaration of Taking set out above as Item No. 13.
(Affects the East half of the Northeast quarter of Parcel 6.)

16. The right to construct and use a road across the herein described land, as reserved to the owners of said land in the Declaration of Taking set out above as Item No. 13.
(Affects the East half of the Northeast quarter of Parcel 6.)

17. Any lien for inheritance tax payable to the State of California by reason of the death of Clinton Peltier.

18. Rights of way and easements for roads, ditches, canals and pole lines now located or lawfully established over any portion of the herein described property.

LWR-SSC-1

(Aug 1966)
3/20/69

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE

148 & 141

Tract

PELTIER

Vendor

WHIS

Area

14-10-9-900-247

Contract No.

OFFER TO SELL REAL PROPERTY

The undersigned, hereinafter called the Vendor, in consideration of the mutual covenants and agreements herein set forth, offers to sell and convey to the United States of America and its assigns, the fee simple title to the following described land, with the buildings and improvements thereon, and all rights, hereditaments, easements, and appurtenances thereunto belonging, located in the

County of Shasta, State of California,

containing 1,927 acres, more or less, more particularly described as follows:

All those portions of Section Thirty-one (31), Thirty-two (32) and Thirty-three (33) of Township Thirty-two (32) North, Range Six (6) West, Mount Diablo Base and Meridian, more particularly described as follows:

The Southeast quarter of the Northeast quarter ($SE\frac{1}{4}NE\frac{1}{4}$) of said Section 31, the Southeast quarter ($SE\frac{1}{4}$), the South half of the Northwest quarter ($S\frac{1}{2}NW\frac{1}{4}$) and the North half of the Southwest quarter ($N\frac{1}{2}SW\frac{1}{4}$) of said Section 32, the East half of the Northeast quarter of the Northeast quarter ($E\frac{1}{2}NE\frac{1}{4}NE\frac{1}{4}$), the South half of the North half ($S\frac{1}{2}N\frac{1}{2}$) and the South half ($S\frac{1}{2}$) of said Section 33, and all those portions of Sections 4, 5 and 6 of Township Thirty-one (31) North, Range Six (6) West, Mount Diablo Base and Meridian, described as follows:

Lots 5, 6, 11 and 12 of the Northwest quarter of said Section 4, Lots 1 through 12 inclusive and Lots 15, 16, 17 and 18 of said Section 5, and Lots 1, 2, 3, 4, 5, 6, 11 and 12 of said Section 6.

IN ADDITION, the Vendor also offers to quitclaim to the United States of America all of her right, title and interest in and to that portion of the hereinabove described property lying within the limits of the East half of the Northeast quarter ($E\frac{1}{2}NE\frac{1}{4}$) of Section 33, Township 32 North, Range 6 West, Mount Diablo Base and Meridian.

Excepting and reserving only the following rights and interests in the above described property:

- a. The Vendor reserves the right to occupy the property until title passes. During the period of such occupancy the vendor shall continue to be responsible for the protection and maintenance of the land and the improvements and timber located thereon, even though title may have passed to the United States prior to the above date.
- b. The steel Bailey Bridge over Clear Creek, if not required by the National Park Service.

The terms and conditions of this offer are as follows:

(1) The Vendor agrees that this offer may be accepted by the United States through any duly authorized representative, by delivering, mailing, or telegraphing a notice of acceptance to the Vendor at the address stated below, at any time within two month(s) from the date hereof, whereupon this offer and the acceptance thereof become a binding contract.

(2) The United States of America agrees to pay the Vendor for said land the sum of FOUR HUNDRED FIVE THOUSAND ^{NINE HUNDRED} dollars (\$ 405,900.) payable on acceptance of this offer and approval of the Vendor's title; provided the Vendor can execute and deliver a good and sufficient deed conveying said land with the hereditaments and appurtenances thereunto belonging to the United States of America and its assigns, in fee simple, free and clear of all liens and encumbrances, except those specifically excepted or reserved above, together with all right, title, and interest of the Vendor in and to any streams, alleys, roads, streets, ways, strips, gores, or railroad rights-of-way abutting or adjoining said land.

(3) It is agreed that the United States will defray the expenses incident to the preparation and recordation of the deed to the United States and the procurement of the necessary title evidence.

(4) The Vendor agrees that all taxes, assessments, and encumbrances which are a lien against the land at the time of conveyance to the United States shall be satisfied of record by the Vendor at

(11) All terms and conditions with respect to this offer are expressly contained herein and the Vendor agrees that no representative or agent of the United States has made any representation or promise with respect to this offer not expressly contained herein.

VENDORS:

Vendor

Posted
MAY 28 1970

Form 3001—(Individual) First American Title Company

STATE OF CALIFORNIA

COUNTY OF SHASTA

} ss.

On May 5, 1970

, before me, the undersigned, a Notary Public in and for said State, personally appeared Do-Be Melcon Peltier aka Dora Beatrice

Melcon-Peltier aka Dora-Beatrice Melcon Peltier

known to me to be the person _____ whose name is

subscribed to the within instrument and acknowledged to me

that she executed the same.

WITNESS my hand and official seal

Signature

RUTH C. HESS

Name (Typed or Printed)



(This area for official notarial seal)

06 DATA

Whiskeytown National Recreation Area

UNNAMED SPRING [REVOKED]

Supporting Hydrologic Data

L54 (WR) RWR
WHIS/WR # 11
Peltier Diversion

Site may be reached by driving south from the Whiskeytown Dam to the first road to the right - this road crosses Clear Creek. Immediately over the bridge, turn right on single lane jeep trail. Jeep trail winds around the mountain in a northerly direction for 1.0 miles and dead ends. At the end of the road a rock and concrete dam about three feet high extends across the creek. About 100 yards below the dam, easterly, the remains of some machinery from a logging mill operations exists.

An examination of the area indicates that springs are present immediately upstream of the dam. Less than one-half of the flow over the dam was flowing down the channel 100 feet upstream of the dam.

An estimate of the flow over the dam was made. Discharge was approximately 60 gallons per minute. Field specific conductance of the water was 150 @ 12.5°C. Water is presently unused.

W. Werrell
Jan 13, 1976

L54 (WR) RWR
WHIS/WR # 11



WHIS WR # 11 - Peltier Diversion.

Looking West, upstream, showing left bank
portion of unused dam. Flow over dam is approximately
30 gpm.

Werrell Jan 13, 1976

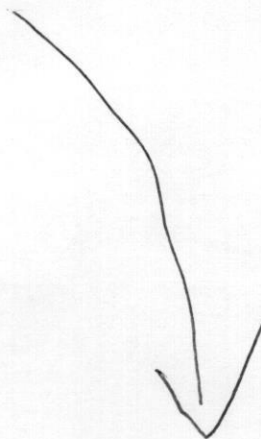


WHIS WR # 11 - Peltier Diversion.

Looking West, upstream, showing right bank
portion of unused dam.

Werrell Jan 13, 1976

Note to the file (WHIS docket #11): See original docket folder for envelope containing negatives dated January 13, 1976.



Photographic Negatives
WHIS
Water Right # 11
Jan 13, 1976

Docket Information

Number of Documents in Docket : 41

Documents Dated from : 11-10-1959 to 10-28-2024

Docket Compiled: 11/14/2024