Docket Number: 13

UNNAMED STREAM (A025504)

Preliminary Docket Information

DOCKET INFORMATION FORM

Compiled by: Alexa Kreiling Date: 8/23/2024
Initial Docket Information Form ☒ Amendment # _____ (1,2,3 ...)
Includes Confidential Content ☐

Park Unit: PORE Docket #: 013 Docket Title Unnamed Stream (A025504)

Docket Type:
Select all applicable: ☐ PC/V (pre-code/vested) ☒ APP (appropriative) ☐ 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 Stream

State: CA
County: Marin

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

Application #: A025504 **Date:** _____
Permit #: 018061 **Date Issued:** _____
License / Certificate #: 013112 **Priority Date:** 9/13/1977
Ruling/Order/Decree #: _____ **Date Issued:** _____

Quantity: Rate: 19.3 Duty: _____
Units: ☐ cfs ☐ gpm ☒ afy ☐ other _____ Units: ☐ cfs ☐ gpm ☐ afy ☐ other _____

Use(s): ☒ Domestic ☒ Livestock ☐ Irrigation ☐ Municipal ☐ Industrial/Commercial ☐ Wildlife ☐ Instream ☒ other Recreation, Fire Protection

POD Name / Location: _____ ☐ Multiple PODs (see water right)
Qtr: SE Qtr: NE Sec: 23 T: 1 N R: 8 W PM: _____
Latitude: 37.91360732 Longitude: -122.71057168
UTM _____ , _____ Datum: _____

POU Name / Location: _____ ☐ Multiple POUs (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.

Unnamed stream tributary to Pacific Ocean.

PORE Dockets 13 & 25 are connected. Combined maximum withdrawal under both licenses shall not exceed 19.3 acre feet.

License 013112 was obtained by NPS subsequent to land.

Deed in docket indicates that land came from William E Niman, Orville Schell and Michael & Marjorie Goodman

☐ Additional Page(s) Attached

Application : A025504
Permit : 018061 **Issued on** September 26, 1980
License : 013112 **Issued on** March 7, 1995

Primary Owner : U S NATIONAL PARK SERVICE
Mail To Owner : U S NATIONAL PARK SERVICE
POINT REYES NATIONAL SEASHORE
Address : 1201 OAK RIDGE DRIVE STE 250, FORT COLLINS, CO 80525-5596

POD Information :
IN SE¼ of NE¼ of projected Section 23, T1N, R8W, MDB&M (Marin County)
Water to be diverted from Unnamed Stream
Tributary PACIFIC OCEAN

Amount :
Maximum Storage : 21.6 acrc-feet/ann
Maximum Annual Use : 19.3 acrc-feet/ann

Purpose of Use : Domestic
Storage Season : November 1 to April 1

Purpose of Use : Recreational
Storage Season : November 1 to April 1

Purpose of Use : Stockwatering
Storage Season : November 1 to April 1

Purpose of Use : Fire Protection
Storage Season : November 1 to April 1

02 STATE

Point Reyes National Seashore

UNNAMED STREAM (A025504)

State Water Rights Documentation

[SUMMARY OF FINAL SUBMITTED VERSION]

REPORT OF LICENSEE FOR REPORTING PERIOD

October 1, 2023 to September 30, 2024

Primary Owner: U S NATIONAL PARK SERVICE
Primary Contact:

Date Submitted: 12/19/2024

Application Number: A025504
License Number: 013112

Source(s) of Water	POD Parcel Number	County
UNST		Marin

MAX Direct Diversion Rate: 0 GPD
MAX Collection to Storage: 21.6 AC-FT
Face Value: 19.3 AC-FT

Permitted Use(s)	Acres	Direct Diversion Season	Storage Season
Domestic			11/01 to 04/01
Recreational	0		11/01 to 04/01
Stockwatering	0		11/01 to 04/01
Fire Protection			11/01 to 04/01

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

Changes to the Project	
Intake location has been changed	
Description of intake location changes	
Type of use has changed	
Description of type of use changes	
Place of use has changed	
Description of place of use changes	
Other changes	
Description of other changes	

Purpose of Use	
Domestic	3 households/5 acres
Fire Protection	Niman
Recreational	boating and fishing
Stockwatering	76 beef cattle
Fish and Wildlife Preservation and Enhancement	wildlife

Special Use Categories	
Are you using any water diverted under this right for the cultivation of cannabis?	No

Amount of Water Diverted and Used			
Month	**Amount directly diverted (Acre-Feet)**	**Amount diverted or collected to storage (Acre-Feet)**	**Amount used (Acre-Feet)**
2023			
October	0	0	1.6
November	0	3.2	1.6
December	0	3.2	1.6
2024			
January	0	3.2	1.6
February	0	3.2	1.6
March	0	3.2	1.6
April	0	3.2	1.6
May	0	0	1.6
June	0	0	1.6
July	0	0	1.6
August	0	0	1.6
September	0	0	1.6
Total	0	19.2	19.2
Type of Diversion	Diversion to Storage Only		
Comments	Captures rainy season discharge, actual capture is probably slightly less than licensed amount due to siltation of reservoir. Spills every winter, does not dry out in summer. Amounts reported are estimated based on historical values.		

Water Diversion Measurement	
Required to measure as of the date this report is submitted	Yes
Is diversion measured?	No
An alternative compliance plan was submitted to the division of water rights on	
A request for additional time was submitted to the division of water rights on	

Measurement Attachments			
Measurement ID Number	**File Name**	**Description**	**Size**
No attachments			

Measurement Data Files			
Measurement ID Number	**File Name**	**Description**	**Size**
No data files			

Maximum Rate of Diversion	
Month	**Rate of Diversion**
2023	
October	
November	
December	
2024	
January	
February	
March	
April	
May	

June	
July	
August	
September	

Water Transfers	
Water transfered	No
Quantity transfered (Acre-Feet)	
Dates which transfer occurred	/ to /
Transfer approved by	

Water Supply Contracts	
Water supply contract	No
Contract with	
Contract number	
Source from which contract water was diverted	
Point of diversion same as identified water right	
Amount (Acre-Feet) authorized to divert under this contract	
Amount (Acre-Feet) authorized to be diverted in 2024	
Amount (Acre-Feet) projected for 2025	
Exchange or settlement of prior rights	
All monthly reported diversion claimed under the prior rights	
Amount (Acre-Feet) of reported diversion solely under contract	

Storage					
Reservoir name	**Spilled this year**	**Feet below spillway at maximum storage**	**Completely emptied**	**Feet below spillway at minimum storage**	**Method used to measure water level**
Niman	Yes		No	0	not measured

Credits Claimed			
	Conservation	**Reclaimed Water Use**	**Conjunctive Groundwater Use**
Claimed? (Yes/No)	No	No	No
2023			
October			
November			
December			
2024			
January			
February			
March			
April			
May			
June			
July			
August			
September			

Conservation Supporting Information
Description of conservation methods
Description of baseline water use and time period

Description of conservation calculation methods	
Conserved water used?	

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	Kai
Last Name	Nittenberg
Relation to Water Right	Primary Owner of Record

Information on Certification and Signatory	
Name of Person Signing and Certifying the Report	Kai Nittenberg
Date of Signature	12/19/2024

[SUMMARY OF FINAL SUBMITTED VERSION]

REPORT OF LICENSEE FOR REPORTING PERIOD

October 1, 2022 to September 30, 2023

Primary Owner: U S NATIONAL PARK SERVICE
Primary Contact:

Date Submitted: 02/09/2024

Application Number: A025504
License Number: 013112

Source(s) of Water	POD Parcel Number	County
UNST		Marin

MAX Direct Diversion Rate: 0 GPD
MAX Collection to Storage: 21.6 AC-FT
Face Value: 19.3 AC-FT

Permitted Use(s)	Acres	Direct Diversion Season	Storage Season
Domestic			11/01 to 04/01
Recreational	0		11/01 to 04/01
Stockwatering	0		11/01 to 04/01
Fire Protection			11/01 to 04/01

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

Changes to the Project	
Intake location has been changed	
Description of intake location changes	
Type of use has changed	
Description of type of use changes	
Place of use has changed	
Description of place of use changes	
Other changes	
Description of other changes	

Purpose of Use	
Domestic	3 households/5 acres
Fire Protection	Niman
Recreational	boating and fishing
Stockwatering	76 beef cattle
Fish and Wildlife Preservation and Enhancement	wildlife

Special Use Categories	
Are you using any water diverted under this right for the cultivation of cannabis?	No

Amount of Water Diverted and Used			
Month	**Amount directly diverted (Acre-Feet)**	**Amount diverted or collected to storage (Acre-Feet)**	**Amount used (Acre-Feet)**
2022			
October	0	0	1.6
November	0	3.2	1.6
December	0	3.2	1.6
2023			
January	0	3.2	1.6
February	0	3.2	1.6
March	0	3.2	1.6
April	0	3.2	1.6
May	0	0	1.6
June	0	0	1.6
July	0	0	1.6
August	0	0	1.6
September	0	0	1.6
Total	0	19.2	19.2
Type of Diversion	Diversion to Storage Only		
Comments	Captures rainy season discharge, actual capture is probably slightly less than licensed amount due to siltation of reservoir. Spills every winter, does not dry out in summer. Amounts reported are estimated based on historical values.		

Water Diversion Measurement	
Required to measure as of the date this report is submitted	Yes
Is diversion measured?	No
An alternative compliance plan was submitted to the division of water rights on	
A request for additional time was submitted to the division of water rights on	

Measurement Attachments			
Measurement ID Number	**File Name**	**Description**	**Size**
No attachments			

Measurement Data Files			
Measurement ID Number	**File Name**	**Description**	**Size**
No data files			

Maximum Rate of Diversion	
Month	**Rate of Diversion**
2022	
October	
November	
December	
2023	
January	
February	
March	
April	
May	

June	
July	
August	
September	

Water Transfers	
Water transfered	No
Quantity transfered (Acre-Feet)	
Dates which transfer occurred	/ to /
Transfer approved by	

Water Supply Contracts	
Water supply contract	No
Contract with	
Contract number	
Source from which contract water was diverted	
Point of diversion same as identified water right	
Amount (Acre-Feet) authorized to divert under this contract	
Amount (Acre-Feet) authorized to be diverted in 2023	
Amount (Acre-Feet) projected for 2024	
Exchange or settlement of prior rights	
All monthly reported diversion claimed under the prior rights	
Amount (Acre-Feet) of reported diversion solely under contract	

Storage					
Reservoir name	**Spilled this year**	**Feet below spillway at maximum storage**	**Completely emptied**	**Feet below spillway at minimum storage**	**Method used to measure water level**
Niman	Yes		No	0	not measured

Credits Claimed			
	Conservation	**Reclaimed Water Use**	**Conjunctive Groundwater Use**
Claimed? (Yes/No)	No	No	No
2022			
October			
November			
December			
2023			
January			
February			
March			
April			
May			
June			
July			
August			
September			

Conservation Supporting Information
Description of conservation methods
Description of baseline water use and time period

Description of conservation calculation methods	
Conserved water used?	

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	Nicolas
Last Name	Anderson
Relation to Water Right	Primary Owner of Record

Information on Certification and Signatory	
Name of Person Signing and Certifying the Report	Nicolas Anderson
Date of Signature	02/09/2024

00-00-2024:

[SUMMARY OF FINAL SUBMITTED VERSION]

REPORT OF LICENSEE FOR REPORTING PERIOD

October 1, 2021 to September 30, 2022

Primary Owner: U S NATIONAL PARK SERVICE
Primary Contact:

Date Submitted: 01/30/2023

Application Number: A025504
License Number: 013112

Source(s) of Water	POD Parcel Number	County
UNST		Marin

MAX Direct Diversion Rate: 0 GPD
MAX Collection to Storage: 21.6 AC-FT
Face Value: 19.3 AC-FT

Permitted Use(s)	Acres	Direct Diversion Season	Storage Season
Fire Protection			11/01 to 04/01
Domestic			11/01 to 04/01
Recreational	0		11/01 to 04/01
Stockwatering	0		11/01 to 04/01

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

Changes to the Project	
Intake location has been changed	
Description of intake location changes	
Type of use has changed	
Description of type of use changes	
Place of use has changed	
Description of place of use changes	
Other changes	
Description of other changes	

Purpose of Use	
Domestic	3 households/5 acres
Fire Protection	Niman
Recreational	boating and fishing
Stockwatering	76 beef cattle
Fish and Wildlife Preservation and Enhancement	wildlife

Special Use Categories	
Are you using any water diverted under this right for the cultivation of cannabis?	No

Amount of Water Diverted and Used			
Month	**Amount directly diverted (Acre-Feet)**	**Amount diverted or collected to storage (Acre-Feet)**	**Amount used (Acre-Feet)**
2021			
October	0	0	1.6
November	0	3.2	1.6
December	0	3.2	1.6
2022			
January	0	3.2	1.6
February	0	3.2	1.6
March	0	3.2	1.6
April	0	3.2	1.6
May	0	0	1.6
June	0	0	1.6
July	0	0	1.6
August	0	0	1.6
September	0	0	1.6
Total	0	19.2	19.2
Type of Diversion	Diversion to Storage Only		
Comments	Captures rainy season discharge, actual capture is probably slightly less than licensed amount due to siltation of reservoir. Spills every winter, does not dry out in summer. Amounts reported are estimated based on historical values.		

Water Diversion Measurement	
Required to measure as of the date this report is submitted	Yes
Is diversion measured?	No
An alternative compliance plan was submitted to the division of water rights on	
A request for additional time was submitted to the division of water rights on	

Measurement Attachments			
Measurement ID Number	**File Name**	**Description**	**Size**
No attachments			

Measurement Data Files			
Measurement ID Number	**File Name**	**Description**	**Size**
No data files			

Maximum Rate of Diversion	
Month	**Rate of Diversion**
2021	
October	
November	
December	
2022	
January	
February	
March	
April	
May	

June	
July	
August	
September	

Water Transfers	
Water transfered	No
Quantity transfered (Acre-Feet)	
Dates which transfer occurred	/ to /
Transfer approved by	

Water Supply Contracts	
Water supply contract	No
Contract with	
Contract number	
Source from which contract water was diverted	
Point of diversion same as identified water right	
Amount (Acre-Feet) authorized to divert under this contract	
Amount (Acre-Feet) authorized to be diverted in 2022	
Amount (Acre-Feet) projected for 2023	
Exchange or settlement of prior rights	
All monthly reported diversion claimed under the prior rights	
Amount (Acre-Feet) of reported diversion solely under contract	

Storage					
Reservoir name	**Spilled this year**	**Feet below spillway at maximum storage**	**Completely emptied**	**Feet below spillway at minimum storage**	**Method used to measure water level**
Niman	Yes		No	0	not measured

Credits Claimed			
	Conservation	**Reclaimed Water Use**	**Conjunctive Groundwater Use**
Claimed? (Yes/No)	No	No	No
2021			
October			
November			
December			
2022			
January			
February			
March			
April			
May			
June			
July			
August			
September			

Conservation Supporting Information
Description of conservation methods
Description of baseline water use and time period

Description of conservation calculation methods	
Conserved water used?	

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	Dylan
Last Name	Voeller
Relation to Water Right	Company Representative

Information on Certification and Signatory	
Name of Person Signing and Certifying the Report	Dylan Voeller
Date of Signature	01/30/2023

[SUMMARY OF FINAL SUBMITTED VERSION]

REPORT OF LICENSEE FOR REPORTING PERIOD

January 1, 2021 to September 30, 2021

Primary Owner: U S NATIONAL PARK SERVICE
Primary Contact:

Date Submitted: 07/07/2022

Application Number: A025504
License Number: 013112

Source(s) of Water	POD Parcel Number	County
UNST		Marin

MAX Direct Diversion Rate: 0 GPD
MAX Collection to Storage: 21.6 AC-FT
Face Value: 19.3 AC-FT

Permitted Use(s)	Acres	Direct Diversion Season	Storage Season
Domestic			11/01 to 04/01
Recreational	0		11/01 to 04/01
Stockwatering	0		11/01 to 04/01
Fire Protection			11/01 to 04/01

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

Changes to the Project	
Intake location has been changed	
Description of intake location changes	
Type of use has changed	
Description of type of use changes	
Place of use has changed	
Description of place of use changes	
Other changes	
Description of other changes	

Purpose of Use	
Domestic	3 households/5 acres
Fire Protection	Niman
Recreational	boating and fishing
Stockwatering	76 beef cattle
Fish and Wildlife Preservation and Enhancement	wildlife

Special Use Categories	
Are you using any water diverted under this right for the cultivation of cannabis?	No

Amount of Water Diverted and Used			
Month	Amount directly diverted (Acre-Feet)	Amount diverted or collected to storage	Amount used (Acre-Feet)

		(Acre-Feet)	
January	0	3.2	1.6
February	0	3.2	1.6
March	0	3.2	1.6
April	0	3.2	1.6
May	0	0	0
June	0	0	0
July	0	0	0
August	0	0	0
September	0	0	0
Total	0	12.8	6.4
Type of Diversion	Diversion to Storage Only		
Comments	Captures rainy season discharge; spills every winter. Does not dry out in summer. Amounts of use are estimates; actual capture is probably slightly less than licensed amount due to siltation of reservoir. Amounts reported are estimated based on historical values.		

Water Diversion Measurement	
Required to measure as of the date this report is submitted	Yes
Is diversion measured?	No
An alternative compliance plan was submitted to the division of water rights on	
A request for additional time was submitted to the division of water rights on	

Measurement Attachments			
Measurement ID Number	**File Name**	**Description**	**Size**
No attachments			

Measurement Data Files			
Measurement ID Number	**File Name**	**Description**	**Size**
No data files			

Maximum Rate of Diversion	
Month	**Rate of Diversion**
January	
February	
March	
April	
May	
June	
July	
August	
September	

Water Transfers	
Water transfered	No
Quantity transfered (Acre-Feet)	
Dates which transfer occurred	/ to /
Transfer approved by	

Water Supply Contracts

Water supply contract	No
Contract with	
Other provider	
Contract number	
Source from which contract water was diverted	
Point of diversion same as identified water right	
Amount (Acre-Feet) authorized to divert under this contract	
Amount (Acre-Feet) authorized to be diverted in 2021	
Amount (Acre-Feet) projected for 2022	
Exchange or settlement of prior rights	
All monthly reported diversion claimed under the prior rights	
Amount (Acre-Feet) of reported diversion solely under contract	

Storage					
Reservoir name	**Spilled this year**	**Feet below spillway at maximum storage**	**Completely emptied**	**Feet below spillway at minimum storage**	**Method used to measure water level**
Niman	Yes		No	0	not measured

Credits Claimed			
	Conservation	**Reclaimed Water Use**	**Conjunctive Groundwater Use**
Claimed? (Yes/No)	No	No	No
January			
February			
March			
April			
May			
June			
July			
August			
September			

Conservation Supporting Information	
Description of conservation methods	
Description of baseline water use and time period	
Description of conservation calculation methods	
Conserved water used?	

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	Joseph
Last Name	Chafey
Relation to Water Right	Company Representative

Information on Certification and Signatory	
Name of Person Signing and Certifying the Report	Joseph Chafey
Date of Signature	07/07/2022

[SUMMARY OF FINAL SUBMITTED VERSION]

REPORT OF LICENSEE FOR 2020

Primary Owner: U S NATIONAL PARK SERVICE
Primary Contact:

Date Submitted: 03/29/2021

Application Number: A025504
License Number: 013112

Source(s) of Water	POD Parcel Number	County
UNST		Marin

MAX Direct Diversion Rate: 0 GPD
MAX Collection to Storage: 21.6 AC-FT
Face Value: 19.3 AC-FT

Permitted Use(s)	Acres	Direct Diversion Season	Storage Season
Domestic			11/01 to 04/01
Recreational	0		11/01 to 04/01
Stockwatering	0		11/01 to 04/01
Fire Protection			11/01 to 04/01

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

2. Changes to the Project	
Intake location has been changed	
Description of intake location changes	
Type of use has changed	
Description of type of use changes	
Place of use has changed	
Description of place of use changes	
Other changes	
Description of other changes	

3. Purpose of Use	
Domestic	3 households/5 acres
Fire Protection	Niman
Recreational	boating and fishing
Stockwatering	76 beef cattle
Fish and Wildlife Preservation and Enhancement	wildlife

Special Use Categories	
C1. Are you using any water diverted under this right for the cultivation of cannabis?	No

4. Amount of Water Diverted and Used			
Month	**Amount directly diverted (Acre-Feet)**	**Amount diverted or collected to storage (Acre-Feet)**	**Amount used (Acre-Feet)**
January	0	3.2	1.6

February	0	3.2	1.6
March	0	3.2	1.6
April	0	3.2	1.6
May	0	0	1.6
June	0	0	1.6
July	0	0	1.6
August	0	0	1.6
September	0	0	1.6
October	0	0	1.6
November	0	3.2	1.6
December	0	3.3	1.6
Total	0	19.3	19.2
Type of Diversion	Diversion to Storage Only		
Comments	Captures rainy season discharge; spills every winter. Does not dry out in summer. Amounts of use are estimates; actual capture is probably slightly less than licensed amount due to siltation of reservoir.		

5. Water Diversion Measurement	
a. Required to measure as of the date this report is submitted	Yes
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	

Measurement Attachments			
Measurement ID Number	**File Name**	**Description**	**Size**
No attachments			

Measurement Data Files			
Measurement ID Number	**File Name**	**Description**	**Size**
No data files			

6. Maximum Rate of Diversion	
Month	**Rate of Diversion**
January	
February	
March	
April	
May	
June	
July	
August	
September	
October	
November	
December	

7. Water Transfers	
7a. Water transfered	No
7b. Quantity transfered (Acre-Feet)	

7c. Dates which transfer occurred	/ to /
7d. Transfer approved by	

Water Supply Contracts	
7e. Water supply contract	No
7f. Contract with	
7g. Other provider	
7h. Contract number	
7i. Source from which contract water was diverted	
7j. Point of diversion same as identified water right	
7k. Amount (Acre-Feet) authorized to divert under this contract	
7l. Amount (Acre-Feet) authorized to be diverted in 2020	
7m. Amount (Acre-Feet) projected for 2021	
7n. Exchange or settlement of prior rights	
7o. All monthly reported diversion claimed under the prior rights	
7p. Amount (Acre-Feet) of reported diversion solely under contract	

8. Storage					
Reservoir name	**Spilled this year**	**Feet below spillway at maximum storage**	**Completely emptied**	**Feet below spillway at minimum storage**	**Method used to measure water level**
Niman	Yes		No	0	Feet below unknown

Credits Claimed			
	Conservation	**Reclaimed Water Use**	**Conjunctive Groundwater Use**
Claimed? (Yes/No)	No	No	No
January			
February			
March			
April			
May			
June			
July			
August			
September			
October			
November			
December			

Conservation Supporting Information	
Description of conservation methods	
Description of baseline water use and time period	
Description of conservation calculation methods	
Conserved water used?	

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	Dylan
Last Name	Voeller
Relation to Water Right	Company Representative

Information on Certification and Signatory	
Name of Person Signing and Certifying the Report	Dylan Voeller
Date of Signature	03/29/2021

[SUMMARY OF FINAL SUBMITTED VERSION]

REPORT OF LICENSEE FOR 2019

Primary Owner: U S NATIONAL PARK SERVICE
Primary Contact:

Date Submitted: 05/27/2020

Application Number: A025504
License Number: 013112

Source(s) of Water	POD Parcel Number	County
UNST		Marin

MAX Direct Diversion Rate: 0 GPD
MAX Collection to Storage: 21.6 AC-FT
Face Value: 19.3 AC-FT

Permitted Use(s)	Acres	Direct Diversion Season	Storage Season
Domestic			11/01 to 04/01
Recreational	0		11/01 to 04/01
Stockwatering	0		11/01 to 04/01
Fire Protection			11/01 to 04/01

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

2. Changes to the Project	
Intake location has been changed	
Description of intake location changes	
Type of use has changed	
Description of type of use changes	
Place of use has changed	
Description of place of use changes	
Other changes	
Description of other changes	

3. Purpose of Use	
Domestic	3 households/5 acres
Fire Protection	Niman
Recreational	boating and fishing
Stockwatering	76 beef cattle
Fish and Wildlife Preservation and Enhancement	wildlife

Special Use Categories	
C1. Are you using any water diverted under this right for the cultivation of cannabis?	No

4. Amount of Water Diverted and Used			
Month	**Amount directly diverted (Acre-Feet)**	**Amount diverted or collected to storage (Acre-Feet)**	**Amount used (Acre-Feet)**
January	0	3.2	1.6

February	0	3.2	1.6
March	0	3.2	1.6
April	0	3.2	1.6
May	0	0	1.6
June	0	0	1.6
July	0	0	1.6
August	0	0	1.6
September	0	0	1.6
October	0	0	1.6
November	0	3.2	1.6
December	0	3.3	1.6
Total	0	19.3	19.2
Type of Diversion	Diversion to Storage Only		
Comments	Captures rainy season discharge; spills every winter. Does not dry out in summer. Amounts of use are estimates; actual capture is probably slightly less than licensed amount due to siltation of reservoir.		

5. Water Diversion Measurement	
a. Required to measure as of the date this report is submitted	Yes
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	

Measurement Attachments			
Measurement ID Number	**File Name**	**Description**	**Size**
No attachments			

Measurement Data Files			
Measurement ID Number	**File Name**	**Description**	**Size**
No data files			

6. Maximum Rate of Diversion	
Month	**Rate of Diversion**
January	
February	
March	
April	
May	
June	
July	
August	
September	
October	
November	
December	

7. Water Transfers	
7a. Water transfered	No
7b. Quantity transfered (Acre-Feet)	

7c. Dates which transfer occurred	/ to /
7d. Transfer approved by	

Water Supply Contracts	
7e. Water supply contract	No
7f. Contract with	
7g. Other provider	
7h. Contract number	
7i. Source from which contract water was diverted	
7j. Point of diversion same as identified water right	
7k. Amount (Acre-Feet) authorized to divert under this contract	
7l. Amount (Acre-Feet) authorized to be diverted in 2019	
7m. Amount (Acre-Feet) projected for 2020	
7n. Exchange or settlement of prior rights	
7o. All monthly reported diversion claimed under the prior rights	
7p. Amount (Acre-Feet) of reported diversion solely under contract	

8. Storage					
Reservoir name	**Spilled this year**	**Feet below spillway at maximum storage**	**Completely emptied**	**Feet below spillway at minimum storage**	**Method used to measure water level**
Niman	Yes		No	0	Feet below unknown

Conservation of Water	
9. Are you now employing water conservation efforts?	No
Description of water conservation efforts	
10. Amount of water conserved	
11. I have data to support use reductions under this water right due to conservation efforts	

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

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

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	Eric

Last Name	Lord
Relation to Water Right	Primary Owner of Record

Information on Certification and Signatory	
Name of Person Signing and Certifying the Report	Eric Lord
Date of Signature	05/27/2020

[SUMMARY OF FINAL SUBMITTED VERSION]

REPORT OF LICENSEE FOR 2018

Primary Owner: U S NATIONAL PARK SERVICE
Primary Contact:

Date Submitted: 07/01/2019

Application Number: A025504
License Number: 013112

Source(s) of Water	POD Parcel Number	County
UNST		Marin

MAX Direct Diversion Rate: 0 GPD
MAX Collection to Storage: 21.6 AC-FT
Face Value: 19.3 AC-FT

Permitted Use(s)	Acres	Direct Diversion Season	Storage Season
Domestic			11/01 to 04/01
Recreational	0		11/01 to 04/01
Stockwatering	0		11/01 to 04/01
Fire Protection			11/01 to 04/01

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

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

3. Changes to the Project	
Intake location has been changed	
Description of intake location changes	
Type of use has changed	
Description of type of use changes	
Place of use has changed	
Description of place of use changes	
Other changes	
Description of other changes	

4. Purpose of Use	
Domestic	3 households/5 acres
Fire Protection	Niman
Recreational	boating and fishing
Stockwatering	76 beef cattle
Fish and Wildlife Preservation and Enhancement	wildlife

Special Use Categories	
C1. Are you using any water diverted under this right for the cultivation of cannabis?	No

5. Maximum Rate of Diversion	
Month	**Rate of Diversion**

January	
February	
March	
April	
May	
June	
July	
August	
September	
October	
November	
December	

6. Amount of Water Diverted and Used			
Month	**Amount directly diverted (Acre-Feet)**	**Amount diverted or collected to storage (Acre-Feet)**	**Amount used (Acre-Feet)**
January	0	3.2	1.6
February	0	3.2	1.6
March	0	3.2	1.6
April	0	3.2	1.6
May	0	0	1.6
June	0	0	1.6
July	0	0	1.6
August	0	0	1.6
September	0	0	1.6
October	0	0	1.6
November	0	3.2	1.6
December	0	3.3	1.6
Total	0	19.3	19.2
Type of Diversion	Diversion to Storage Only		
Comments	Captures rainy season discharge; spills every winter. Does not dry out in summer. Amounts of use are estimates; actual capture is probably slightly less than licensed amount due to siltation of reservoir.		

Water Transfers	
6d. Water transfered	No
6e. Quantity transfered (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 2018	

6p. Amount (Acre-Feet) projected for 2019	
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	Yes
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	

Measurement Attachments			
Measurement ID Number	**File Name**	**Description**	**Size**
No attachments			

Measurement Data Files			
Measurement ID Number	**File Name**	**Description**	**Size**
No data files			

8. Storage					
Reservoir name	**Spilled this year**	**Feet below spillway at maximum storage**	**Completely emptied**	**Feet below spillway at minimum storage**	**Method used to measure water level**
Niman	Yes		No	0	Feet below unknown

Conservation of Water	
9. Are you now employing water conservation efforts?	No
Description of water conservation efforts	
10. Amount of water conserved	
11. I have data to support use reductions under this water right due to conservation efforts	

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

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

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	Eric
Last Name	Lord
Relation to Water Right	Primary Owner of Record

Information on Certification and Signatory	
Name of Person Signing and Certifying the Report	Eric Lord
Date of Signature	07/01/2019

[SUMMARY OF FINAL SUBMITTED VERSION]

REPORT OF LICENSEE FOR 2017

Primary Owner: U S NATIONAL PARK SERVICE
Primary Contact:

Date Submitted: 04/29/2018

Application Number: A025504
Permit Number: 018061

Source(s) of Water	POD Parcel Number	County
UNST		Marin

MAX Direct Diversion Rate: 0 GPD
MAX Collection to Storage: 21.6 AC-FT
Face Value: 19.3 AC-FT

Permitted Use(s)	Acres	Direct Diversion Season	Storage Season
Domestic			11/01 to 04/01
Recreational	0		11/01 to 04/01
Stockwatering	0		11/01 to 04/01
Fire Protection			11/01 to 04/01

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

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

3. Changes to the Project	
Intake location has been changed	
Description of intake location changes	
Type of use has changed	
Description of type of use changes	
Place of use has changed	
Description of place of use changes	
Other changes	
Description of other changes	

4. Purpose of Use	
Domestic	3 households/5 acres
Fire Protection	Niman
Recreational	boating and fishing
Stockwatering	76 beef cattle
Fish and Wildlife Preservation and Enhancement	wildlife

Special Use Categories	
C1. Are you using any water diverted under this right for the cultivation of cannabis?	No

5. Maximum Rate of Diversion for each Month

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

6. Amount of Water Diverted and Used			
Month	**Amount directly diverted (Acre-Feet)**	**Amount diverted or collected to storage (Acre-Feet)**	**Amount used (Acre-Feet)**
January	0	3.2	1.6
February	0	3.2	1.6
March	0	3.2	1.6
April	0	3.2	1.6
May	0	0	1.6
June	0	0	1.6
July	0	0	1.6
August	0	0	1.6
September	0	0	1.6
October	0	0	1.6
November	0	3.2	1.6
December	0	3.3	1.6
Total	0	19.3	19.2
Type of Diversion	Diversion to Storage Only		
Comments	Captures rainy season discharge; spills every winter. Does not dry out in summer. Amounts of use are estimates; actual capture is probably slightly less than licensed amount due to siltation of reservoir.		

Water Transfers	
6d. Water transfered	No
6e. Quantity transfered (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 2017	
6p. Amount (Acre-Feet) projected for 2018	
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	Yes
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. Storage

Reservoir name	Spilled this year	Feet below spillway at maximum storage	Completely emptied	Feet below spillway at minimum storage	Method used to measure water level
Niman	Yes		No	0	Feet below unknown

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

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

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

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	Eric
Last Name	Lord
Relation to Water Right	Primary Owner of Record

Information on Certification and Signatory	
Name of Person Signing and Certifying the Report	Eric Lord

Date of Signature	04/29/2018

[SUMMARY OF FINAL SUBMITTED VERSION]

REPORT OF LICENSEE FOR 2016

Primary Owner: U S NATIONAL PARK SERVICE
Primary Contact:

Date Submitted: 05/04/2017

Application Number: A025504
Permit Number: 018061

Source(s) of Water	POD Parcel Number	County
UNST		Marin

MAX Direct Diversion Rate: 0 GPD
MAX Collection to Storage: 21.6 AC-FT
Face Value: 19.3 AC-FT

Permitted Use(s)	Acres	Direct Diversion Season	Storage Season
Domestic			11/01 to 04/01
Recreational	0		11/01 to 04/01
Stockwatering	0		11/01 to 04/01
Fire Protection			11/01 to 04/01

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

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

3. Changes to the Project	
Intake location has been changed	
Description of intake location changes	
Type of use has changed	
Description of type of use changes	
Place of use has changed	
Description of place of use changes	
Other changes	
Description of other changes	

4. Purpose of Use	
Domestic	3 households/5 acres
Fire Protection	Niman
Recreational	boating and fishing
Stockwatering	76 beef cattle
Fish and Wildlife Protection and/or Enhancement	wildlife

Special Use Categories

C1. Are you using any water diverted under this right for the cultivation of cannabis?	No

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

6. Amount of Water Diverted and Used			
Month	**Amount directly diverted (Acre-Feet)**	**Amount diverted or collected to storage (Acre-Feet)**	**Amount used (Acre-Feet)**
January	0	3.2	1.6
February	0	3.2	1.6
March	0	3.2	1.6
April	0	3.2	1.6
May	0	0	1.6
June	0	0	1.6
July	0	0	1.6
August	0	0	1.6
September	0	0	1.6
October	0	0	1.6
November	0	3.2	1.6
December	0	3.3	1.6
Total	0	19.3	19.2
Type of Diversion	Diversion to Storage Only		
Comments	Captures rainy season discharge; spills every winter. Does not dry out in summer. Amounts of use are estimates; actual capture is probably slightly less than licensed amount due to siltation of reservoir.		

Water Transfers	
6d. Water transfered	No
6e. Quantity transfered (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. Storage					
Reservoir name	**Spilled this year**	**Feet below spillway at maximum storage**	**Completely emptied**	**Feet below spillway at minimum storage**	**Method used to measure water level**
Niman	Yes		No	0	Feet below unknown

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

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

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

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	Eric
Last Name	Lord
Relation to Water Right	Primary Owner of Record
Has read the form and agrees the information in the report is true to the best of his/her knowledge and belief	Yes

Updated February 29, 2016

Water Boards

Fact Sheet

EMERGENCY REGULATION FOR MEASURING AND REPORTING ON THE DIVERSION OF WATER

Governor Edmund G. Brown Jr. signed Senate Bill (SB) 88 on June 24, 2015. Sections 15 through 18 of SB 88 add measurement and reporting requirements for a substantial number of diverters. The State Water Resources Control Board (State Water Board) adopted a regulation to implement the new law at its January 19, 2016 Board Meeting. The regulation will go into effect upon approval by the Office of Administrative Law, which is anticipated to occur in March 2016.

The measurement requirements of the regulation apply to all water right holders who divert more than 10 acre-feet of water per year. The annual reporting requirements in the regulation apply to all statement holders as well as persons authorized to appropriate water under a permit, license, registration (small domestic, small irrigation, or livestock stockpond), or certificate for livestock stockpond use.

Information on the regulation, SB 88, and related documents are available at:

http://www.waterboards.ca.gov/waterrights/water_issues/programs/measurement_regulation/

If you have any questions or concerns, please contact the Division of Water Rights (Division) at:

Email Address: dwr-measurement@waterboards.ca.gov
Phone Number: (916) 341-5300

Key Provisions of Regulation

Annual Water Use Reporting Requirements for Water Right Holders

All water right holders shall report on their diversion and use of water annually, beginning with reports for the 2016 diversion season. Annual water use reports for permits, licenses, registrations and stock pond certificates must be filed by April 1 of each year starting April 1, 2017 for diversions made in 2016. The annual use reports for statements shall be filed prior to July 1 of each year. All reports will continue to document diversions during the prior calendar year. The filing dates are for the annual water use reports are summarized below:

DIVERSION/STORAGE PERIOD	WATER USE REPORT DEADLINES				
	PERMITS	LICENSES	STATEMENTS	REGISTRATIONS	CERTIFICATES
2015	JULY 1, 2016	JULY 1, 2016	JULY 1, 2016	VARIES	NOT REQUIRED
2016	APRIL 1, 2017	APRIL 1, 2017	JULY 1, 2017	APRIL 1, 2017	APRIL 1, 2017

Reporting Requirements for Water Right Holders During Times of Insufficient Supply

When the amount of water available in a surface water source is not sufficient to support the needs of existing water right holders and in-stream uses, the State Water Board may require monthly or more frequent reporting in the affected areas to provide the most accurate assessment of water demand. The State Water Board will notify diverters in affected areas when additional reporting is required.

Deadline for Complying with Measurement and Reporting Requirements

The regulation provides for a phased approach to compliance. The compliance deadlines, by volume of water diverted, are shown in the table below.

Required Accuracy for Measurement and Frequency for Monitoring

SB 88 set expectations for both the accuracy of measurement devices as well as the monitoring frequency of the device. The regulation links both device accuracy and monitoring frequency to the volume categories. Larger diversions and larger reservoirs or ponds have more stringent measurement and monitoring requirements and more stringent requirements for the installation and certification of measurement devices as described in the table below.

Type of Diversion (af = acre-feet)	**Installation Deadline**	**Required Accuracy**	**Required Monitoring Frequency**	**Qualifications For Installation And Certification**
Direct Diversion ≥ 1,000 af/year Storage ≥ 1000 af	January 1, 2017	10%	Hourly	Engineer/Contractor/Professional
Direct Diversion ≥ 100 af/year Storage ≥ 200 af	July 1, 2017	10%	Daily	Engineer/Contractor/Professional
Direct Diversion > 10 af/year Storage ≥ 50 af	January 1, 2018	15%	Weekly	Individual experienced with measurement and monitoring
Storage > 10 af	January 1, 2018	15%	Monthly	Individual experienced with measurement and monitoring

Measurement Methods

Diverters may propose a measurement method, in lieu of a measuring device, to comply with measurement and accuracy requirements under the regulation. Examples of measurement methods include:

- Multiple water right holders on a single surface supply can propose a collaborative measurement approach.
- A single water right holder with multiple points of diversion can propose a measurement method that may preclude the need to install a measurement device at each point of diversion.

Alternative Compliance

A water right holder may request an alternative compliance approach when strict compliance is not feasible, would be unreasonably expensive, would unreasonably affect public trust resources, or would result in the waste or unreasonable use of water.

The Division is preparing the forms to request alternative measurement or alternative compliance. All requests must be submitted on the Division's forms. Please note; persons subject to the regulation are not allowed to claim "not locally cost effective".

Certification of Water Measurement Device

The regulation requires that the accuracy of the water measurement device be certified every five years, in accordance with the table above. The regulation calls for an initial certification with the first water use report filed after the device has been installed.

[SUMMARY OF FINAL SUBMITTED VERSION]

REPORT OF LICENSEE FOR 2015

Primary Owner: U S NATIONAL PARK SERVICE
Primary Contact: U S NATIONAL PARK SERVICE

Date Submitted: 07/19/2016

Application Number: A025504
Permit Number: 018061

Source(s) of Water	POD Parcel Number	County
UNST		Marin

MAX Direct Diversion Rate: 0 GPD
MAX Collection to Storage: 21.6 AC-FT
Face Value: 19.3 AC-FT

Permitted Use(s)	Acres	Direct Diversion Season	Storage Season
Stockwatering	0		11/01 to 04/01
Fire Protection			11/01 to 04/01
Recreational	0		11/01 to 04/01
Domestic			11/01 to 04/01

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

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

3. Changes to the Project	
Intake location has been changed	
Description of intake location changes	
Type of use has changed	
Description of type of use changes	
Place of use has changed	
Description of place of use changes	
Other changes	
Description of other changes	

4. Purpose of Use	
Domestic	3 households/5 acres
Fire Protection	Niman
Recreational	boating and fishing
Stockwatering	76 beef cattle
Fish and Wildlife Protection and/or Enhancement	wildlife

5. Amount of Water Diverted and Used			

Month	Amount directly diverted (Acre-Feet)	Amount diverted or collected to storage (Acre-Feet)	Amount used (Acre-Feet)
January	0	3.20	1.60
February	0	3.20	1.60
March	0	3.20	1.60
April	0	3.20	1.60
May	0	0	1.60
June	0	0	1.60
July	0	0	1.60
August	0	0	1.60
September	0	0	1.60
October	0	0	1.60
November	0	3.20	1.60
December	0	3.30	1.60
Total	0	19.30	19.20
Type of Diversion	Diversion to Storage Only		
Comments	Captures rainy season discharge; spills every winter. Does not dry out in summer. Amounts of use are estimates; actual capture is probably slightly less than licensed amount due to siltation of reservoir.		

Water Transfers	
8e. Water transfered	No
8f. Quantity transfered (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	

6. Maximum Rate of Diversion for each Month	
Month	Maximum Rate of Diversion ()
January	
February	

March	
April	
May	
June	
July	
August	
September	
October	
November	
December	

7. Storage					
Reservoir name	**Spilled this year**	**Feet below spillway at maximum storage**	**Completely emptied**	**Feet below spillway at minimum storage**	**Method used to measure water level**
Niman	Yes		No	0	Feet below unknown

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

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

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

Additional Remarks
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	Primary Owner of Record

Has read the form and agrees the information in the report is true to the best of his/her knowledge and belief	Yes

CALIFORNIA
Water Boards

13

State Water Resources Control Board

NOTICE TO WATER RIGHT LICENSEE

February 19, 2016

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

Primary Owner: U S NATIONAL PARK SERVICE

Application ID: A025504 **License No.** 013112

First three Sources listed:	Counties:
UNST	Marin

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

LICENSEE REPORTING FOR 2015

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

User ID (Water Right ID): **A025504**
Password (Reporting Identifier): **492565**

IMPORTANT: PLEASE NOTE BELOW

Effective immediately the Division of Water Rights will **NO LONGER** notify you via mail in the future when reporting 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.

You are required to complete the online report for 2015 no later than **June 30, 2016.** If you do not have a computer or internet access, you should use a friend's computer, a computer in a public library, or a Division computer to fill out the form. Unfortunately, Division staff cannot fill the form out on your behalf. However, if you wish to seek assistance with the form, you may contact the Division to request a listing of attorneys and consulting firms with water rights experience. You can also review the listing on the Division's Business Information Contacts webpage at: www.waterboards.ca.gov/waterrights/board_info/contacts.shtml.

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

REQUIRED NOTIFICATION OF CHANGE IN OWNERSHIP

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

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

- See attached "Fact Sheet" for updates.

CONTACT INFORMATION

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

Sincerely,

Amanda Montgomery

Amanda Montgomery, Manager
Permitting and Licensing Section
Division of Water Rights

REPORT OF LICENSEE

[SUMMARY OF FINAL SUBMITTED VERSION]

REPORT OF LICENSEE FOR 2014

Primary Owner: U S NATIONAL PARK SERVICE
Primary Contact: U S NATIONAL PARK SERVICE

Date Submitted: 2015-07-20

Application Number: A025504
License Number: 013112

Source(s) of Water	POD Parcel Number	County
UNST		Marin

MAX Direct Diversion Rate: 0.0 GPD
MAX Collection to Storage: 21.6 AC-FT
Face Value: 19.3 AC-FT

Licensed Use(s)	Acres	Direct Diversion Season	Storage Season
Domestic			11/01 to 04/01
Fire Protection			11/01 to 04/01
Recreational	0.0		11/01 to 04/01
Stockwatering	0.0		11/01 to 04/01

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

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

3. Changes to the Project	
Intake location has been changed	
Description of intake location changes	
Type of use has changed	
Description of type of use changes	
Place of use has changed	
Description of place of use changes	
Other changes	
Description of other changes	

4. Purpose of Use	
Domestic	3 households/5 acres
Recreational	Boating & fishing
Fish and Wildlife Protection and/or Enhancement	wildlife
Stockwatering	76 beef cattle
Fire Protection	Niman

5. Amount of Water Diverted and Used			
Month	**Amount directly diverted (Acre-Feet)**	**Amount diverted or collected to storage (Acre-Feet)**	**Amount used (Acre-Feet)**

January	0	3.2	1.6
February	0	3.2	1.6
March	0	3.2	1.6
April	0	3.2	1.6
May	0	0	1.6
June	0	0	1.6
July	0	0	1.6
August	0	0	1.6
September	0	0	1.6
October	0	0	1.6
November	0	3.2	1.6
December	0	3.3	1.6
Total	0	19.3	19.2
Comments			

Water Transfers	
8e. Water transfered	No
8f. Quantity transfered (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	
8t. Amount (Acre-Feet) of reported diversion solely under contract	

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

November	
December	

7. Storage					
Reservoir name	**Spilled this year**	**Feet below spillway at maximum storage**	**Completely emptied**	**Feet below spillway at minimum storage**	**Method used to measure water level**
Niman	Yes		No	0	Feet below unkown

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

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

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

Additional Remarks
Captures rainy season discharge; spills every winter. Does not dry out in summer. Amounts of use are estimates; actual capture is probably slightly less than licensed amount due to siltation of reservoir. Declaration: The United States 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
Has read the form and agrees the information in the report is true to the best of his/her knowledge and belief	Yes

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CALIFORNIA Water Boards

Edmund G. Brown Jr. Governor

Matthew Rodriquez Secretary for Environmental Protection

State Water Resources Control Board

NOTICE TO WATER RIGHT LICENSEE

January 30, 2015

Designated Contact or Agent:
U S National Park Service
1201 Oak Ridge Dr Ste 250
Fort Collins, CO 80525

Primary Owner: U S National Park Service

Application ID: A025504 **License No.** 013112

First three Sources listed:	**Counties:**
UNST	Marin

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

LICENSEE REPORTING FOR 2014

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

User ID (Water Right ID): **A025504**
Password (Reporting Identifier): **492565**

You are required to complete the online report for 2014 no later than **June 30, 2015.** If you do not have a computer or internet access, you should use a friend's computer, a computer in a public library, or a Division computer to fill out the form. Unfortunately, Division staff cannot fill the form out on your behalf. However, if you wish to seek assistance with the form, you may contact the Division to request a listing of attorneys and consulting firms with water rights experience. You can also review the listing on the Division's Business Information Contacts webpage at: www.waterboards.ca.gov/waterrights/board_info/contacts.shtml.

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

SPECIAL REPORTING FEATURES:

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

REQUIRED NOTIFICATION OF CHANGE IN OWNERSHIP

You are required to notify the Division directly of any water right ownership change. Your county assessor's office or title company does not notify the Division of ownership changes. Failure to notify the Division of an ownership change prior to assessment of annual water right fees will result in your liability to pay the annual water right fee even if you transferred the property associated with the water right. Notification to the Division should be made using the Change of Name/Address or Ownership form by clicking on the Water Rights Forms link located at www.waterboards.ca.gov/waterrights/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) 323-9393 or send an email to: ewrims@waterboards.ca.gov.

Sincerely,

Amanda Montgomery

Amanda Montgomery, Manager
Permitting and Licensing Section
Division of Water Rights

[SUMMARY OF FINAL SUBMITTED VERSION]

REPORT OF LICENSEE FOR 2013

Primary Owner: U S NATIONAL PARK SERVICE
Primary Contact: U S NATIONAL PARK SERVICE

Date Submitted: 2014-07-07

Application Number: A025504
License Number: 013112

Source(s) of Water	POD Parcel Number	County
UNST		Marin

MAX Direct Diversion Rate: 0.0 GPD
MAX Collection to Storage: 21.6 AC-FT
Face Value: 19.3 AC-FT

Licensed Use(s)	Acres	Direct Diversion Season	Storage Season
Domestic			11/01 to 04/01
Fire Protection			11/01 to 04/01
Recreational	0.0		11/01 to 04/01
Stockwatering	0.0		11/01 to 04/01

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

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

3. Changes to the Project	
Intake location has been changed	
Description of intake location changes	
Type of use has changed	
Description of type of use changes	
Place of use has changed	
Description of place of use changes	
Other changes	
Description of other changes	

4. Purpose of Use	
Domestic	8 persons; 5 acre lawn
Recreational	boating; fishing
Fish and Wildlife Protection and/or Enhancement	Wildlife
Irrigation	2 Acres Tree Fruit (Other)
Stockwatering	100 cattle

5. Amount of Water Diverted and Used		

Month	Amount directly diverted or collected to storage (Acre-Feet)	Amount used (Acre-Feet)
January	3.3	1.6
February	3.3	1.6
March	3.3	1.6
April	3.3	1.6
May	0	1.6
June	0	1.6
July	0	1.6
August	0	1.6
September	0	1.6
October	0	1.6
November	3.3	1.6
December	3.3	1.6
Total	19.8	19.2
Comments		

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

7. Storage					
Reservoir name	Spilled this year	Feet below spillway at maximum storage	Completely emptied	Feet below spillway at minimum storage	Method used to measure water level
Niman	Yes		No	0	Feet below unknown

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

Water Quality and Wastewater Reclamation	
10. During the period covered by this Report, did you use reclaimed water from a wastewater treatment facility, water from a desalination facility, or water polluted by waste to a degree which	No

unreasonably affects the water for other beneficial uses?	
11. Amount of reclaimed, desalinated, or polluted water used	

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

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

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
Has read the form and agrees the information in the report is true to the best of his/her knowledge and belief	Yes

CALIFORNIA
Water Boards

EDMUND G. BROWN JR.
GOVERNOR

MATTHEW RODRIQUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

NOTICE TO WATER RIGHT LICENSEE

January 30, 2014

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

Contact Phone Number: (970) 225-3500

Primary Owner: U S NATIONAL PARK SERVICE

Application ID: A025504 **License No.** 013112

First three Sources listed:	Counties:
UNST	Marin

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

LICENSEE REPORTING FOR 2013

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

User ID (Water Right ID): **A025504**
Password (Reporting Identifier): **492565**

You are required to complete the online report for 2013 no later than **June 30, 2014.** If you do not have a computer or internet access, you should use a friend's computer, a computer in a public library, or a Division computer to fill out the form. Unfortunately, Division staff cannot fill the form out on your behalf. However, if you wish to seek assistance with the form, you may contact the Division to request a listing of attorneys and consulting firms with water rights experience. You can also review the listing on the Division's Business Information Contacts webpage at: http://www.waterboards.ca.gov/waterrights/board_info/contacts.shtml.

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

SPECIAL REPORTING FEATURES:

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

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

CONTACT INFORMATION

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Sincerely,

Amanda Montgomery

Amanda Montgomery, Manager
Permitting and Licensing Section
Division of Water Rights

[SUMMARY OF FINAL SUBMITTED VERSION]

REPORT OF LICENSEE FOR 2012

Primary Owner: U S NATIONAL PARK SERVICE
Primary Contact: U S NATIONAL PARK SERVICE

Date Submitted: 2013-06-14

Application Number: A025504
License Number: 013112

Source(s) of Water	POD Parcel Number	County
UNST		Marin

MAX Direct Diversion Rate: 0.0 GPD
MAX Collection to Storage: 21.6 AC-FT
Face Value: 19.3 AC-FT

Licensed Use(s)	Acres	Direct Diversion Season	Storage Season
Domestic			11/01 to 04/01
Fire Protection			11/01 to 04/01
Recreational	0.0		11/01 to 04/01
Stockwatering	0.0		11/01 to 04/01

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

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

3. Changes to the Project	
Intake location has been changed	
Description of intake location changes	
Type of use has changed	
Description of type of use changes	
Place of use has changed	
Description of place of use changes	
Other changes	
Description of other changes	

4. Purpose of Use	
Domestic	8 persons; 5 acre lawn
Recreational	boating and fishing
Fish and Wildlife Protection and/or Enhancement	wildlife
Irrigation	2 Acres Tree Fruit (Other)
Stockwatering	350 cattle

5. Amount of Water Diverted and Used		

Month	Amount directly diverted or collected to storage (Acre-Feet)	Amount used (Acre-Feet)
January	3.3	1.6
February	3.3	1.6
March	3.3	1.6
April	3.3	1.6
May	0	1.6
June	0	1.6
July	0	1.6
August	0	1.6
September	0	1.6
October	0	1.6
November	3.3	1.6
December	3.3	1.6
Total	19.8	19.2
Comments		

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

7. Storage					
Reservoir name	Spilled this year	Feet below spillway at maximum storage	Completely emptied	Feet below spillway at minimum storage	Method used to measure water level
Niman/Schell	Yes		No	0	Not known.

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

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

11. Amount of reclaimed, desalinated, or polluted water used	

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

Additional Remarks
Captures rainy season discharge; spills every winter. Does not dry out in summer. Amounts of use are estimates; actual capture is probably slightly less than licensed amount due to siltation of reservoir. Declaration: The United States gives this information to the State in the interest of comity, and does not concede that the State has the power to regulate the rights of the United States to the use of water.

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
Has read the form and agrees the information in the report is true to the best of his/her knowledge and belief	Yes

[FINAL SUBMITTED VERSION]

REPORT OF LICENSEE FOR 2011

Primary Owner: U S NATIONAL PARK SERVICE
Application Number: A025504
License Number: 013112
Date Submitted: 2012-07-19

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

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

3. Changes to the Project	
Intake location has been changed	
Description of intake location changes	
Type of use has changed	
Description of type of use changes	
Place of use has changed	
Description of place of use changes	
Other changes	
Description of other changes	

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

5. Amount of Water Diverted and Used		
Month	**Amount directly diverted or collected to storage (Acre-Feet)**	**Amount used (Acre-Feet)**
January	3.3	1.6
February	3.3	1.6
March	3.3	1.6
April	3.3	1.6
May	0.0	1.6
June	0.0	1.6
July	0.0	1.6
August	0.0	1.6
September	0.0	1.6
October	0.0	1.6

November	3.3	1.6
December	3.3	1.6
Total	19.8	19.2

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

7. Storage					
Reservoir name	**Spilled this year**	**Feet below spillway at maximum storage**	**Completely emptied**	**Feet below spillway at minimum storage**	**Method used to measure water level**
Niman/Schell	Yes		No	0.0	Not known.

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

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

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

Additional Remarks
Captures rainy season discharge; spills every winter. Does not dry out in summer. Amounts of use are estimates; actual capture is probably slightly less than licensed amount due to siltation of reservoir. Declaration: The United States gives this information to the State in the interest of comity, and does not concede that the State has the power to regulate the rights of the United States to the use of water.

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

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

[FINAL SUBMITTED VERSION]

REPORT OF LICENSEE FOR 2010

Primary Owner: U S NATIONAL PARK SERVICE
Application Number: A025504
License Number: 013112
Date Submitted: 2012-07-19

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

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

3. Changes to the Project	
Intake location has been changed	
Description of intake location changes	
Type of use has changed	
Description of type of use changes	
Place of use has changed	
Description of place of use changes	
Other changes	
Description of other changes	

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

5. Amount of Water Diverted and Used		
Month	**Amount directly diverted or collected to storage (Acre-Feet)**	**Amount used (Acre-Feet)**
January	3.3	1.6
February	3.3	1.6
March	3.3	1.6
April	3.3	1.6
May	0.0	1.6
June	0.0	1.6
July	0.0	1.6
August	0.0	1.6
September	0.0	1.6
October	0.0	1.6

November	3.3	1.6
December	3.3	1.6
Total	19.8	19.2

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

7. Storage					
Reservoir name	**Spilled this year**	**Feet below spillway at maximum storage**	**Completely emptied**	**Feet below spillway at minimum storage**	**Method used to measure water level**
Niman/Schell	Yes		No	0.0	Not known.

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

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

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

Additional Remarks
Captures rainy season discharge; spills every winter. Does not dry out in summer. Amounts of use are estimates; actual capture is probably slightly less than licensed amount due to siltation of reservoir. The United States gives this information to the State in the interest of comity, and does not concede that the State has the power to regulate the rights of the United States to the use of water.

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

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

[FINAL SUBMITTED VERSION]

REPORT OF LICENSEE FOR 2009

Primary Owner: U S NATIONAL PARK SERVICE
Application Number: A025504
License Number: 013112
Date Submitted: 2012-07-19

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

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

3. Changes to the Project	
Intake location has been changed	
Description of intake location changes	
Type of use has changed	
Description of type of use changes	
Place of use has changed	
Description of place of use changes	
Other changes	
Description of other changes	

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

5. Amount of Water Diverted and Used

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

November	3.3	1.6
December	3.3	1.6
Total	19.8	19.2

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

7. Storage					
Reservoir name	**Spilled this year**	**Feet below spillway at maximum storage**	**Completely emptied**	**Feet below spillway at minimum storage**	**Method used to measure water level**
Niman/Schell	Yes		No	0.0	Not known.

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

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

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

Additional Remarks
Captures rainy season discharge; spills every winter. Does not dry out in summer. Amounts of use are estimates; actual capture is probably slightly less than licensed amount due to siltation of reservoir. The United States gives this information to the State in the interest of comity, and does not concede that the State has the power to regulate the rights of the United States to the use of water.

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

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

[FINAL SUBMITTED VERSION]

REPORT OF LICENSEE FOR 2008

Primary Owner: U S NATIONAL PARK SERVICE
Application Number: A025504
License Number: 013112
Date Submitted: 2012-07-19

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

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

3. Changes to the Project	
Intake location has been changed	
Description of intake location changes	
Type of use has changed	
Description of type of use changes	
Place of use has changed	
Description of place of use changes	
Other changes	
Description of other changes	

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

5. Amount of Water Diverted and Used

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

November	3.3	1.6
December	3.3	1.6
Total	19.8	19.2

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

7. Storage					
Reservoir name	**Spilled this year**	**Feet below spillway at maximum storage**	**Completely emptied**	**Feet below spillway at minimum storage**	**Method used to measure water level**
Niman/Schell	Yes		No	0.0	Visual estimate

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

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

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

Additional Remarks
Captures rainy season discharge; spills every winter. Does not dry out in summer. Amounts of use are estimates; actual capture is probably slightly less than licensed amount due to siltation of reservoir. The United States gives this information to the State in the interest of comity, and does not concede that the State has the power to regulate the rights of the United States to the use of water.

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

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

[FINAL SUBMITTED VERSION]

REPORT OF LICENSEE FOR 2007

Primary Owner: U S NATIONAL PARK SERVICE
Application Number: A025504
License Number: 013112
Date Submitted: 2012-07-19

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

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

3. Changes to the Project	
Intake location has been changed	
Description of intake location changes	
Type of use has changed	
Description of type of use changes	
Place of use has changed	
Description of place of use changes	
Other changes	
Description of other changes	

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

5. Amount of Water Diverted and Used

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

November	3.3	1.6
December	3.3	1.6
Total	19.8	19.2

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

7. Storage					
Reservoir name	**Spilled this year**	**Feet below spillway at maximum storage**	**Completely emptied**	**Feet below spillway at minimum storage**	**Method used to measure water level**
Niman/Schell	Yes		No	0.0	Not known.

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

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

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

Additional Remarks
Captures rainy season discharge; spills every winter. Does not dry out in summer. Amounts of use are estimates; actual capture is probably slightly less than licensed amount due to siltation of reservoir. The United States gives this information to the State in the interest of comity, and does not concede that the State has the power to regulate the rights of the United States to the use of water.

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

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

CALIFORNIA
Water Boards

PORE

EDMUND G. BROWN JR.
GOVERNOR

MATTHEW RODRIQUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

NOTICE TO WATER RIGHT LICENSEE

March 5, 2012

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

Contact Phone Number: (970) 225-3500

Primary Owner: U S NATIONAL PARK SERVICE

Application ID: A025504 **License No.** 013112

First three Sources listed:	Counties:
UNST	Marin

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

LICENSEE REPORTING FOR 2011

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

User ID (Water Right ID): **A025504**
Password (Reporting Identifier): **492565**

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

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

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

CHANGES FOR 2011 REPORTING:

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

REQUIRED NOTIFICATION OF CHANGE IN OWNERSHIP

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

CONTACT INFORMATION

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

Sincerely,

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

State Water Resources Control Board

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

Linda S. Adams
Acting Secretary for Environmental Protection

Edmund G. Brown Jr.
Governor

NOTICE TO WATER RIGHT LICENSEE

Application ID: A025504 **License No.** 13112 **Reporting Cycle:** 3

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

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

Contact Phone: (970) 225-3500

Source(s): UNST in Marin County

Direct Diversion Rate: 0 Gallons per Day **Collection To Storage Amount:** 21.6 AC-FT

ANNUAL LICENSEE REPORTING FOR 2010

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

Water Right ID: **A025504**
Password: **7C2D6B**

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

CHANGES FOR 2010 REPORTING:

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

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

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

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

REQUIRED NOTIFICATION OF CHANGE IN OWNERSHIP

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

CONTACT INFORMATION

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

Sincerely,



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

Return completed Report to:

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

A025504%L%2009

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

REPORT OF LICENSEE FOR 2007, 2008, 2009

PORE

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

APPLICATION NO: A025504

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

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

LICENSE SUMMARY

NAME(S) OF SOURCES OF WATER (Up to first 4 sources listed)	POD PARCEL NO	COUNTY LOCATION
UNST		Marin

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

LICENSED USE(S) OF WATER (First 4 uses displayed below)	ACRES (AC)	DIRECT DIVERSION SEASON (month/day to month/day)	COLLECTION TO STORAGE SEASON (month/day to month/day)
Domestic	0.0		11/1 to 4/1
Stockwatering	0.0		11/1 to 4/1
Recreational	0.0		11/1 to 4/1
Fire Protection	0.0		11/1 to 4/1

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

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

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

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

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

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

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

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

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

✂ ----------

Please Detach This Portion

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

Water Right ID: A025504

Password: 7C2D6B

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

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

Please Detach This Portion

App ID No. A025504

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

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

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

CONSERVATION OF WATER: (Water Code section 1011)

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

_____

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

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

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

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

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

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

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

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

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

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

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

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

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

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

A 0 2 5 5 0 4

REPORT OF LICENSEE FOR 1995, 1996, 1997

OWNER OF RECORD: U S NATIONAL PARK SERVICE

APPLICATION: A025504

LICENSE: 013112

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

TELEPHONE NUMBER:
(970) 225-3500

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

SOURCE:

UNST

COUNTY:

MARIN

PURPOSE:	DIVERSION/STORAGE SEASON:	ACRES/HP:
DOMESTIC	/ NOV 01 TO APR 01	0 AC
RECREATIONAL	/ NOV 01 TO APR 01	0 AC
STOCKWATERING	/ NOV 01 TO APR 01	0 AC
FIRE PROTECTION	/ NOV 01 TO APR 01	0 AC

AMOUNT: 0 21.6 AC-FT

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

IMPORTANT! EVERY license is subject to the conditions therein. I have currently reviewed my license: YES [X] NO [ ]. I am complyi with the conditions of my license: YES [X] NO [ ]. Identify any noncompliance by license term number under "Remarks" on rever side. This report is important in providing the record of use needed in maintaining your water right. It should be filled out carefully a returned promptly to the above-listed address.

THE PROJECT HAS BEEN ABANDONED, AND I REQUEST REVOCATION OF THE LICENSE: YES [ ].

RECEIVED
DEC 23 1998
SWRCB

COMPLETE FOR DIRECT DIVERSION PROJECTS

1. Have you used the full licensed amount of water each year? YES [ ] NO [ ].
2. State the quantity of water used each month in gallons or acre-feet (if not known, check months water was used):

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1995	X	X	X	X	X	X	X	X	X	X	X	X	
1996	X	X	X	X	X	X	X	X	X	X	X	X	
1997	X	X	X	X	X	X	X	X	X	X	X	X	

COMPLETE FOR STORAGE PROJECTS

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

(Continues on reverse side)

NOV 9 1998

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

7. Acreage irrigated			NONE
8. Stockwatering - number of stock			300
9. Domestic - number of persons			12
garden area, etc.			6 ACRE
10. Recreational - nature of use			FISHING
11. Industrial - nature of use			
12. Municipal - approximate population			
13. Power generation - K.W.			
14. Other			FIRE PROTECTION/STOCK

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

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

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

CONSERVATION OF WATER

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

18. If credit toward beneficial use of water under this license for water not used due to a conservation effort is claimed under Section 1011 of the Water Code, please show the amounts of water conserved:
19___ _____(af/mg) 19___ _____(af/mg) 19___ _____(af/mg)

WATER QUALITY AND WASTEWATER RECLAMATION

19. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES [ ] NO [X].

20. If credit toward use under this license through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under Section 1010 of the Water Code, please show amounts of reduced diversion and amounts of reclaimed water used: 19___ _____(af/mg) 19___ _____(af/mg) 19___ _____(af/mg)

CONJUNCTIVE USE OF SURFACE WATER AND GROUNDWATER

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

22. If credit toward use under this license through substitution of groundwater in lieu of appropriated water is claimed under Section 1011.5 of the Water Code, please show the amounts of groundwater used:
19___ _____(af/mg) 19___ _____(af/mg) 19___ _____(af/mg)

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

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

Date:_____ Sign Here:_____
LICENSEE (OR AGENT OR DESIGNEE)

10-20-1998: letter to state water resources control board from acting superintendent regarding completed report of licensee forms for 1997

United States Department of the Interior

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

IN REPLY REFER TO:
L54

October 20, 1998

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

Dear Sir:

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

Licenses:		Supplemental Statements:
A017417	A020070	S005292
A019950	A010917	S005293
A019951	A021277	S005294
A019952	A021736	
A019953	A021954	
A019954	A022784	
A019955	A025498	
A020021	A025504	
A020022	A026421	

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

Sincerely,

Frank Dean

Frank Dean
Acting Superintendent

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

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

A 0 2 5 5 0 4

REPORT OF LICENSEE FOR 1995, 1996, 1997

OWNER OF RECORD: U S NATIONAL PARK SERVICE

APPLICATION: A025504

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

LICENSE: 013112

TELEPHONE NUMBER:
(970) 225-3500

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

SOURCE:

UNST

COUNTY:

MARIN

PURPOSE:	DIVERSION/STORAGE SEASON:	ACRES/HP:
DOMESTIC	/ NOV 01 TO APR 01	0 AC
RECREATIONAL	/ NOV 01 TO APR 01	0 AC
STOCKWATERING	/ NOV 01 TO APR 01	0 AC
FIRE PROTECTION	/ NOV 01 TO APR 01	0 AC

AMOUNT: 0 21.6 AC-FT

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

IMPORTANT! EVERY license is subject to the conditions therein. I have currently reviewed my license: YES [X] NO [ ]. I am complyi with the conditions of my license: YES [X] NO [ ]. Identify any noncompliance by license term number under "Remarks" on rever side. This report is important in providing the record of use needed in maintaining your water right. It should be filled out carefully a returned promptly to the above-listed address.

THE PROJECT HAS BEEN ABANDONED, AND I REQUEST REVOCATION OF THE LICENSE: YES [ ].

COMPLETE FOR DIRECT DIVERSION PROJECTS

1. Have you used the full licensed amount of water each year? YES [ ] NO [ ].
2. State the quantity of water used each month in gallons or acre-feet (if not known, check months water was used).

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1995	X	X	X	X	X	X	X	X	X	X	X	X	
1996	X	X	X	X	X	X	X	X	X	X	X	X	
1997	X	X	X	X	X	X	X	X	X	X	X	X	

COMPLETE FOR STORAGE PROJECTS

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

(Continues on reverse side)

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

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

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

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

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

CONSERVATION OF WATER

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

18. If credit toward beneficial use of water under this license for water not used due to a conservation effort is claimed under Section 1011 of the Water Code, please show the amounts of water conserved:
19___ _____(af/mg) 19___ _____(af/mg) 19___ _____(af/mg)

WATER QUALITY AND WASTEWATER RECLAMATION

19. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES [ ] NO [X].

20. If credit toward use under this license through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under Section 1010 of the Water Code, please show amounts of reduced diversion and amounts of reclaimed water used: 19___ _____(af/mg) 19___ _____(af/mg) 19___ _____(af/mg)

CONJUNCTIVE USE OF SURFACE WATER AND GROUNDWATER

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

22. If credit toward use under this license through substitution of groundwater in lieu of appropriated water is claimed under Section 1011.5 of the Water Code, please show the amounts of groundwater used:
19___ _____(af/mg) 19___ _____(af/mg) 19___ _____(af/mg)

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

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

Date:_____ Sign Here: _____
LICENSEE (OR AGENT OR DESIGNEE)

03-07-1995: license for diversion and use of water: permit no. 18061, license 13112

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

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

License for Diversion and Use of Water

APPLICATION 25504 PERMIT 18061 LICENSE 13112

THIS IS TO CERTIFY, That

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

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

tributary to **Pacific Ocean**

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

under Permit **18061** of the Board and that the right to the use of this water has been perfected in accordance with the laws of California, the Regulations of the Board and the permit terms; that the priority of this right dates from **September 13, 1977** and that the amount of water to which this right is entitled and hereby confirmed is limited to the amount actually beneficially used for the stated purposes and shall not exceed **twenty-one and six-tenths (21.6) acre-feet per annum to be collected from November 1 of each year to April 1 of the succeeding year. The maximum withdrawal in any one year shall not exceed 19.3 acre-feet.**

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

THE POINT OF DIVERSION OF SUCH WATER IS LOCATED:

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

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

Recreational and fire protection uses at reservoir within SE¼ of NE¼ of projected Section 23, domestic use at 3 residences and grounds within S½ of NE¼ of projected Section 23, and stockwatering use at various locations within projected Section 22, projected Section 23, and projected Section 26, all within T1N, R8W, MDB&M, as shown on map on file with State Water Resources Control Board.

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

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

Pursuant to California Water Code Sections 100 and 275 and the common law public trust doctrine, all rights and privileges under this license, including method of diversion, method of use, and quantity of water diverted, are subject to the continuing authority of the Board in accordance with law and in the interest of the public welfare to protect public trust uses and to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.

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

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

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

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

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

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

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

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

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

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

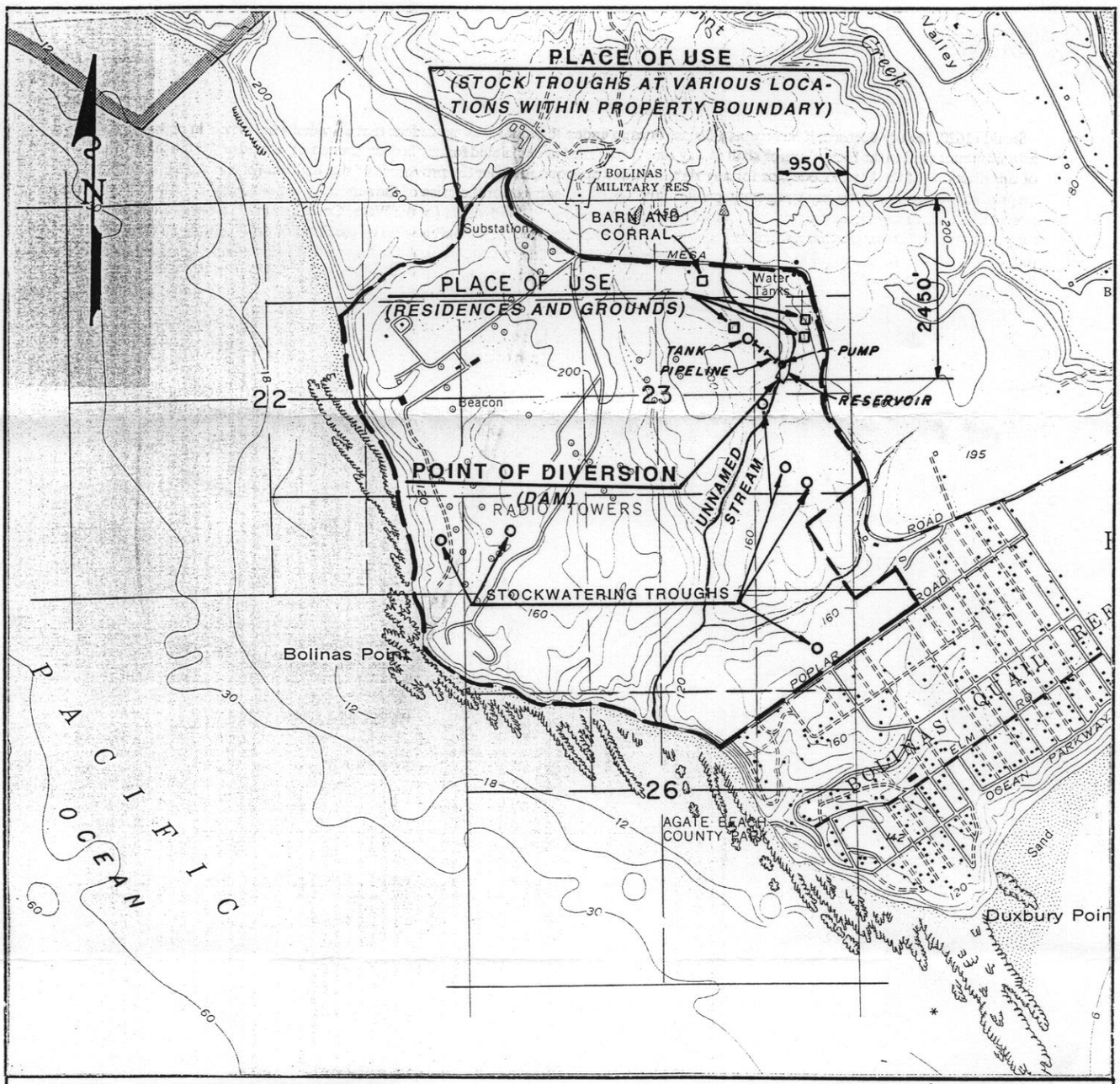
Dated: MARCH 7 1995

STATE WATER RESOURCES CONTROL BOARD

ORIGINAL SIGNED
BY DAVID R. BERINGER

for *Chief, Division of Water Rights*

10-29-1994: map regarding to permit no. 18061, appl. no. 25504



LICENSEE U.S. NATIONAL PARK SERVICE

SOURCE UNNAMED STREAM

POINT OF DIVERSION

WITHIN SE 1/4 NE 1/4 OF PROJECTED

SECTION 23 , T 1N ,R 8W , MD B&M

COUNTY OF MARIN

BOLINAS U.S.G.S. QUAD | 1971 DATE | 1:24,000 SCALE

PERMIT NO. 18061

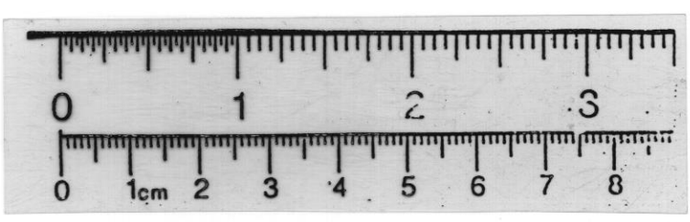
APPLICATION NO. 25504

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

LICENSE

13112

DATE:	DRAWN:	CHECKED:
10-29-94	A.G.	WCS



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

REQUEST FOR LICENSE

APPLICATION 25504 PERMIT 18061

SUBJECT TO THE APPROVAL BY THE STATE WATER RESOURCES CONTROL BOARD

U. S. Department of the Interior
National Park Service
Water Resources Division
1201 Oakridge Dr., Suite 250
Fort Collins, CO 80525

HAVING MADE PROOF OF August 25, 1992 (Date of Inspection)

HEREBY REQUEST LICENSE ACTION AS LISTED BELOW:

ACCORDING TO THE BEST KNOWLEDGE AND BELIEF OF THE UNDERSIGNED, A RIGHT HAS BEEN ESTABLISHED TO THE USE OF THE WATERS OF
an Unnamed Stream in Marin County
Tributary to Pacific Ocean

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

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

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

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

THE POINT OF DIVERSION OF SUCH WATER IS LOCATED:

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

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

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

CLAUSES REQUIRED
THIS REQUEST FOR LICENSE IS MADE SUBJECT TO BOARD APPROVAL OF ANY PETITION NOTED ABOVE AND, IF ANY REDUCTION IN AMOUNT,SEASON, OR LAND DESCRIPTION BECOMES NECESSARY WHEN THESE ROUGH CALCULATIONS ARE CHECKED, THE OWNER WILL BE NOTIFIED AND ALLOWED 30 DAYS WITHIN WHICH TO PROTEST SUCH CHANGES.

PLEASE NOTE BEFORE SIGNING:

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

SIGNATURE Owen R Williams DATE 27 May 93
PERMITTEE OR HIS REPRESENTATIVE

INSPECTED BY: J. H. Wright

CHECKED BY: _____
Senior Engineer

DIVISION OF WATER RIGHTS
P.O. BOX 2000 SACRAMENTO, CA 95812-2000
901 P ST. SACRAMENTO, CA
(916) 657-1364 FAX: (916) 657-2217

PROGRESS REPORT BY PERMITTEE FOR 1992

OWNER OF RECORD:

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

APPLICATION: 025504

PERMIT: 018061

TELEPHONE NUMBER:
(415) 556-8373

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

SOURCE:
UNNAMED STREAM

COUNTY:
MARIN

PURPOSE:	DIVERSION/STORAGE SEASON:	ACRES/HP:
DOMESTIC	// NOV 01 TO APR 01	64.0 AC
IRRIGATION	// NOV 01 TO APR 01	65.0 AC
RECREATION	// NOV 01 TO APR 01	.0 AC
STOCKWATERING	// NOV 01 TO APR 01	.0 AC

AMOUNT: 0.000 21.6 AC-FT COMPLETE USE BY: 12/31/1990

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

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

CONSTRUCTION WORK

1. Has construction work commenced? YES [X] NO [ ]. Is construction completed? YES[ ] NO [ ].
2. If incomplete, describe briefly the work done, including cost: 3 Phase electric installed
3. If not completed, give estimated date of completion: JULY 1994
4. What percent of construction work remains to be done? 70% Explain: INSTALL PUMP AND TRANSMISSION LINE TO IRRIGATE ACREAGE

USE OF WATER

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

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

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

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

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

(e) [ ] Municipal _____ (Approximate population)

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

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

(h) [ ] Other _____

6. Amount of water used each month under this permit in gallons or acre-feet. (If not known, check months water was used.)

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

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

STORAGE PROJECTS ONLY

10. Did your reservoir spill this year? YES [X] NO[ ]. If not, how many feet below spillway vertically was the water level at maximum storage? _____ Have you emptied the reservoir? YES [ ] NO [ ]. If not, how many feet below spillway vertically was it drawn down at end of season? (4') Four Feet

(/92)
27

(REPORT CONTINUES ON REVERSE SIDE)

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

NICIPAL, COMMUNITY, OR SU IVISION PROJECTS ONLY

ONSERVATION OF WATER

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

WATER QUALITY AND WASTEWATER RECLAMATION

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

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

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

If credit toward use under this water right through substitution of reclaimed or polluted water in lieu of appropriated water is claimed under Section 1010 of the Water Code, please show the amounts of reclaimed water used.

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

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

#7 HAVEN'T USED ANY FOR IRRIGATION YET

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

Dated: 4/30/1993 at Bolinas (Location) CA (State)

Sign here: _____
PERMITTEE (OR AGENT OR DESIGNEE)

11-15-1989: progress report by permittee for 1988

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

ROGRESS REPORT BY PERMITTEE FOR 1988

OWNER OF RECORD:

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

APPLICATION: 025504

PERMIT: 018061

TELEPHONE NUMBER:
(415) 556-8373

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

SOURCE: UNNAMED STREAM

COUNTY: MARIN

PURPOSE:	DIVERSION/STORAGE SEASON:	ACRES/HP:
DOMESTIC	// NOV 01 TO APR 01	64.0 AC
IRRIGATION	// NOV 01 TO APR 01	65.0 AC
RECREATION	// NOV 01 TO APR 01	.0 AC
STOCKWATERING	// NOV 01 TO APR 01	.0 AC

AMOUNT: 0.000 21.6 AC-FT COMPLETE USE BY: 12/31/1990

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

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

ONSTRUCTION WORK

. Has construction work commenced? YES [X] NO [ ]. Is construction completed? YES[X] NO [ ].
2. If incomplete, describe briefly the work done, including cost: Repair Spillway
3. If not completed, give estimated date of completion: October 1989
4. What percent of construction work remains to be done?_____ Explain:_____

SE OF WATER

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

(a) [X] Irrigation 2 acres Apple-Pear Orchards [redacted]
Total acres irrigated — Name of crops served and acreage of each

(b) [X] Stockwatering 350 Cattle
Number of animals

(c) [ ] Industrial_____
Nature of use

(d) [X] Domestic 8 people, 5 acres lawn
Number of persons, area of garden, lawn, etc.

(e) [ ] Municipal_____
Approximate population

(f) [X] Recreational Boating and Fishing
Boating, fishing, water contact sports

(g) [ ] Power generation_____
Installed horsepower capacity

(h) [X] Other Wildlife

6. Amount of water used each month under this permit in gallons or acre-feet. (If not known, check months water was used.)

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

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

TORAGE PROJECTS ONLY

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

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

UNICIPAL, COMMUNITY, OR SUBDIVISION PROJECTS ONLY

ONSERVATION OF WATER

. How many service connections to date?_____ Total population served by the water system: _____

2. Estimated number of service connections under full use: _____

3. Are the connections individually metered; YES [ ] NO [ ].

4. Do you plan to meter the connections? YES [ ] NO [ ]. When? _____

5. Sewage generated by those to whom you deliver water is disposed of by: Septic tanks and leach lines [ ]; Seepage pits [ ]; Central treatment plan [ ] operated by _____; Other [ ] (specify under "Remarks").

6. Is water service provided to an area or subdivision including a recreational reservoir: YES [ ] NO[ ].

7. Name of area or subdivision so served: _____

8. State surface area at maximum water level in recreational reservoir(s) referred to in 16. Identify surface area(s) by name of dam or reservoir: _____

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

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

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

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

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

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

ATER QUALITY AND WASTEWATER RECLAMATION

5. Describe methods you are using to minimize erosion and to prevent the entry of silt into surface waters: Fenced Drainage Upstream of Storage

6. After use, the water is (1) retained in reservoir [ ]; (2) discharged into a stream or lake [ ]; (3) discharged into settling ponds [ ]; (4) other [X]. Describe: Domestic to septic outside drainage; Irrigation water is totally used

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

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

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

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

If credit toward use under this water right through substitution of reclaimed or polluted water in lieu of appropriated water is claimed under Section 1010 of the Water Code, please show the amounts of reclaimed water used.

0. Are you now or have you been reclaiming or reusing any of the water appropriated under this right? [ ] Yes [X] No.
If Yes, please describe: _____

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

2. What is the current potential for reusing the appropriated water to satisfy part of your water needs? Good but not doing at this time

3. If you produce reclaimed water, or polluted water, is there a potential for others to use it?

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

5a) Plan to develop 15 acres of irrigated pasture

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

ated: 15 Nov 89 at Fort Collins, Colo 80521
(Location) (State)

Sign here: D. R. Williams
PERMITTEE (OR AGENT OR DESIGNEE)

PF GRESS REPORT BY PERMITTEE – P E 2

12-18-1968: application to appropriate water: appl. no. 25504

MINIMUM FILING FEE: $100.00
FILE ORIGINAL & ONE COPY
TYPE OR PRINT IN INK

STATE OF CALIFORNIA

State Water Resources Control Board
DIVISION OF WATER RIGHTS
901 P Street, Sacramento
P. O. Box 2000, Sacramento, CA 95810

APPLICATION to APPROPRIATE WATER

(For explanation of entries required, see booklet "How to File an Application to Appropriate Water in California")

Application No. 25504 APPLICATION TO COVER EXCESS STORAGE CAPACITY FOUND IN RESERVOIR BY DIVISION OF WATER RIGHTS STAFF

1. APPLICANT

I, NATIONAL PARK SERVICE — WATER RESOURCES DIVISION
(Name of Applicant) JERRY WITUCKI (303) 221 5341
(Telephone Number where you may be reached between 8 a.m. and 5 p.m.—include area code)

301 SOUTH HOWES ST. #343, FT. COLLINS, COLORADO 80521
(Address) (City or Town) (State) (Zip Code)

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

2. SOURCE

a. The name of the source at the point of diversion is UNNAMED STREAM
(If unnamed, state nature of source and that it IS unnamed)

tributary to PACIFIC OCEAN

b. In a normal year does the stream dry up at any point downstream from your project? YES ☒ NO ☐. If Yes, during what months is it usually dry? MAY-DECEMBER

3. POINT of DIVERSION and REDIVERSION

a. The point of diversion will be in the County of MARIN

b.

List all points giving coordinate distances from section corner or other tie as allowed by Board regulations	Point is within (40-acre Subdivision)	Section	Township	Range	Base and Meridan
	NE ¼ of SW ¼	23	1N	8W	MD
	¼ of ¼				
	¼ of ¼				

c. Does applicant own the land at the point of diversion? YES ☒ NO ☐.

d. If applicant does not own land at point of diversion, state name and address of owner and state what steps have been taken to obtain right of access:

4. PURPOSE of USE, AMOUNT and SEASON

a. State the purpose(s) for which water is to be appropriated, the amounts of water for each purpose and dates between which diversions will be made in the table below. Use gallons per day if rate is less than 0.025 cubic feet per second (approximately 16,000 gallons per day).

PURPOSE OF USE	DIRECT DIVERSION				STORAGE		
	AMOUNT		SEASON OF DIVERSION		AMOUNT	COLLECTION SEASON	
	RATE (Cubic feet per second or gallons per day)	Acre-feet per year	Beginning Date (Mo. & Day)	Ending Date (Mo. & Day)	Acre-feet per year	Beginning Date (Mo. & Day)	Ending Date (Mo. & Day)
Irrigation					21	NOV 1	MAY 1
Domestic							
	_____ (TOTAL)				21 (TOTAL)		

b. Total combined amount taken by direct diversion and storage during any one year will be _____ acre-feet.

WR 1 (1/86)

5. JUSTIFICATION OF AMOUNT

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

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

b. DOMESTIC: The number of residences to be served 3. Separately owned: YES ☐ NO ☒
The total number of people to be served 10. Estimated daily use per person 100 (gallons per day).
The total area of domestic lawns and gardens 150,000 (square feet).
Miscellaneous domestic uses DUST CONTROL, FEEDLOT, MUSHROOM FARM
(Dust control area. Number and kind of domestic animals, etc.)

c. STOCKWATERING: Kind of Stock CATTLE. Maximum Number 350. Describe type of operation (feed lot, dairy, range, etc.)
RANGE CATTLE, FEEDLOT, GROWING PENS

d. RECREATIONAL: Type of recreation: Fishing ☒, Swimming ☒, Boating ☐, Other ☐.
(Submit "Supplement to Application", form SWRCB 1–1, for justification of amount for uses not listed above.)

6. DIVERSION WORK

a. Diversion will be by pumping from ON STREAM EARTH DAM Pump discharge rate _____. Horsepower 1 ½ Domest 7½ Irrigat
(sump, offset well, channel, reservoir, etc.) (cfs/gpd)

b. Diversion will be by gravity by means of EARTH FILL DAM
(pipe in unobstructed channel, pipe through dam, siphon, gate, etc.)

c. Estimated total cost of the diversion works proposed is _____
(Give only cost of intake, or headworks, pumps, storage reservoirs, and main conduits.)

d. Main conduit from diversion point to first lateral or offstream storage reservoir:

CONDUIT (Pipe or channel)	MATERIAL (Kind of Pipe or channel lining)	CROSS SECTIONAL DIMENSION (Pipe diameter or ditch depth and top and bottom width	LENGTH (feet)	TOTAL LIFT OR FALL (feet)	(+ or –)	CAPACITY (estimated)
	~~NONE~~					

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

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

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

7. PLACE OF USE

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

USE IS WITHIN (40-acre Subdivision)	SECTION	TOWNSHIP	RANGE	BASE AND MERIDIAN	IF IRRIGATION	
					State Number of Acres	Presently cultivated (Yes or No)
NW ¼ of SE ¼	23	1N	8W	MD	10	NO
SW ¼ of SE ¼	23	1N	8W	MD	10	NO
SE ¼ of SE ¼	23	1N	8W	MD	25	NO
NW ¼ of NE ¼	26	1N	8W	MD	20	NO
¼ of ¼						
¼ of ¼						

* PROJECTED USE

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

8. COMPLETION SCHEDULE

a. What year will work start 1977? b. What year will work be completed 1977?
c. What year will water be used to the full extent intended 1987? d. If complete, year of completion 1977?

EARTH DAM COMPLETED IN 1977
IRRIGATION WORKS TO BE INSTALLED IN 1987

(ATTACH SUPPLEMENTAL SHEETS HERE)

9. GENERAL

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

b. Does any part of the place of use comprise a subdivision on file with the State Department of Real Estate? YES ☒ NO ☐. If Yes, state name of subdivision _____ If No, is subdivision of these lands contemplated? YES ☐ NO ☒. Is it planned to individually meter each service connection? YES ☐ NO ☐. If Yes, when? _____

c. Have you consulted the California Department of Fish and Game concerning this proposed project? YES ☒ NO ☐. If Yes, state the Department's opinion concerning the potential effects of your proposed project on fish and other wildlife and state measures required for mitigation NO EFFECTS

If No, state the effects on fish and other wildlife you foresee as potentially arising from your proposed project. NONE - ONLY POSITIVE

d. Please name other public agencies, if any, from which you have obtained or are required to obtain approvals regarding this project: COUNTY OF MARIN, CAL COASTAL COMMISSION, SOIL CONSERVATION SERVICE

e. What are the names and addresses of diverters of water from the source of supply downstream from the proposed point of diversion? NONE

f. Is the source used for navigation, including use by pleasure boats, for a significant part of each year at the point of diversion, or does the source substantially contribute to a waterway which is used for navigation, including use by pleasure boats? No.

10. EXISTING WATER RIGHT

Do you claim an existing right for the use of all or part of the water sought by this application? YES ☐ NO ☒

If yes, complete table below APPLICATION 25504 IS FOR 21 ACRE FEET — THIS APPLICATION IS FOR ADDITIONAL 21 ACRE FEET OR EXCESS CAPACITY

Nature of Rights (riparian, appropriative, groundwater.)	Year of First Use	Purpose of use made in recent years including amount, if known	Season of Use	Source	Location of Point of Diversion
APPROPRIATIVE	1978	10 ACRE FEET, DOMESTIC	YR Rd.	UNNAMED STREAM	EARTH DAM
		STOCK WATER, MUSHROOM FARM DUST CONTROL LANDSCAPE			

11. AUTHORIZED AGENT (Optional)

SEASON OF COLLECTION NOV-MAY

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

Name Gerard S. Witucki Address 301 So Howes St Rm 335 Ft Collins, Colo Zip Code: 80521 - (303) 221-5341
(Telephone No. of agent between 8 a.m. and 5 p.m.)

is authorized to act on my behalf as my agent.

12. SIGNATURE of APPLICANT

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

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

Ms. Mr.
Miss, Mrs. _____
(Signature of applicant) (Refer to Section 671 of the Board's regulations)

(303) 221-5341

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

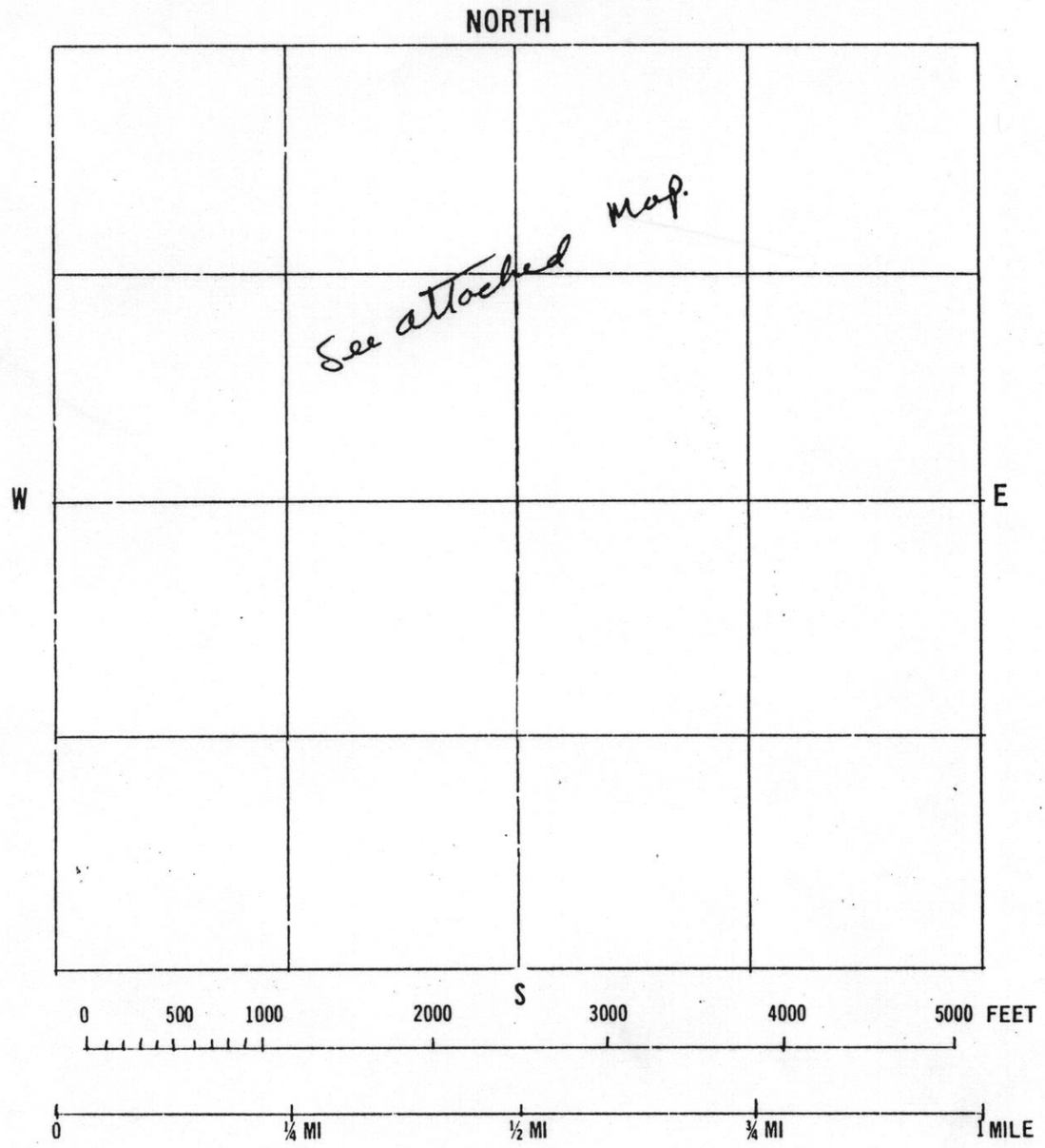
Ms. Mr.
Miss, Mrs. _____
(Signature of applicant) (Refer to Section 671 of the Board's regulations)

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

13. Application Map

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

SECTION(S) 23 TOWNSHIP 1N ; RANGE 8W ; MD B&M



(1) Show location of the spring or stream, and give name,

(2) Show location of the main ditch or pipe line.

(3) Indicate clearly the proposed place of use of the water.

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

14. Environmental Information

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

APPLICATION NO. 25504

SUPPLEMENT TO APPLICATION

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

5. JUSTIFICATION of AMOUNT

e. MUNICIPAL: Estimated projected use:

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

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

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

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

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

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

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

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

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

h. INDUSTRIAL USE: Type of industry _____

Basis of determination of amount of water needed _____

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

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

Type of milling or processing _____.

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

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

j. POWER USE: The total fall to be utilized is _____ feet. The maximum amount of water to be used through the penstock is _____, cubic feet per second. The maximum theoretical horsepower capable of being generated by the works is _____ (cubic feet per second x fall ÷ 8.8)

The use to which power is to be applied is _____ (for distribution and sale or private use, etc.). The nature of the works by means of which power is to be developed is _____ (Turbine, Pelton wheel, etc.). The size of the nozzle to be used is _____ inches.

After use, the water will be discharged into _____ (name of stream) in _____ (state 40-acre subdivision) of Sec. ____, T____, R ____, _____ B.&M.

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

6. DIVERSION WORKS (Storage Reservoirs)

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

Diameter of outlet pipe (inches)	Length of outlet pipe (feet)	Vertical distance between entrance and exit of outlet pipe (feet) Fall	Vertical distance from spillway to outlet pipe in reservoir (feet) Head	Estimated storage below outlet pipe entrance (Dead storage)
8"	150'	5	17	3-5AF

12-17-1986: environmental information: appl. no. 25504

STATE OF CALIFORNIA APPLICATION NO. 25504

State Water Resources Control Board
DIVISION OF WATER RIGHTS

ENVIRONMENTAL INFORMATION

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

I. PROJECT AND SITE CHARACTERISTICS

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

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

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

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

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

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

NO

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

II. GOVERNMENTAL REQUIREMENTS

PERMITTED IN 1977

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

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

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

_____

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

_____

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

Person contacted:_____ Telephone ( )_____

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

_____

_____

III. FISH AND GAME CONCERNS

PERMITTED IN 1977

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

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

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

_____

_____

_____

_____

_____

_____

Signature_____

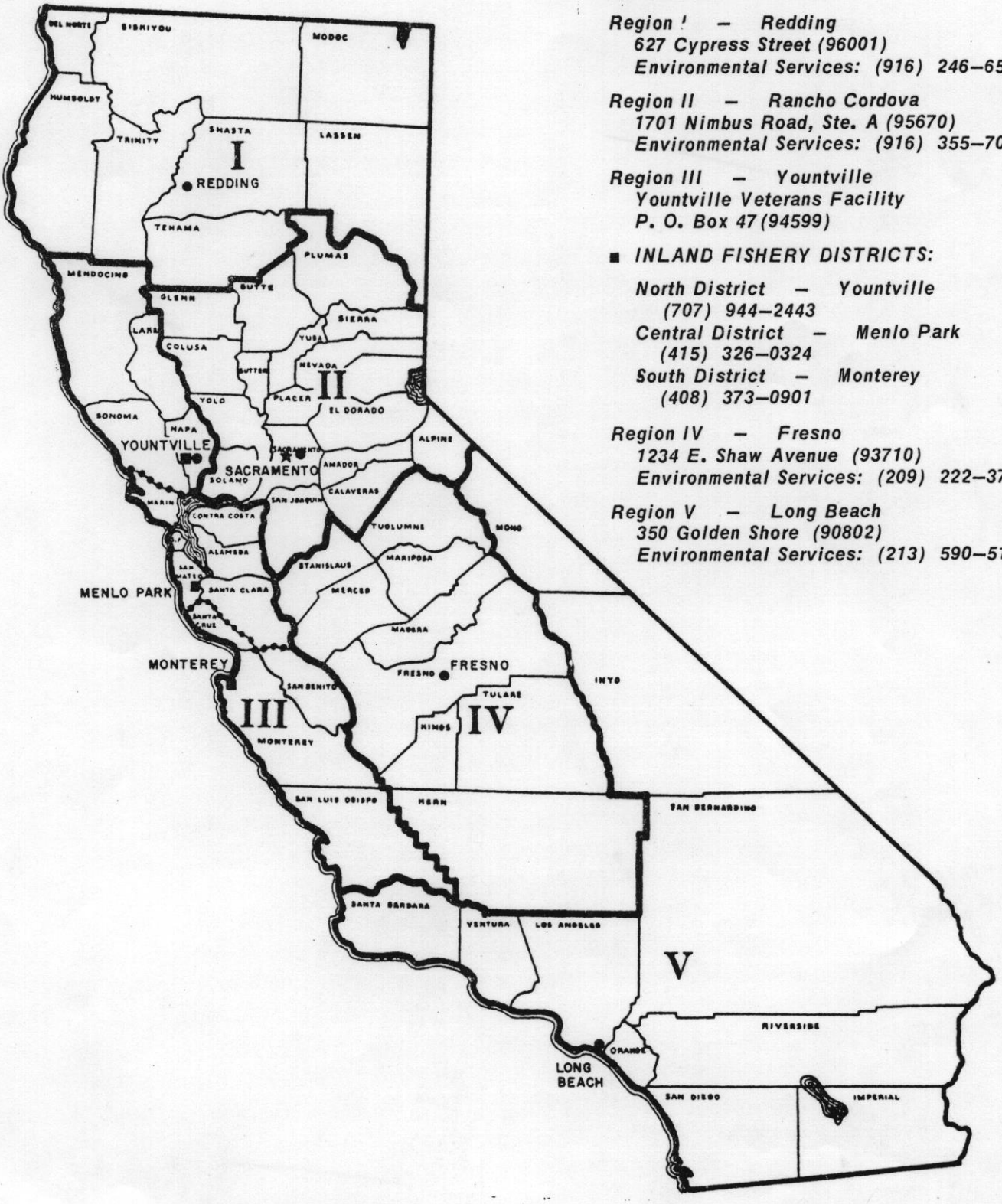
Date Dec 17, 1986

12-17-1986: map of california with a list of regional offices

STATE OF CALIFORNIA

DEPARTMENT OF FISH AND GAME

★ Central Office:
1416 Ninth Street
Sacramento, CA 95814



- **REGIONAL OFFICES:**

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

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

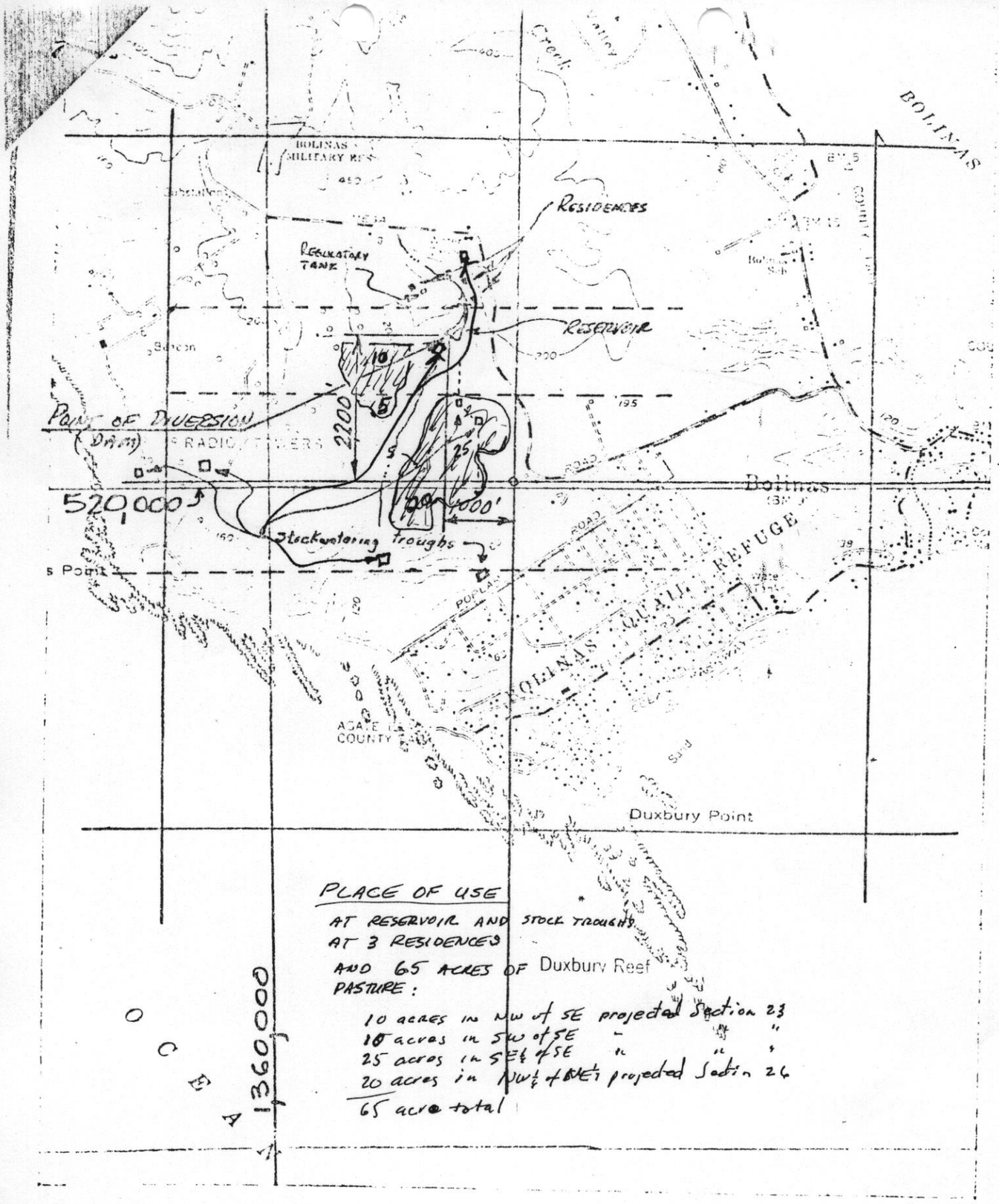
Region III — Yountville
Yountville Veterans Facility
P. O. Box 47 (94599)

- **INLAND FISHERY DISTRICTS:**

North District — Yountville
(707) 944–2443
Central District — Menlo Park
(415) 326–0324
South District — Monterey
(408) 373–0901

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

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



OWNER U.S. Department of the Interior
U.S. Park Service

SOURCE Unnamed Stream trib Pacific Ocean

DIVERSION WITHIN NE 1/4 SW 1/4 OF proj. SECTION 23, T. 1N, R. 8W, MD B&M

COUNTY OF Marin

S.G.S. QUAD Bolinas 7½' 1971 rev. 1:24,000
NAME DATE SCALE

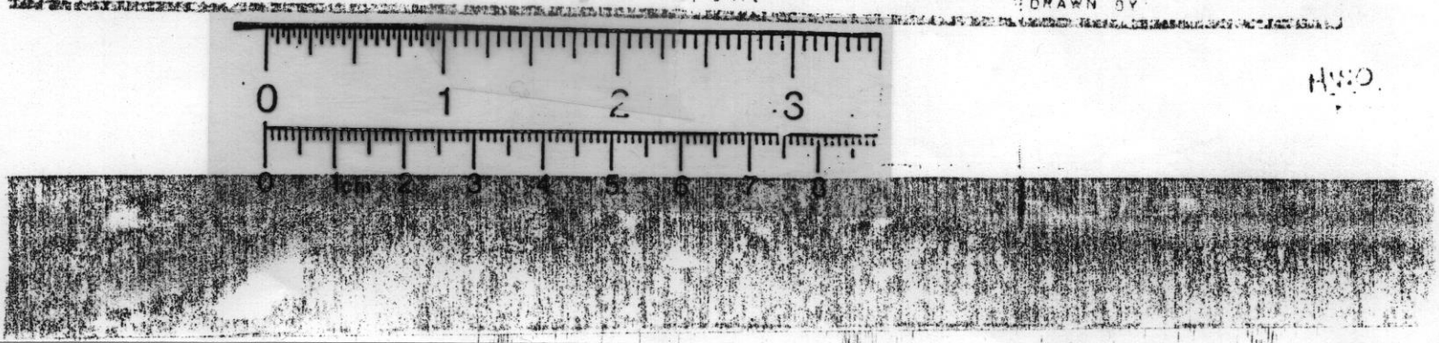
STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

APPLICATION ~~25504~~

PERMIT ~~18061~~

LICENSE

DATE DRAWN BY



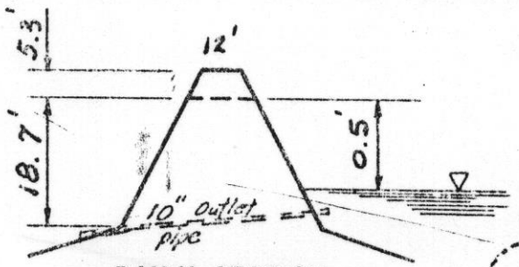
NSO

CAPACITY CALCULATIONS

Contour	Area Ac.	Avg.	Int.Ft.	Vol. AF
HWL +0.5	3.60	3.60	0.5	1.8
WS 0.0	3.60	3.20	5.0	16.0
-5.0	2.80	2.64	5.0	13.20
-10.0	2.28	1.66	5.0	8.30
-15.0	1.04	0.56	5.0	2.80
-20.0	0.09	0.05	1.0	0.05
-21.0	0.00			

42.15'
Say 42 ac-ft

HWL ≈ WS.



DAM X-SECTION
No Scale

1 HP Electric-centrifugal pump

Treatment plant

Redwood regulatory tank (6,000 gal)

Estimated

310'
275'
240'
275'
240'
305'
355'
385'
410'
SW
400'
335'
Outlet pipe 335'
240'
310'
215'
85'
95'
170'
-5
-10
-15
-20
21.0
1 HP submersible pump
EHWL & W.S.
Stadia instrument

0 1 2 3
0 1cm 2 3 4 5 6 7 8

PLAN of RESERVOIR
Scale 1" = 100'

X H.W. O'Leary
Ø Ricardo Tapia

OWNER U.S. Department of the Interior
U.S. Park Service

SOURCE Unnamed Stream trib Pacific Ocean

DIVERSION WITHIN NE 1/4 SE 1/4 OF Proj. SECTION 23, T. 1N, R. 8W, MD B&M

COUNTY OF Marin

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

APPLICATION 25504
PERMIT 18061
LICENSE

DATE: 6-10-85 DRAWN:

85 30883

00-00-0000: picture of cabin on lake

STATE OF CALIFORNIA — GEORGE DEUKMEJIAN, *Governor*

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

WATER USERS:

Application 25504 Permit 18061

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

1. Revoking the permit for failure to proceed with due diligence in completing the project.

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

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

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

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

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

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

PETITION FOR EXTENSION OF TIME

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

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

_____

_____

2. Estimated date construction work will begin _____

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

_____

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

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

4. A ~~ONE~~ TWO year extension of time is requested to complete construction work and/or beneficial use of water. (Indicate period of time. -- Must be consistent with time frame allowed in "Guidelines for Considering Petitions for Extensions of Time").

5. How much water has been used? ~~5~~ 10 af/year _____ cfs

6. How many acres have been irrigated? -0-

7. How many houses or people have been served water? -3-

8. Extent of past use of water for any other purpose STOCK WATER, DUST CONTROL, MUSHROOM GROWING, LANDSCAPE

9. What construction work has been completed during the last extension? NOT APPLICABLE

10. Approximate amount spent on project during last extension period is $ N/A.

11. Estimated date construction work will be completed MAY 1, 1988

12. Estimated year in which water will be fully used 1988

13. Reasons why construction and/or use of water were not completed within time previously allowed WE WERE NOT READY TO COMMENCE IRRIGATION PROJECT UNTIL NOW - IMPROVEMENTS NECESSARY WILL BE COMPLETED BY SUMMER 1988

If the use of water is for municipal (including industrial) and irrigation supplies provided or regulated by public agencies and use of the water has commenced, but additional time is needed to reach full use contemplated the following information must be provided.

14. What water conservation measures are in effect or feasible within the place of use N/A

15. How much water is being conserved or is it feasible to conserve using these conservation measures? _____ acre-feet per annum.

16. How much water per capita is used during the maximum 30-day period _____ gpd.

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

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

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

Gerard S. Hetuche
Permittee or Authorized Representative Signature

Hydrologist
Title

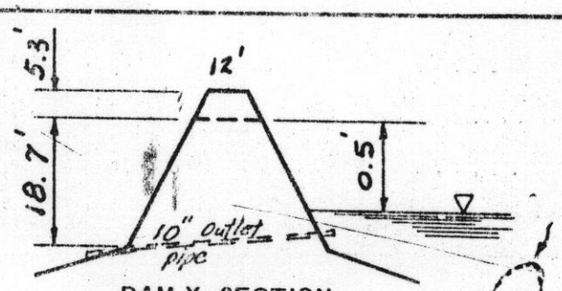
U.S. Depart of Interior
Nat'l Park Service
301 So Howes St. Rm 335
Ft. Collins, Colo 80521
(303) 221-5341

CAPACITY CALCULATIONS

Contour	Area Ac.	Avg.	Int.Ft.	Vol. AF
HWL +0.5	3.60			
WS 0.0	3.60	3.60	0.5	1.8
-5.0	2.80	3.20	5.0	16.0
-10.0	2.28	2.64	5.0	13.20
-15.0	1.04	1.66	5.0	8.30
-20.0	0.09	0.56	5.0	2.80
-21.0	0.00	0.05	1.0	0.05
				42.15

Say 42 ac-ft

HWL ≈ WS.



DAM X-SECTION
No Scale

1 HP Electric-centrifugal pump

Treatment plant

Redwood regulatory tank (6,000 gal)

OK

Pipeline

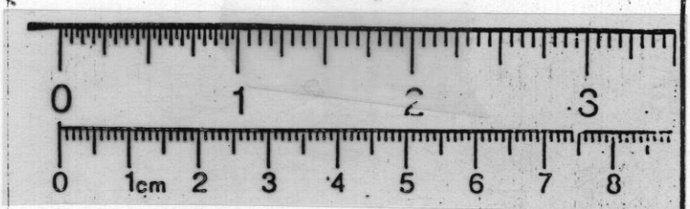
Estimated

1 HP submersible pump

SW

Stadia instrument

Outlet pipe 335'



PLAN of RESERVOIR

Scale 1" = 100'

H.W. O'Leary

Ricardo Tapia

OWNER U.S. Department of the Interior
U.S. Park Service

SOURCE Unnamed Stream trib Pacific Ocean

DIVERSION WITHIN NE 1/4 SE 1/4 OF Proj. SECTION 23, T. 1N, R. 8W, MD B&M

COUNTY OF Marin

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

APPLICATION 25504

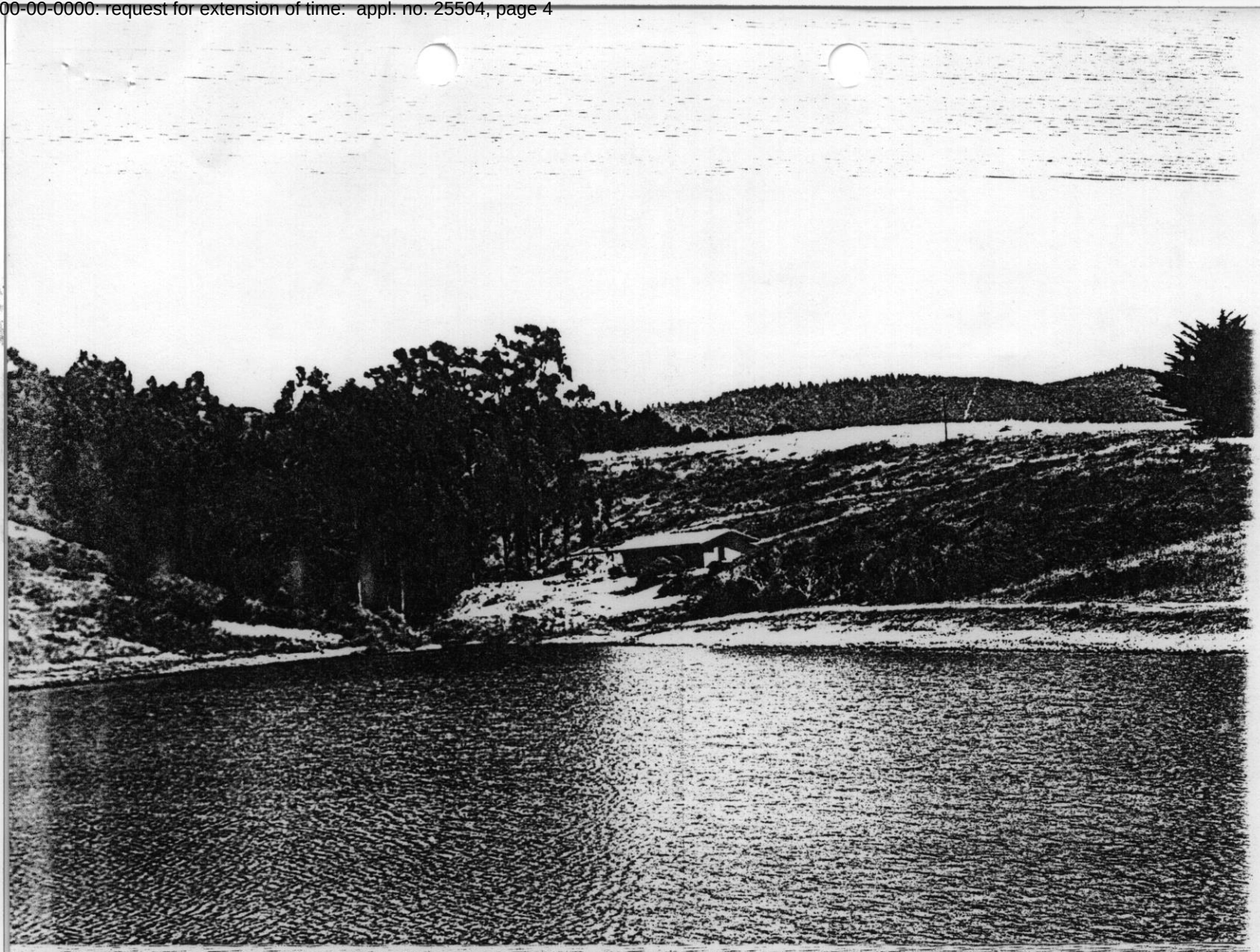
PERMIT ~~18061~~

LICENSE

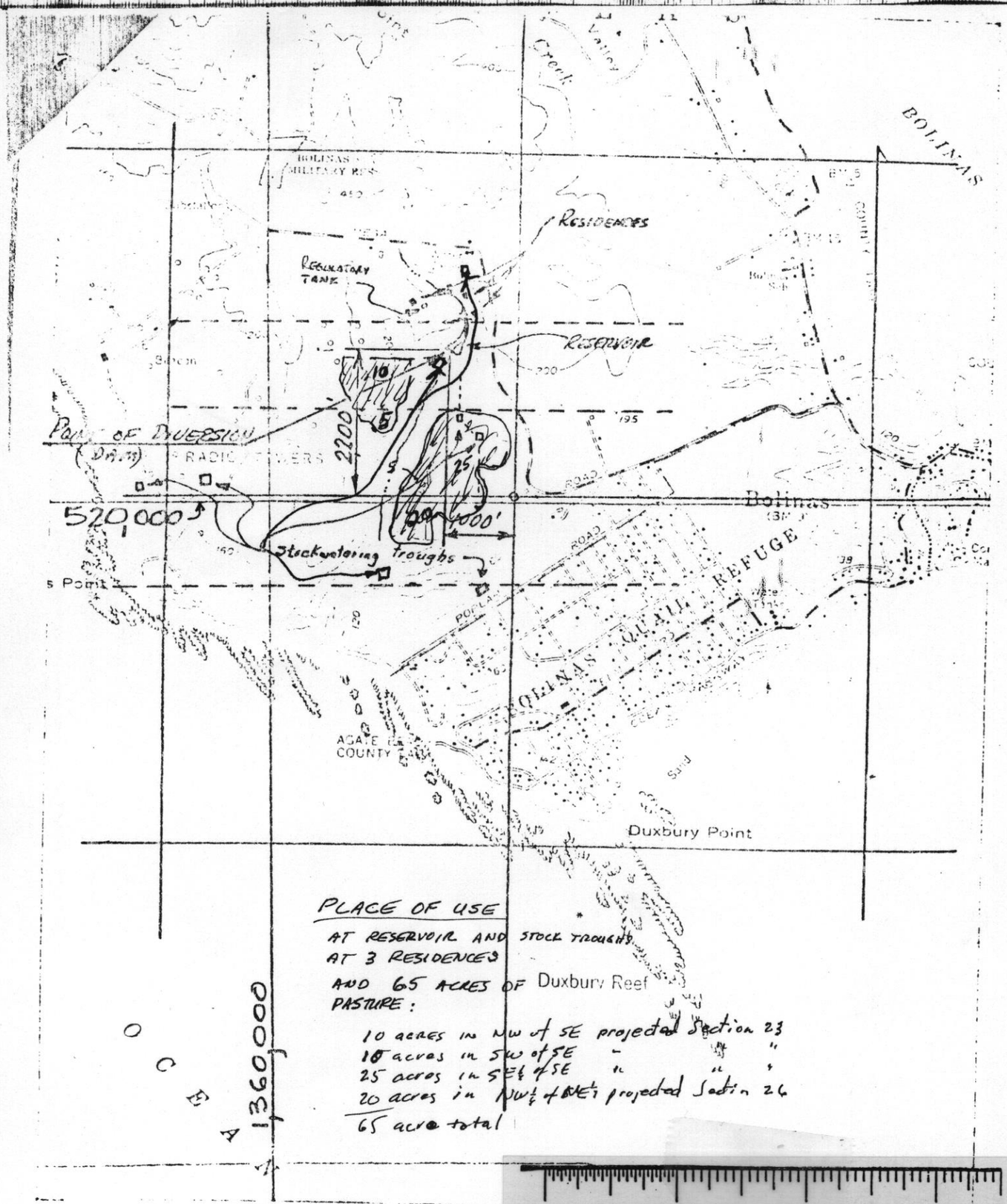
DATE: 6-10-85

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85 30583



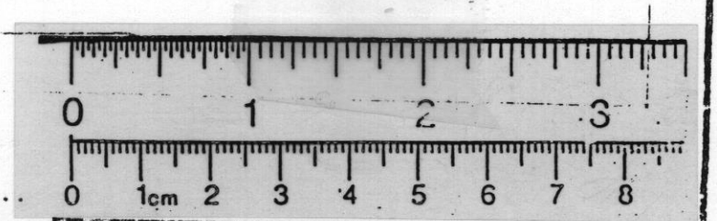
00-00-0000: topographic map for appl. no. 25504



PLACE OF USE

AT RESERVOIR AND STOCK TROUGHS
AT 3 RESIDENCES
AND 65 ACRES OF PASTURE:

10 acres in NW of SE projected Section 23
10 acres in SW of SE " " "
25 acres in SE¼ of SE " " "
20 acres in NW¼ of NE¼ projected Section 26
65 acres total



OWNER U.S. Department of the Interior
U.S. Park Service

SOURCE Unnamed Stream trib Pacific Ocean

DIVERSION WITHIN NE 1/4 SW 1/4 OF
proj. SECTION 23, T. 1N, R. 8W, MD B&M

COUNTY OF Marin

S.G.S. QUAD Bolinas 7½' 1971 rev. 1:24,000
NAME DATE SCALE

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

APPLICATION ~~25504~~
PERMIT ~~18061~~
LICENSE

DATE DRAWN BY

HWO

01-11-1985: letter to department of the interior from permit and license unit regarding change of records

STATE OF CALIFORNIA
GEORGE DEUKMEJIAN, *Governor*

STATE WATER RESOURCES CONTROL BOARD
THE PAUL R. BONDERSON BUILDING
901 P Street, Sacramento, CA
(916) 324-5689

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

In Reply Refer
to: 341:SO:25504

JAN 11 1985

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

Gentlemen:

PERMIT 18061 (APPLICATION 25501) UNNAMED STREAM IN MARIN COUNTY

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

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

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

Sincerely,

Shige Okada

Shige Okada, Chief
Permit and License Unit

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

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

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

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

Dear Sirs:

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

Application No.: 025504 Permit No.: 018061

License No.: E

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

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

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

Sincerely,

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

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

01-11-1985: order approving change in place of use: appl. no. 25504, permit no. 18061

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

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

Raymond Walsh, Chief
DIVISION OF WATER RIGHTS

WR 115

STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

ORDER

APPLICATION 25504 PERMIT 18061 LICENSE

ORDER APPROVING CHANGE IN PLACE OF USE

WHEREAS:

1. A petition to change place of use has been filed with the State Water Resources Control Board.

2. The Board has determined that the petitioned changes do not constitute the initiation of a new right nor operate to the injury of any other lawful user of water.

NOW, THEREFORE, IT IS ORDERED THAT:

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

SE¼ of NE¼, Projected Section 23, T1N, R8W, MDB&M (Recreational)
SE¼ of NE¼, Projected Section 23, T1N, R8W, MDB&M (Domestic)
NE¼ of NE¼, Projected Section 26, T1N, R8W, MDB&M (Domestic)
SE¼, Projected Section 23, T1N, R8W, MDB&M (Irrigation 65 acres and Stockwatering)

Dated: OCTOBER 5 1981

Raymond Walsh

Raymond Walsh, Chief
Division of Water Rights

09-26-1980: permit for diversion and use of water: appl. no. 25504

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

PERMIT FOR DIVERSION AND USE OF WATER

PERMIT 18061

Application 25504 of William E. Niman and Orville H. Schell, III OVER

Box 56, Overlook Drive, Bolinas, California 94924 ~~94924~~ 94942

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

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

1. Source:	Tributary to:
Unnamed Stream	Pacific Ocean

2. Location of point of diversion:	40-acre subdivision of public land survey or projection thereof	Section	Township	Range	Base and Meridan
S2650 ft and W1150 ft from NE Corner of Projected Section 23	SE¼ of NE¼	23	1N	8W	MD

County of Marin

3. Purpose of use:	4. Place of use:	Section	Township	Range	Base and Meridan	Acres
Recreational	Unnamed Reservoir in SE¼ of NE¼	23	1N	8W	MD	
Domestic	SE¼ of NE¼	23	1N	8W	MD	
Stockwatering						
Irrigation	SE¼	23	1N	8W	MD	65

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

5. The water appropriated shall be limited to the quantity which can be beneficially used and shall not exceed 21.6 ACRE-FEET PER ANNUM TO BE COLLECTED FROM NOVEMBER 1 OF EACH YEAR TO APRIL 1 OF THE SUCCEEDING YEAR.

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

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

7. ~~Actual construction work shall begin on or before two years from date of permit and shall thereafter be prosecuted with reasonable diligence, and if not so commenced and prosecuted, this permit may be revoked.~~

8. ~~Said construction work shall be completed on or before~~

7. ~~8~~ Complete application of the water to the proposed use shall be made on or before DECEMBER 1, 1984.

8. ~~9~~ Progress reports shall be submitted promptly by permittee when requested by the State Water Resources Control Board until license is issued.

9. ~~10~~ Permittee shall allow representatives of the State Water Resources Control Board and other parties, as may be authorized from time to time by said Board, reasonable access to project works to determine compliance with the terms of this permit.

10. ~~11~~ Pursuant to California Water Code Sections 100 and 275, all rights and privileges under this permit and under any license issued pursuant thereto, including method of diversion, method of use, and quantity of water diverted, are subject to the continuing authority of the State Water Resources Control Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of said water.

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

11. ~~12~~ The quantity of water diverted under this permit and under any license issued pursuant thereto is subject to modification by the State Water Resources Control Board if, after notice to the permittee and an opportunity for hearing, the Board finds that such modification is necessary to meet water quality objectives in water quality control plans which have been or hereafter may be established or modified pursuant to Division 7 of the Water Code. No action will be taken pursuant to this paragraph unless the Board finds that (1) adequate waste discharge requirements have been prescribed and are in effect with respect to all waste discharges which have any substantial effect upon water quality in the area involved, and (2) the water quality objectives cannot be achieved solely through the control of waste discharges.

67808-983 2-79 4M OSP

P18061

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

Application 25504 **Permit** 18061

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

(1) THE REGIONAL BOARD ISSUES A WAIVER PURSUANT TO SECTION 13269, OR

(2) THE REGIONAL BOARD FAILS TO ACT WITHIN 120 DAYS OF THE FILING OF THE REPORT.

NO PERMITTEE SHALL BE REQUIRED TO FILE A REPORT OF WASTE DISCHARGE PURSUANT TO SECTION 13260 OF THE WATER CODE FOR PERCOLATION TO THE GROUNDWATER OF WATER RESULTING FROM THE IRRIGATION OF CROPS.

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

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

Section 1391. Every permit shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a permit is issued takes it subject to the conditions therein expressed.

Section 1392. Every permittee, if he accepts a permit, does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any permit granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any permittee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any permittee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Dated: SEPTEMBER 26 1980

STATE WATER RESOURCES CONTROL BOARD

Walter G. Pettit

CHIEF, DIVISION OF WATER RIGHTS

HEARING

STATE OF CALIFORNIA

STATE WATER RESOURCES CONTROL BOARD

--o0o--

In the Matter of APPLICATION 24856 of WILLIAM ELLIS NIMAN, Applicant, and APPLICATION 25504 of WILLIAM E. NIMAN and ORVILLE H. SCHELL, III, Applicants.

GERALD JOHNSON, MESA RANCH PARTNERSHIP, Protestants.

--o0o--

THURSDAY, JULY 27, 1978

10:15 A.M.

--o0o--

Room 1131
Resources Building
1416 Ninth Street
Sacramento, California

--o0o--

Reported by: Lew G. Schwenk, RPR, CSR
Certificate No. 4024

File 24856 25504
Folder 3
Item 1

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

ENGINEERING STAFF ANALYSIS OF RECORD
APPLICATIONS 24856 AND 25504
UNNAMED STREAMS IN MARIN COUNTY

A hearing on Applications 24856 and 25504 was held in Sacramento on July 27, 1978, with W. W. Adams presiding, assisted by Board Member B. J. Miller and staff members R. M. Glick, T. L. McKenzie, and L. K. Fong. Applicant William Niman represented himself and Orville Schell (co-applicant under Application 25504). Protestants Gerald Johnson and Mesa Ranch were not present or represented at the hearing. No exhibits were presented as evidence. Details of the applications and the protests filed against them follow:

Substance of Applications

Application 24856

Applicant:	William E. Niman
Date Filed:	August 14, 1975
Source:	Unnamed Stream
Tributary to:	Pacific Ocean
County:	Marin
Quantity:	2.5 acre-feet per annum (afa) to storage
Season:	November 1 to April 30
Purpose:	Stockwatering
Point of Diversion:	NW¼ of SW¼ of projected Section 24, T1N, R8W, MDB&M *
Place of Use:	W½ of SW¼ of projected Section 24, T1N, R8W,

Protestant

Name	Basis of Protest/Claim of Right	Extent of Use or Acreage
Gerald Johnson	Riparian claim - protest based on injury to vested rights, public interest, contrary to law, and environmental considerations	None

Application 25504

Applicants:	William E. Niman and Orville H. Schell III
Date Filed:	September 13, 1977
Source:	Unnamed Stream
Tributary to:	Pacific Ocean
Quantity:	21.6 afa to storage
Season:	November 1 to April 1
Purposes:	Irrigation, Domestic, Stockwatering and Recreational

* All references to township and range refer to Mount Diablo Base and Meridian (MDB&M).

Point of Diversion: SE¼ of NE¼ of projected Section 23, T1N, R8W.

Place of Use: 65 acres within E½ of projected Section 23, T1N, R8W.

Protestant:

Name	Basis of Protest/Claim of Right	Extent of Use or Acreage
Mesa Ranch Partnership	Riparian claim - S9413	Stockwatering

Applicants' Projects

Under Application 24856, William E. Niman proposes to collect and store 2.5 afa in an onstream reservoir behind a 4-foot high earthfill dam during the period November 1 through April 30 for stockwatering use. The applicant proposes to raise a maximum of 200 hogs on five acres within a gross area of 11 acres (Staff 1).

Under Application 25504, Mr. Niman is in partnership with Orville Schell III in the proposed Niman/Schell Livestock Operation. The project will involve hog raising and a cow/calf grazing program. The hog raising operation will be confined to barn facilities capable of breeding, farrowing, fattening, and providing nursery services for 500 to 1,000 animals. The applicants propose to utilize the manure produced by this operation to fertilize a 75-acre portion of the cow/calf pasture area. The grazing of 20-30 head of cattle in the cow/calf operation will utilize the majority of the 206 acre site. Water will be collected to storage in a 21.6 acre-foot capacity onstream reservoir during the period November 1 through April 1 for domestic, irrigation, stockwatering, and recreational purposes (Staff 1).

Protestants

Gerald Johnson, a property owner directly downstream from the point of diversion covered under Application 24856, filed a protest against approval of the application. At the present time, Mr. Johnson is not using water from the stream source. He contends that if he should develop a well for future use, the upstream hog operations will pollute the water and render it undrinkable. His other concern is that Mr. Niman's enterprise will expose the local residents to flies, high disease risk, noise from the pig feed-lots, and odor from the 1200 cubic feet holding tank for manure (Staff 1).

The property of Mesa Ranch Partnership is directly downstream from the Niman/Schell point of diversion covered under Application 25504, and Mesa Ranch filed a protest against the application based on injury to vested rights. Mesa Ranch claims a riparian right for watering 200 head of cattle, and contends that there will be an impairment to the quantity and quality of water if this application is approved. (Staff 1)

percent estimated by staff geologist Gil Torres, the runoff at the applicants' points of diversions is 121 and 260 acre-feet per annum, respectively. Since Mesa Ranch is the only water user downstream of the Niman/Schell projects, it receives the remainder of any unappropriated water before it flows into the ocean. Mesa Ranch also receives additional water from another watershed which converges with the two unnamed streams located below the applicants' points of diversion. It appears that Mesa Ranch has more than enough water to satisfy its stockwatering needs during the winter collection season.

Conclusions and Recommendations

The projects of the applicants are consistent with the adopted County General Plan and the applicants have met all the requirements of public agencies. It appears that unappropriated water is available to supply the applicants during the requested season. Therefore, following compliance with the requirements of the California Environmental Quality Act, the staff recommends that the applications be approved subject to conditions required to protect prior rights, water quality, and the following standard terms:

Application 24856

5c. *The water appropriated shall be limited to the quantity which can be beneficially used and shall not exceed 2.5 acre-feet per annum to be collected from November 1 of each year to April 30 of the succeeding year.*

Application 25504

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

5i, 6, 9, 10, 11, 12, 13, 41 (Application 24856 only) 42 (Application 24856 only) and 101.

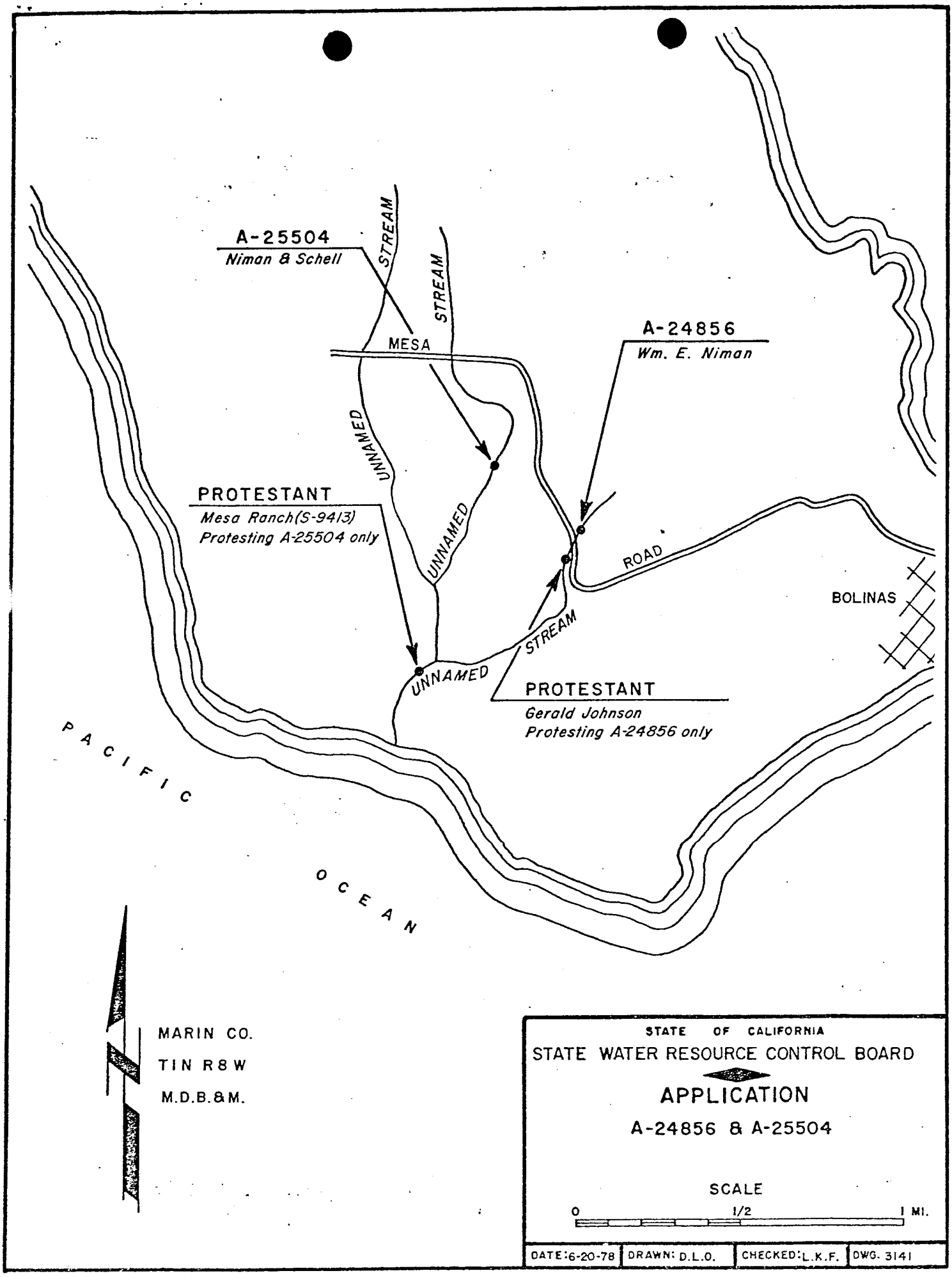
Documents Used in Preparation of Analysis

Staff Exhibits 1 through 8.

L. K. Fong
Associate WRC Engineer

Attachment

Dated: November 21, 1978
Sacramento, California


A-25504
Niman & Schell
STREAM
STREAM
MESA
A-24856
Wm. E. Niman
UNNAMED
UNNAMED
PROTESTANT
Mesa Ranch(S-9413)
Protesting A-25504 only
ROAD
BOLINAS
STREAM
UNNAMED
PROTESTANT
Gerald Johnson
Protesting A-24856 only
PACIFIC
OCEAN
MARIN CO.
T1N R8W
M.D.B.&M.
STATE OF CALIFORNIA
STATE WATER RESOURCE CONTROL BOARD
APPLICATION
A-24856 & A-25504
SCALE
0
1/2
1 MI.
DATE: 6-20-78
DRAWN: D.L.O.
CHECKED: L.K.F.
DWG. 3141

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

BRIEFING MEMORANDUM TO BOARD
FOR
HEARING ON APPLICATIONS 24856 AND 25504

Applicants: William E. Niman and Orville H. Schell III

Date of Hearing: July 27, 1978

Applicants Projects

Under Application 24856, William E. Niman proposes to collect and store 2.5 acre-feet of water in an onstream reservoir behind a 4 foot high earthfill dam during November 1 through April 30 for stockwatering use. The point of diversion is on an unnamed stream and is located within the NW¼ of SW¼ of projected Section 24, T1N, R8W, MDB&M in Marin County. The applicant proposes to raise hogs to maximum herd of 200 animals on 5 acres within a gross area of 11 acres.

Under Application 25504, Mr. Niman is in partnership with Orville Schell in the proposed Niman/Schell Livestock Operation. The project will involve a hog raising operation and a cow/calf grazing program. The hog raising operation will be confined to barn facilities capable of breeding, farrowing, fattening, and providing nursery services for 500 to 1,000 animals. The applicants propose to utilize the manure produced by this operation to fertilize a 75 acre portion of the cow/calf pasture area. The grazing of 20-30 head of cattle in the cattle/calf operation will utilize the majority of the 206 acre site.

Water will be collected to storage in a 21.6 acre-foot capacity onstream reservoir during November 1 through April 1 for domestic, irrigation, stockwatering, and recreational purposes. The point of diversion is on an unnamed stream and is located within SE¼ of NE¼ of projected Section 23, T1N, R8W, MDB&M.

General

The applicants have applied to Marin County for Use Permits, and the California Coastal Zone Conservation Commission has approved the projects covered under Applications 24856 and 25504.

Marin County has reviewed the draft and final Environmental Impact Report on the Niman Hog Farm covered under Application 24856 and prepared a Negative Declaration for that project. The County has also prepared an expanded Initial Study for Application 25504 and is circulating the document through the State Clearinghouse.

A great deal of concern among private homeowners over environmental considerations has been raised by these applications. Gerald Johnson has filed a protest against Application 24856 and Mesa Ranch Partnership filed a protest against Application 25504. A lawsuit, Case No. 75523, has been filed against Mr. Niman by Mr. Johnson based on environmental considerations and injury to vested rights. The status of this lawsuit should be clarified during the hearing.

Protestants

Gerald Johnson, a property owner directly downstream from the point of diversion covered under Application 24856, filed a protest against the approval of this application based on injury to vested rights, environmental considerations, will not best conserve the public interest, and will be contrary to law.

At the present time, Mr. Johnson is not using water from the stream source. He contends that if he should develop a well for future use, the upstream hog operations will pollute his water and render it undrinkable. His other concern is that Mr. Niman's enterprise will expose the local residents to flies, high disease risk, noise from the pig feedlots, and odor from the 1200 cubic foot holding tank for manure.

The property of Mesa Ranch Partnership is directly downstream from the Niman-Schell point of diversion covered under Application 25504, and Mesa Ranch filed a protest against the application based on injury to vested rights. At the present time, Mesa Ranch claims a riparian right for watering 200 head of cattle, and on August 10, 1977 it filed Statement of Water Diversion and Use No. 9413 for this purpose. Mesa Ranch contends that there will be an inpairment to the quantity and quality of water if this application is approved.

Environmental Considerations

The Draft Environmental Impact Report (DEIR) and the Final Environmental Impact Report (FEIR) for Application 24856 was prepared by Bolinas Future Studies Center. The County of Marin, as lead

agency, prepared a Negative Declaration and submitted a Notice of Determination to the Secretary for Resources. However, neither the FEIR nor the Negative Declaration were circulated through the State Clearinghouse for review. The Division of Water Rights, as responsible agency, may be required to prepare another environmental document because of this oversight.

An expanded Initial Study for Application 25504 has been prepared by Marin County and is currently being circulated through the State Clearinghouse. The final document and the Notice of Determination should be available by the time of the water right hearing.

In general, private homeowners are against the applicants' projects, while public agencies, including Marin County Farm Advisor and the Regional Water Quality Control Board, feel that the projects are feasible.

Water Supply

The points of diversion are on unnamed streams and are approximately one mile from the Pacific Ocean. The area where Mr. Johnson and Mr. Niman reside is located within the boundaries and jurisdiction of the Bolinas Community Public Utility District (BCPUD). Mesa Ranch Partnership is not within the BCPUD's service area at the present time, but it has petitioned to be annexed into the area. In the past, BCPUD has placed a moratorium on residential water hookups. Whether or not this practice is still in effect, and the availability of alternate sources of water should be raised at the hearing. Past well drillings within the area have proved unsuccessful due to contamination by natural gas at depths ranging from 189 to 270 feet.

Conclusions

The projects of the applicants are consistent with the adopted County General Plan. The applicants have met all the requirements of public agencies pertaining to their projects, and the answers to the protests against their applications are very thorough. The question of whether or not unappropriated water is available is apparently not an issue. Therefore, the staff recommendation will be to approve the applications following compliance with the requirements of the California Environmental Quality Act and subject to conditions required to protect prior rights and water quality.

L K Fong

Leo K. Fong
Associate WRC Engineer

Dated: July 12, 1978
Sacramento, California

which we are about to have leases on, and we need to provide our own water.

Also, we have received a permit from the Marin County Planning Department Public Works and all other agencies involved, including the California State Coastal Commission, to construct a hog facility there with a potential population of 1,000 hogs. The water from the reservoir, the 21.6 acre-feet reservoir, Application Number 25504 -- the water from there will be used to provide drinking water, wash water and water to handle manure in an aeration lagoon.

That water will be recycled through the hog facility, but will also require the additional -- the addition of fresh water from the reservoir from time to time.

We also intend to use as much water as is available to us in that reservoir for irrigation -- approximately 75 acres -- which could easily be irrigated, and we could benefit from over and above the costs of pumping the water.

Other than that, just what we're trying to do is this is an area which has a great deal of rainfall in the wintertime, as you all well know, and it's ideally suited for storing -- for creating these stock tanks and reservoirs, and it enables us to get -- use the land much more intensively and much more agriculturally intensively. And without the water, it would be virtually nonproductive land.

And unfortunately there's an awful lot of paper work involved in there. Maybe not. I'm sure that sometimes these things can just get sticky.

I should also like to add that the protest regarding Application 28456 from Gerald Johnson, to the best of my knowledge, has been settled by a court order release. I have signed the release and agreed to pay $2,000 to him, based on an action in the Marin County Superior Court.

It was a multifaceted court action in that it was talking about the nuisance of the hogs as well as several water rights issues, and to the best of my knowledge, the settlement related to all of these items being considered.

Unfortunately, I don't have the release here and I haven't received the signed copy back from them. But I have -- to my understanding, the reason they're not here is that that protest is virtually null and void.

Well, I won't speak for -- I have suspicions why Anton Holter isn't here, but I think you should not add these to the record.

Are there any questions.

HEARING OFFICER: Yes, we'll start with the staff.

Mr. Glick, do you have questions.

MR. GLICK: Yes, a couple. I just wanted to go through some of the allegations that were made by the protestants and see if we can't resolve them now.

barn, the building permits would have to be cleared with them.

Q. Okay. The other allegation that is raised by the Mesa Ranch Partnership, is that there is not sufficient quantity of water to supply your project and to satisfy the prior vested rights of the Mesa Ranch Partnership.

Can you speak to the issue of availability of unappropriated water?

A. Well, I think the best indicator of the amount of water available was the fact that after the first 15 inches of rainfall, our pond was full and flowing over a lot. The -- there's -- I would guess -- this is off the top of my head. I would guess there's probably 200 acres of watershed being downstream from us that would supply the Holter ranch property in that particular drainage swell.

There's several hundred on other drainage swells that flow through there, and the one that he actually applied for a permit to construct a dam and appropriate water out of is an entirely different watershed, which is not affected by any drainage of our property.

I don't know if you're familiar with that application.

HEARING OFFICER: I am, yes.

MR. GLICK: Yes.

THE WITNESS: Yeah. And so that waterhsed, as I mentioned, is totally out of the influence of our property.

A. There is only one running stream during the summertime. That would be Pine Gulch Creek. All the others are bone dry.

Q. Even this local stream known as Jacks Creek Jackson Stream? That dries up in the summertime? CK Fong 8/9/78

A. Yes, it does.

HEARING OFFICER: Mr. McKenzie?

MR. McKENZIE: Yes. I have one question.

CROSS-EXAMINATION

BY MR. McKENZIE: Q. On your project covered by 24856, that's just you alone. On that 11-acre parcel, how much of that land will you be using for the hog farm operation? How many acres will you be using?

A. Five. Maybe four to five flat acres.

MR. McKENZIE: That's all I have. Thank you.

HEARING OFFICER: Mr. Miller, do you have any questions?

MR. MILLER: No, I don't.

CROSS-EXAMINATION

BY HEARING OFFICER: Q. What is the distance from your project to the shore, the ocean?

A. The hog project will be -- the new hog project will be approximately 150 feet off this paved road; maybe 200. And I would guess from there to the ocean would be -- oh, could be as much as a mile, and it could be as little as three quarters of a mile.

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

REPORT OF INSPECTION

FILING DATA

APPLICATION: 25504 FILING DATE: 9-13-77

NAME : U. S. Department of the Interior, National Park Service
ADDRESS : Water Resources Division, 301 South Howes Street, Room 353, Fort Collins, CO 80521
SOURCE : Unnamed Stream tributary to Pacific Ocean COUNTY: Marin
PT. OF DIV.: Within SE¼ of NE¼ of Section 23, T1N, R8W, MDB&M.
AMOUNT : 21.6 acre-feet per annum
PURPOSE : Domestic, Irrigation, Stockwatering, and Recreational
SEASON : November 1 to April 1 PLACE OF USE/ACREAGE:

PERMIT NO.: 18061 DATE ISSUED: 9-26-80 EXPIRES: 12-31-90

Date of Inspection: August 25, 1992 Inspected by: J. H. Wright
Accompanied by: Bill Niman - lessee, and Bill Shook - U. S. Park Service representative
Persons Interviewed: Same
Telephone No.: Niman: (415) 552-0181 Shook: (415) 663-8525

RECOMMENDATION

License X Extension ___ to 19__ No Action ___ Revoke ___ Other ___

Changes ___ Corrections X No Changes or Corrections ___
Owner___ Address X Amount___ Season___ Purpose___ Point of Diversion X Place of Use X

Remarks (Explain basis for recommendation)
The project is complete, and license is recommended as follows:
Amount: 21.6 acre-feet per annum.
Season: As in permit.
Purpose: Domestic, Stockwatering, and Recreational. Add Fire Protection per Section 798.
POU: As in permit, except delete irrigation POU, and correct Domestic and Stockwatering POUs as indicated below.
POD: South 2,450 feet and East 950 feet from NE cor. of projected Section 23, T1N, R8W, MDB&M, being within the SE¼ of NE¼ of said Section 23.
The reservoir covered under this right has a total capacity of 42 ac-ft, with the balance of the storage, 21 ac-ft, covered under A-29021. At this time, the only irrigation that has been made is at the residences. Since this can be covered under Domestic use, it is recommended that the Irrigation use be deleted. If the irrigated place of use is ever developed, it will be covered under A-29021.

SOURCE

Name: Unnamed Stream Who measures flow? No one.
Tributary to: Pacific Ocean
Flow at time of Inspection: No flow.
Is supply natural flow: Yes.

DIVERSION SYSTEM

California Coordinates, Zone 3, N. 522,250, E.1,362,650

Is point of diversion at location specified in permit, license, or order? No.
If not, is change petition/correction required? Correction during licensing.
Describe present location: POD has not been moved; correction in ties is required to correspond with reservoir location, as shown on USGS 7½' quad.
Would change cause any injury? No.
Owner of land at point of diversion: U. S. National Park Service
Assessor Parcel No.: 188-170-06, 12, 60, 61, 62 Type of access: Ownership
Is diversion system complete? Yes. If not, what remains to be done? NA

If not complete, does it appear to have been pursued with reasonable diligence? NA
What is the capacity of the limiting section? 42 ac-ft.
How determined? Plane table survey conducted by H. W. O'Leary 6-10-85. Please see attached copy of the survey.

2-17-93

Application No. 25504

PLACE OF USE

Name of place of use, if commonly known as such: None.
Describe any changes/corrections from the place of use as described in permit, license, order: The Irrigated place of use should be deleted. The Domestic place of use should be corrected to: within S½ of NE¼ of projected Section 23, T1N, R8W, MDB&M. The Stockwatering place of use should be corrected to: within SE¼ of projected Section 22, E½ of projected Section 23, and NE¼ of projected Section 26, all within T1N, R8W, MDB&M.

Is petition required? No.

Is place of use developed to a point where full use of water may be made? Yes.
If not, describe briefly what remains to be done: NA

Does it appear that development has been pursued with due diligence? Yes.
Owner of land at place of use: U. S . National Park Service.
Assessor Parcel No.: Not known. Acreage: NA
Type of arrangement, if not owned by permittee or licensee: Owned by permittee

MAJOR USE OF WATER

Briefly describe diversion works and method of applying water to major use: Water is collected to storage in a 42 ac-ft onstream reservoir, which is formed by an 18.7 foot high earthfill dam. Water is withdrawn from the reservoir by means of a 1 HP submersible electric pump thence via a PVC pipeline to a 6,000 gallon regulatory tank and a treatment facility. Water is pumped from the treatment facility by means of a 1 HP electric pump thence via PVC pipelines for Domestic use at the three residences and grounds, and for Stockwatering use at watering troughs located throughout the place of use. Recreational and Fire Protection uses are the reservoir.
Does method appear wasteful, judging from local standards? No.
Explain answer: Water is used only for Domestic use, or remains in the reservoir.

List units served during maximum season (if applicable): Up to 350 head of cattle, per Progress Reports.

OTHER USES

Average number of persons served during maximum period: NA
Number of housing units: Three.
Plumbing facilities available: Fully plumbed.
Area of garden, lawn, etc., served: 0.5 acre.
Area sprinkled to allay dust: 0.5 acre.
Number of domestic livestock served: NA
Other miscellaneous domestic use: NA
Recreational use: Boating and Fishing.

EXTENT OF USE OF WATER

Season of use and/or diversion to storage: November 1 to April 1

Average rate of use by direct diversion during maximum period: NA
Approximate beginning and ending dates of maximum period: NA
Maximum annual diversion: NA Year of maximum use: NA
Complete the following if storage is involved:
Maximum amount diverted to storage in one season: 42.2 acre-feet Year: 1983 - 84
Does any purpose for which water was stored require withdrawal before use? Yes.
If so, give maximum withdrawal in one season: 19.3 acre-feet Year: 1989
How much water was held over in dead storage? 22.9 ac-ft
For what purpose? Recreation and Fire Protection, and future irrigation use under A-29021.

PERMIT TERMS

Have all permit terms been complied with? Yes XX No ____. If not, please explain:

Measuring device properly installed? Yes ____ No ____. Type: None required.

OTHER RIGHTS

Appropriative rights under A-29021 (P-20434) for the balance of the storage (21 ac-ft) in the reservoir.
Possible riparian rights to the source.

CALCULATIONS

How was information regarding season of use (shown on Page 2) obtained? From permittee.

Show method of obtaining each item of basic information used in calculation below:

CALCULATION OF DIVERSION DURING MAXIMUM SEASON (show all formulas)

Power billing records could not be used in determining the amount of water put to beneficial use under this right, since the electric meters that serve the pumps also serve the residences. Therefore, the capacity curve on the next page was used.

The capacity curve shows the maximum drawdown, and the corresponding withdrawal, as reported by the lessees during this inspection. The carry over storage is used for Recreational and Fire Protection uses, and will eventually be used for irrigation under A-29021.

COMMENTS

Ownership:
The property covered under this water right and A-29021 (P-20434) is currently owned by the National Park Service and is leased to Bill Niman and Orville Schell. Mr. Niman and Mr. Schell were the original permittees, but sold the property to the Park Service in 1984. The terms of the sale provided that Niman and Schell could lease the property from the National Park Service as long as they wished.

Use:
Since the water in the reservoir is used for both Domestic and Stockwatering uses, the reservoir has been fenced off to keep stock from drinking directly from the reservoir. Instead, stock are watered at troughs located at various sites throughout the project

The National Park Service and the lessees have decided that they will try to complete the irrigation system by next year, so that they will be able to maximize their Irrigation use under A-29021 before it expires in December 1993.

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

1993 JUN -2 PM 4:10

REQUEST FOR LICENSE

APPLICATION 25504 PERMIT 18061

SUBJECT TO THE APPROVAL BY THE STATE WATER RESOURCES CONTROL BOARD

U. S. Department of the Interior
National Park Service
Water Resources Division
1201 Oakridge Dr., Suite 250
Fort Collins, CO 80525

HAVING MADE PROOF OF August 25, 1992 (Date of Inspection)

HEREBY REQUEST LICENSE ACTION AS LISTED BELOW:

ACCORDING TO THE BEST KNOWLEDGE AND BELIEF OF THE UNDERSIGNED, A RIGHT HAS BEEN ESTABLISHED TO THE USE OF THE WATERS OF
an Unnamed Stream in Marin County
Tributary to Pacific Ocean

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

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

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

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

THE POINT OF DIVERSION OF SUCH WATER IS LOCATED:

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

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

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

CLAUSES REQUIRED
THIS REQUEST FOR LICENSE IS MADE SUBJECT TO BOARD APPROVAL OF ANY PETITION NOTED ABOVE AND, IF ANY REDUCTION IN AMOUNT,SEASON, OR LAND DESCRIPTION BECOMES NECESSARY WHEN THESE ROUGH CALCULATIONS ARE CHECKED, THE OWNER WILL BE NOTIFIED AND ALLOWED 30 DAYS WITHIN WHICH TO PROTEST SUCH CHANGES.

PLEASE NOTE BEFORE SIGNING:

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

SIGNATURE Dan R Williams DATE 27 May 93
PERMITTEE OR HIS REPRESENTATIVE

INSPECTED BY: J. H. Wright

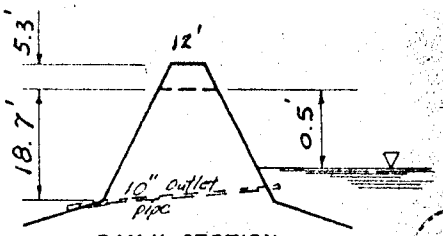
CHECKED BY: _____
Senior Engineer

6-3-93

CAPACITY CALCULATIONS

Contour	Area Ac.	Avg.	Int.Ft.	Vol. AF
HWL +0.5	3.60			
WS 0.0	3.60	3.60	0.5	1.8
-5.0	3.80	3.20	5.0	16.0
-10.0	2.28	2.64	5.0	13.20
-15.0	1.04	1.66	5.0	8.30
-20.0	0.09	0.56	5.0	2.80
-21.0	0.00	0.05	1.0	0.05
				42.15

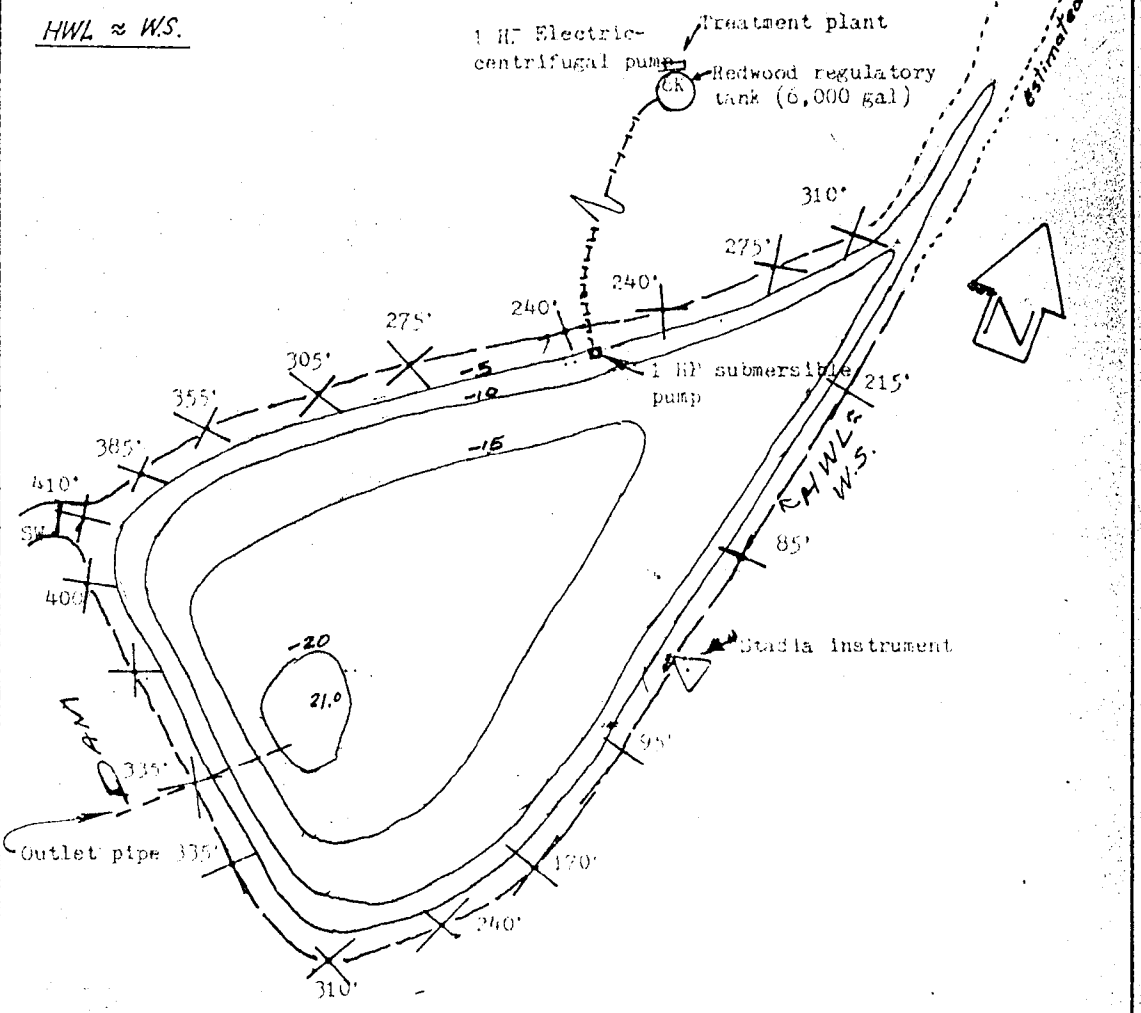
Say 42 ac-ft



DAM X-SECTION

No Scale

HWL ≈ W.S.



PLAN of RESERVOIR

Scale 1" = 100'

⊼ H.W. O'Leary

ø Ricardo Tapia

OWNER U.S. Department of the Interior
U.S. Park Service

SOURCE Unnamed Stream trib Pacific Ocean

DIVERSION WITHIN NE 1/4 SE 1/4 OF Proj. SECTION 23, T. 1N, R. 8W, MD B&M

COUNTY OF Marin

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

APPLICATION 25504

PERMIT 18061

LICENSE

DATE: 6-10-85 DRAWN:

State of California

State Water Resources Control Board
DIVISION OF WATER RIGHTS
2125 – 19th Street, Sacramento, CA 95818
Phone (916) 445–0846

The Resources Agency

STATE WATER RESOURCES CONTROL BOARD
DEC 16 8 06 AM '77
DIV. OF WATER RIGHTS
SACRAMENTO

#25504 accep

PROTEST

Based on Injury to Vested Rights

Protests based on OTHER considerations should be completed on other side of form.

APPLICATION #25504

I, (We) Mesa Ranch Partnership
Name of protestant(s)
of c/o A.G. Holter, 511 Sir Francis Drake Blvd., Greenbrae, Ca. have read carefully a copy
Post Office address of protestant(s) or authorized representative
of, or a notice relative to Application #25504 of Nimam & Schell
State name of applicant
to appropriate from Tributary of Jacks Creek
Name the source
at a point upstream from Mesa Ranch in the Jacks Creek watershed
Describe location of applicant's point of diversion

It is desired to protest against the approval thereof because to the best of our information and belief the proposed appropriation will result in injury to us as follows: Potential lack of water quantity
Me or us — At your — State the injury which will result to you
and quality in conjunction with these (3) other impoundments in the same watershed upstream from the Mesa Ranch. Jacks Creek represents the only real dependable source of water (in non drought years). Mesa Ranch is not within BCVID boundaries.

Protestant claims a right to the use of water from the source from which applicant proposes to divert, which right is based upon Riparian Rights; any and all prior vested rights, ie prescriptive, appropriative, correlative, etc.
Prior application, notice posted or use begun prior to December 19, 1914; riparian claim, etc.

Please provide application, permit or license numbers or statement of diversion and use numbers, which cover your use of water, or state "none" water use statement in your files.

The extent of present and past use of water by protestant or his predecessors in interest from this source is as follows:
State approximate date first use made, amount used, time of year when diversion is made, the use to which water is put
First use early 1900s; present use is to water livestock; as many as 200 cattle. Amount used unknown.

Where is *your diversion point* located? ____ ¼ of ____ ¼ of Section ____,
Describe location with sufficient accuracy that position thereof relative to that
T. ____, R. ____, ____ B. & M. Is this point downstream from applicant's point of diversion?
of applicant may be determined

Under what conditions may this protest be disregarded and dismissed? 1) if all prior vested water rights
State conditions which will relieve protest, or if none, so state
are guaranteed to Mesa Ranch
2) if future water quality in of Jacks Creek watershed is guaranteed 3) if a proceeding in lieu of hearing were to be held and such proceeding were to make findings on all these (3) impoundments in this watershed, ie a proceeding to cover the total ramifications to the Mesa Ranch of all the impoundments.

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

Date December 14, 1977

Anton G. Holter, General Partner
Protestant(s) or authorized representative sign here
Mesa Ranch Partnership

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

WRCB 10(5/74)

Attach supplemental sheets as necessary

03 HISTORY

Point Reyes National Seashore

UNNAMED STREAM (A025504)

Land History

12-21-1984: grant deed: track no. 04-120

84058580

ELITY NATL
TITLE

1984 DEC 21 AM 8 00

W. BRUCE SHAFER

17⁰⁰

After Recording Return to:

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

AREA: POINT REYES N. S.

TRACT NO.: 04-120

GRANT DEED

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

* and MICHAEL M. GOODMAN & MARJORIE J. GOODMAN, Husband and Wife

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

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

FOR THE NATIONAL PARK SERVICE

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

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

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

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

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

84058580

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

EXECUTED this _____ day of _____, 1984.

_____ William E Nunn

Signature Signature

Michael M. Goodman by William E Nunn his attorney in fact

County of _____) Signature

) ss. Marjorie J. Goodman by William E Nunn her attorney in fact

State of _____) Signature

On this _____ day of _____, 19__,

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

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

DIANA M. V. JOHNSON
NOTARY PUBLIC
FRESNO COUNTY, CALIFORNIA
My Commission Expires Sep 26, 1986

_____
Notary Public in and for said

County of _____

State of _____

My Commission Expires: _____

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

TITLE INSURANCE AND TRUST
A TICOR COMPANY

STAPLE HERE

STATE OF CALIFORNIA
COUNTY OF _____ } ss.

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

WITNESS my hand and official seal.

Signature _____

DIANA M. V. JOHNSON
NOTARY PUBLIC
FRESNO COUNTY, CALIFORNIA
My Commission Expires Sep 26, 1986

(This area for official notarial seal)

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Exhibit A

DESCRIPTION: County of Marin - State of California

PARCEL ONE

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

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

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

PARCEL TWO

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

Exhibit A

Exhibit A

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

Exhibit A

84058580

Exhibit A

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

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

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

Exhibit A

84058580

Exhibit B

1. Any change in the southerly boundary line by reason of its being the line of San Gregorio Creek which is a meander line, subject to cahnge by slow and natural means.

2. Agreements for boundary lines

Recorded	:	January 18, 1927
Book	:	112 of Official Records at pages 47 and 49
Affects	:	Parcel Two

3. Easement, 10 feet wide, granted to Bolinas Public Utility District

For	:	Pipeline purposes
Recorded	:	July 20, 1927
Book	:	122 of Official Records at page 351

4. Easement granted to Pacific Telephone and Telegraph Company

For	:	Wires/cables
Recorded	:	July 14, 1950
Book	:	658 of Official Records at page 13
Affects	:	Portion

5. Easement granted to Pacific Gas and Electric Company

For	:	line of poles
Recorded	:	October 6, 1950
Book	:	661 of Official Records at page 311
Affects	:	Portion

6. Easement granted to Bolinas Beach Public Utility District

For	:	Water pipeline purposes
Recorded	:	December 16, 1952
Book	:	780 of Official Records at page 286
Affects	:	Portion

Exhibit B

Exhibit C

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

16. That use by the Vendors of the land, buildings, and improvements reserved hereby is subject to the right of the Director or his representative to establish trails, roads, and other improvements and betterments over, upon or through said premises, and further to the use by travelers and others of such roads and trails as well as of those already existing; provided that in exercising such right the United States will refrain from materially interfering with or preventing use of the land by the Vendors for the purpose intended under this reservation.

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

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

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

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

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

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

R 058580

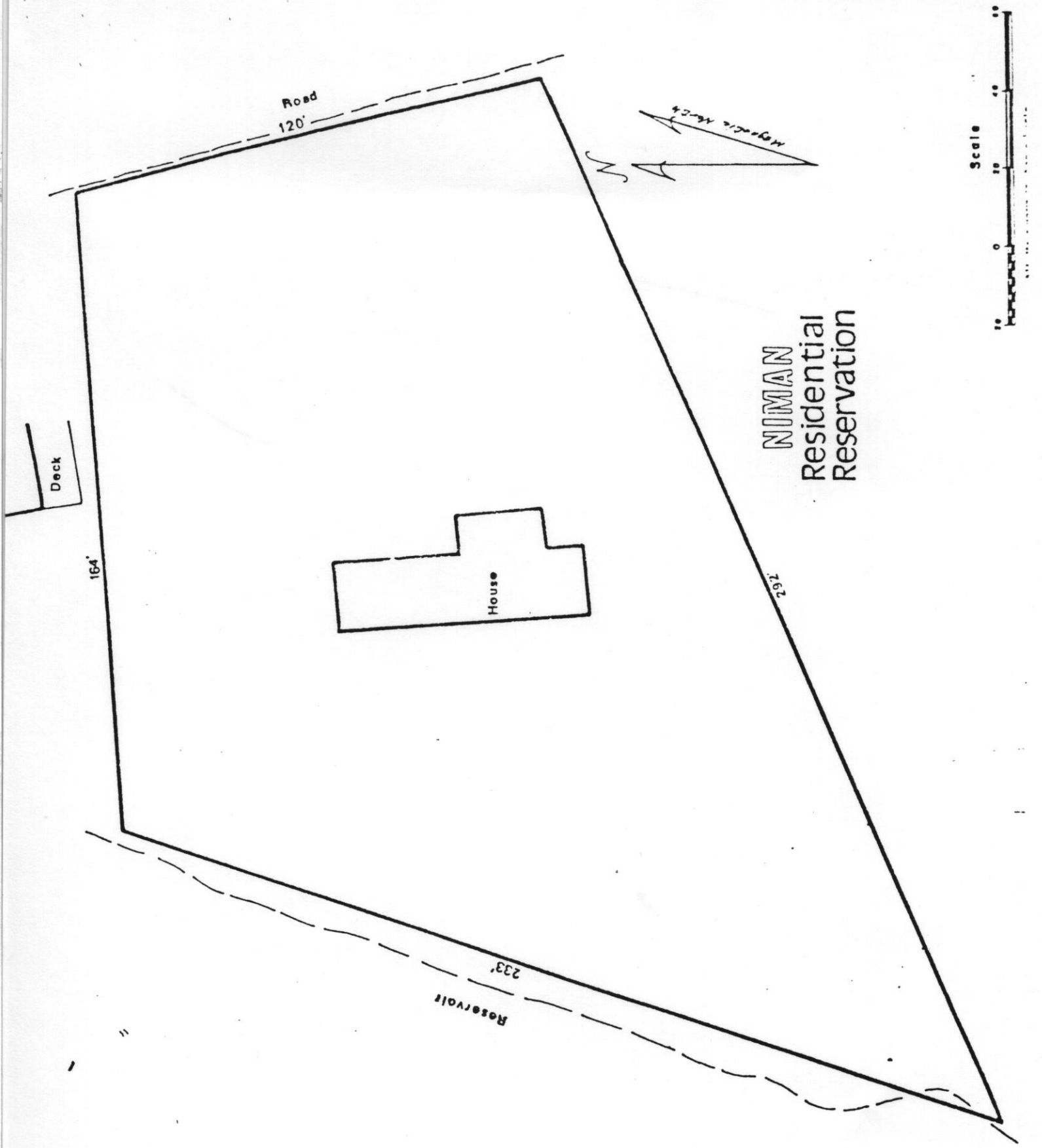


Exhibit D

84058580

SCHELL Residential Reservation

Barn

All Measurements Approximate

0 20 40

N

181'

House

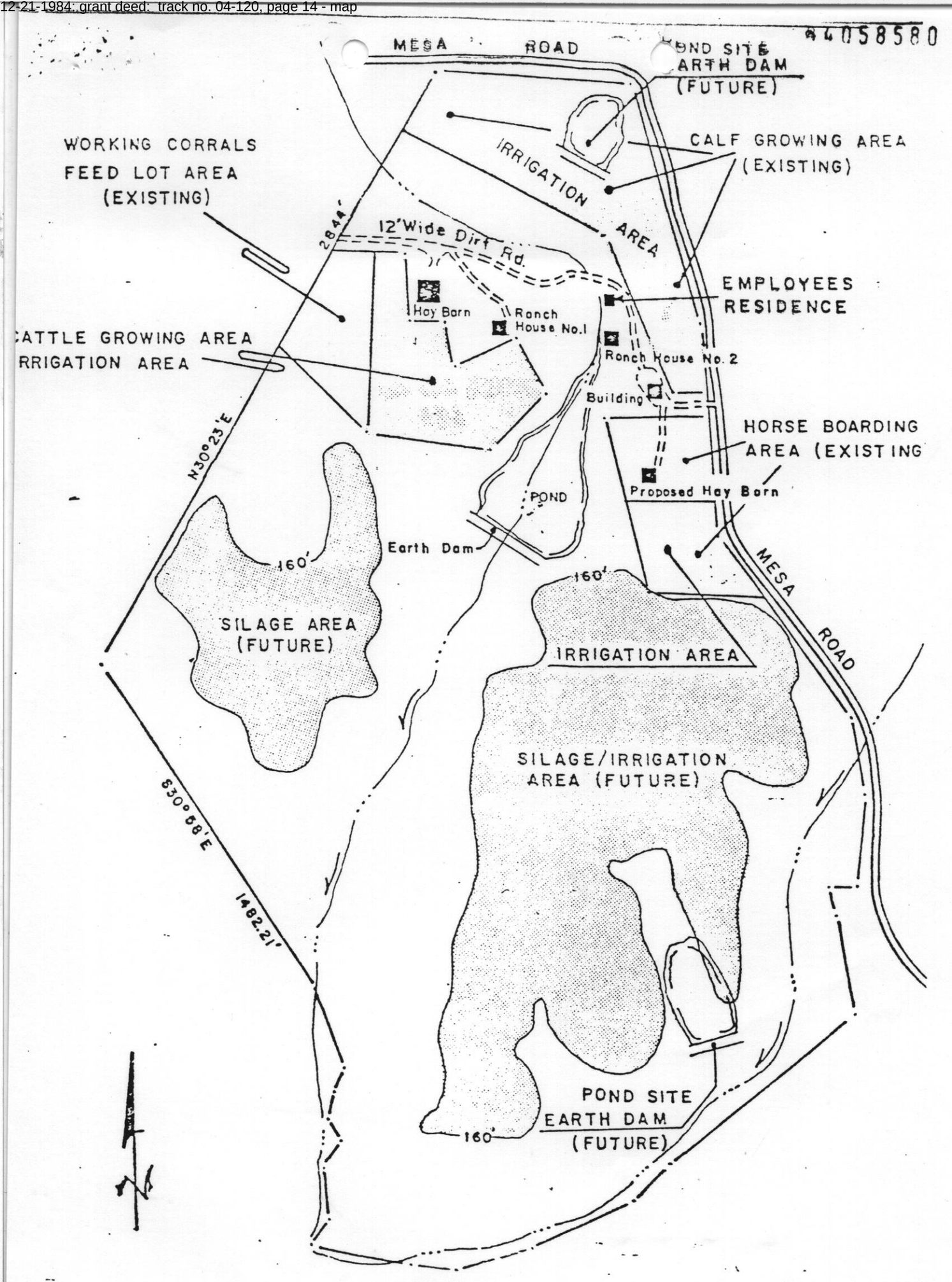
Garage

342'

Studio

Exhibit D

84058580



UNITED STATES DEPARTMENT OF THE INTERIOR - NATIONAL PARK SERVICE

OUNTY	MARIN
STATE	CALIFORNIA
VESTERN	REGIONAL OFFICE

	BY	DATE
DRAWN	Wm S.	9 21 84
CHECKED		
APPROVED		

NIMAN – SCHELL RANCH

SITE PLAN

AREA 206.05

POINT REYES NAT. S
TRACT NO. 04-120

EXHIBIT "E"

07-09-1984: memorandum to chief, division of land resources, western region from chief appraiser, western region regarding appraisal review, tract 04-120

United States Department of the Interior

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

IN REPLY REFER TO:

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

July 9, 1984

Memorandum

To: Chief, Division of ~~Land Resources~~, Western Region

From: Chief Appraiser, Western Region

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

The subject property reported salient facts and opinions are:

Date of Value	February 6, 1984
Fair Market Value	$1,300,000.00
Allocated Values	Land @ $665,000.00
	Imps @ $635,000.00
Additional allocations:	
One S.F. site (14.97 Ac)	Land @ $165,000
Acreage (191± Ac) (2 sites)	Land @ $500,000
3 houses	325,000
Barns & Misc. Imps.	167,500
Water/Reservoir (40 ± acre feet)	142,500
	$1,300,000
Size	205.97 acres
Zoning	CAPZ - 60
Highest and Best Use	Estate Residential, three units combined with agricultural and equestrian related use.
Appraiser	Arthur E. Gimmy, M.A.I.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Jack D. MacDonald

Just compensation established by [illegible] dated 7/10/84
at $ 1,300,000

MIS logged by [illegible] dated JUL 10 1984

07-09-1984: vendor's (seller/owner) certificate of possession

UNITED STATES DEPARTMENT OF THE INTERIOR

NATIONAL PARK SERVICE, WESTERN REGION

AREA: POINT REYES N.S. COUNTY: MARIN
OWNER: NIMAN/SCHELL STATE: CALIFORNIA
TRACT: 04-120

VENDOR'S (SELLER/OWNER) CERTIFICATE OF POSSESSION

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

1. No work/labor has been performed nor have any materials been furnished in connection with new structures, improvements, repairs or additions on the premises, which would entitle any person to a mechanic's lien under applicable law.

2. There is no evidence nor information of which we are aware showing or tending to show that any person had or has any rights of possession or other interest in said premises adverse to the rights of the Owner(s) or of the United States of America, except such as are disclosed by the public records, or which is set out below.

3. There is no outstanding unrecorded deed, mortgage, lien lease, contract, or other instrument adversely affecting the title to said premises.

4. There is no known evidence whatever of any vested or accrued water rights for mining, agricultural, manufacturing, or other purpose; nor possessory rights owned or claimed by any third party under any reservation contained in any patent or patents, issued heretofore by the United States for said land.

5. No appurtenant water right permit, license, or application exists for this property.

6. [X] The premises are wholly unoccupied/used and vacant with regard to third parties. (If this is not the case, do not mark the box and submit on a separate sheet tenant at will/lessee's name(s), address, telephone number, marital status and the nature of the use/occupancy.

WITNESSES:

OWNERS:

William E. Niman

Orville H. Schell, III

Michael M. Goodman by William E. Niman his attorney in fact

MICHAEL M. GOODMAN

Marjorie J. Goodman by William E. Niman her attorney in fact

MARJORIE J. GOODMAN

12-21-1984: grant deed: tract no. 04-120

84058580

RECORDED AT REQUEST OF
FIDELITY NATL.
TITLE

1984 DEC 21 AM 8:00

OFFICIAL RECORDS
MARIN COUNTY CALIFORNIA
W. BRUCE SHAFER

17.00

After Recording Return to:

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

AREA: POINT REYES N. S.

TRACT NO.: 04-120

GRANT DEED

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

* and MICHAEL M. GOODMAN & MARJORIE J. GOODMAN, Husband and Wife

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

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

FOR THE NATIONAL PARK SERVICE

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

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

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

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

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

84058580

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

EXECUTED this 19 day of December, 1984.

Orville H. Schell III
Signature

William E. Niman
Signature

Michael M. Goodman by William E. Niman his attorney in fact
Signature

Marjorie J. Goodman by William E. Niman her attorney in fact.
Signature

County of Marin)
) ss.
State of California)

On this 19 day of December, 1984, Diana M. V. Johnson, A Notary Public in and for said County and State, residing therein, duly commissioned and sworn, personally appeared William E. Niman & Orville H. Schell III known to me (or proved to me on the basis of satisfactory evidence) to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

DIANA M. V. JOHNSON
NOTARY PUBLIC
FRESNO COUNTY, CALIFORNIA
My Commission Expires Sep. 26, 1986

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

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

TITLE INSURANCE AND TRUST
A TICOR COMPANY

STAPLE HERE

STATE OF CALIFORNIA
COUNTY OF Marin } ss.

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

Signature Diana M. V. Johnson

DIANA M. V. JOHNSON
NOTARY PUBLIC
FRESNO COUNTY, CALIFORNIA
My Commission Expires Sep 26, 1986

(This area for official notarial seal)

07 OTHER

Point Reyes National Seashore

UNNAMED STREAM (A025504)

Other Supporting Information

03-29-1995: memorandum to superintendent from chief, water rights branch regarding license 13112 for diversion and use of water of an unnamed stream in marin county

United States Department of the Interior

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

IN REPLY REFER TO:

March 29, 1995

L54(479)
PORE\Water Rights

Memorandum

To: Superintendent, Point Reyes National Seashore

From: Chief, Water Rights Branch

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

Please find attached a copy of the above-captioned License for Diversion and Use of Water.

Original copies will be retained in the NPS's water right docket PORE-0013.

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

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

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

May 25, 1993

L54(479)
PORE/Water Rights

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

Re: Request for License, Permit 18061 (Application 25504)

Dear Mr. Wright:

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

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

Sincerely,

Owen R. Williams
Chief, Water Rights Branch

Enclosures

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

bcc: Docket PORE - 0013 (w/enclosures)

12-04-1989: letter to chief, investigation and compliance section from chief, water rights branch regarding program report by permittee, permit no. 013061

BZL H.

December 4, 1989

154(479)
PORE

Mr. Glenn K. Mork
Chief, Investigation and Compliance Section
State Water Resources Control Board
Division of Water Rights
P.O. Box 2000
Sacramento, CA 95810

Re: Progress Report by Permittee, Permit 013061

Dear Mr. Mork:

We have enclosed the Progress Report by Permittee for Permit 013061 for 1988.

If you have any questions please contact me or Bill Hansen at (303) 221-8301

or (303) 221-8333, respectively.

Owen Williams

Owen R. Williams
Chief, Water Rights Branch

Enclosure

bcc: PORE - Shook

PNP:BHANSEN:jr:221-8333:12/05/89:WANG #842

United States Department of the Interior
NATIONAL PARK SERVICE
WESTERN REGION
450 GOLDEN GATE AVENUE, BOX 36063
SAN FRANCISCO, CALIFORNIA 94102

IN REPLY REFER TO:

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

March 12, 1987

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

Gentlemen:

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

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

Sincerely,

John D. Cherry
Associate Regional Director
Resource Management and Planning

Enclosures

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

03-12-1987: order for supplies or services

RE: WASO WRD, Ft. Collins S. Ponce

ORDER FOR SUPPLIES OR SERVICES

PAGE 1 OF PAGES

IMPORTANT: Mark all packages and papers with contract and/or order numbers.

1. DATE OF ORDER	2. CONTRACT NO. (If any)	3. ORDER NO.	4. REQUISITION/REFERENCE NO.
March 5, 1987	State Agency	PX 1299-7-0564	87-39

5. ISSUING OFFICE (Address correspondence to)
National Park Service RMR-AC
655 Parfet Street P. O. Box 25287
Denver, Colorado 80225

6. SHIP TO: (Consignee and address, ZIP Code)
National Park Service
Water Resources Division
301 South Howes, Room 335
Ft. Collins, CO 80521

SHIP VIA: best way

7. TO: CONTRACTOR (Name, address and ZIP Code)

STATE OF CALIFORNIA
WATER RESOURCES CONTROL BOARD
Division of Water Rights,
P. O. Box 2000
Sacramento, CA 95810

ATTN: Larry Ataway

8. TYPE OF ORDER

☐ A. PURCHASE — Reference your _____

Please furnish the following on the terms and conditions specified on both sides of this order and on the attached sheets, if any, including delivery as indicated. This purchase is negotiated under authority of:

☒ B. DELIVERY — Except for billing instructions on the reverse, this delivery order is subject to instructions contained on this side only of this form and is issued subject to the terms and conditions of the above-numbered contract.

9. ACCOUNTING AND APPROPRIATION DATA
1292-2004-414 - N 2500 (39N) ✓

10. REQUISITIONING OFFICE

11. BUSINESS CLASSIFICATION (Check appropriate box(es))

☐ SMALL ☒ OTHER THAN SMALL ☐ DISADVANTAGED ☐ WOMEN-OWNED

12. F.O.B. POINT	14. GOVERNMENT B/L NO.	15. DELIVER TO F.O.B. POINT ON OR BEFORE (Date)	16. DISCOUNT TERMS
destination	N/A	CONFIRMING	net

13. PLACE OF INSPECTION AND ACCEPTANCE

17. SCHEDULE (See reverse for Rejections)

ITEM NO. (A)	SUPPLIES OR SERVICES (B)	QUANTITY ORDERED (C)	UNIT (D)	UNIT PRICE (E)	AMOUNT (F)	QUANTITY ACCEPTED (G)
	+CONFIRMING ORDER:: DO NOT DUPLICATE					
1.	Filing fee for amendment to appropriate additional water, WATER RIGHT APPLICATION #25504, Point Reyes National Seashore, AWR #12 Forms send under separate cover on 2/20/87. Note: Send invoice to address in Block #21.	1	ea	$100.00	$100.00	

18. SHIPPING POINT	19. GROSS SHIPPING WEIGHT	20. INVOICE NO.		17(H). TOT. (Cont. pages)

SEE BILLING INSTRUCTIONS ON REVERSE

21. MAIL INVOICE TO: (Include ZIP Code)
National Park Service RMR-AFP
P. O. Box 25287, Denver, Colorado 80225

$100.00 — 17(I). GRAND TOTAL

22. UNITED STATES OF AMERICA BY (Signature) ▶

23. NAME (Typed)
Keith H. Warner (303) 236-4662
TITLE: CONTRACTING/ORDERING OFFICER

NSN 7540-01-152-8083 50347-101

OPTIONAL FORM 347 (10-83)
Prescribed by GSA
FAR (48 CFR) 53.213(e)

PURCHASE ORDER TERMS AND CONDITIONS

52.252-2. CLAUSES INCORPORATED BY REFERENCE (Apr 84).—This contract incorporates the following clauses by reference with the same force and effect as if they were given in full text. Upon request the Contracting Officer will make their full text available:

FEDERAL ACQUISITION REGULATION (48 CFR CHAPTER 1) CLAUSES

52.203-1	Officials Not to Benefit (Apr 84)
52.203-3	Gratuities (Apr 84)
52.203-4	Covenant Against Contingent Fees (Apr 84)
52.212-9	Variation in Quantity (Apr 84) (In the preceding clause, the permissible variations are stated in the schedule)
52.222-3	Convict Labor (Apr 84)
52.222-4	Contract Work Hours and Safety Standards Act—Overtime Compensation—General (Apr 84)
52.222-26	Equal Opportunity (Apr 84)
52.222-36	Affirmative Action for Handicapped Workers (Apr 84)
52.222-40	Service Contract Act of 1965—Contracts of $2500 or Less (Apr 84)
52.222-41	Service Contract Act of 1965 (Apr 84)
52.225-3	Buy American Act—Supplies (Apr 84)
52.232-1	Payments (Apr 84)
52.232-8	Discounts for Prompt Payment (Apr 84) (With Alternate 1)
52.233-1	Disputes (Apr 84)
52.243-1	Changes — Fixed Price (Apr 84)
52.249-1	Termination for Convenience of the Government (Fixed Price) (Short Form) (Apr 84)

NOTE.—If desired, this order (or a copy thereof) may be used by the Contractor as the Contractor's invoice, instead of a separate invoice, provided the following statement, (signed and dated) is on (or attached to) the order: "Payment is requested in the amount of $_____. No other invoice will be submitted." However, if the Contractor wishes to submit an invoice, the following information must be provided: contract number (if any), order number, item number(s), description of supplies or services, sizes, quantities, unit prices, and extended totals. Prepaid shipping costs will be indicated as a separate item on the invoice. Where shipping costs exceed $10 (except for parcel post), the billing must be supported by a bill of lading or receipt. When several orders are invoiced to an ordering activity during the same billing period, consolidated periodic billings are encouraged.

RECEIVING REPORT

Quantity in the "Quantity Accepted" column on the face of this order has been: ☑ inspected, ☑ accepted, ☑ received by me and conforms to contract. Items listed below have been rejected for the reasons indicated.

SHIPMENT NUMBER	PARTIAL		DATE RECEIVED	SIGNATURE OF AUTHORIZED U.S. GOV'T. REP.	DATE
	FINAL		3-11-87		3-11-87
TOTAL CONTAINERS	GROSS WEIGHT		RECEIVED AT	TITLE	
	✓		[illegible]	[illegible]	

REPORT OF REJECTIONS

ITEM NO.	SUPPLIES OR SERVICES	UNIT	QUANTITY REJECTED	REASON FOR REJECTION

☆U.S. GOVERNMENT PRINTING OFFICE: 1986-496-946/5030

Form D-1
(Rev. 4-56)

U ED STATES
DEPARTMENT OF THE INTERIOR

Page 1 of ____ Pages ____

REQUISITION

Requisition Number 87-39

Date 2/9/87

To
Procurement & Contracts
RMRO, 655 Parfet Street, P.O. Box 25287
Denver, CO 80225

Bureau or Office
Water Resources Division
Ft. Collins, CO 80521

Appropriation and Allotment or Project No.
1292-2004-414

Charge shipping costs to

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

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

ITEM OR FORM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	AMOUNT
1	Filing fee for amendment to appropriate additional water, Water Right Application #25504, Point Reyes National Seashore, ANR #12	1	ea	100.00	100.00

Gloria,

When assigning PO#, please notify Gerry Wittuck of course. Thank you.

For Use When Additional Approval Is Required

Bureau Officer

(Signature) (Date)

Title

Requisitioned by (Signature)

Title Chief, Water Rights Branch

Approved by (Signature)

Title Chief, Water Resources Division

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

Form DI-1
(Rev. 4-56)

UNITED STATES
DEPARTMENT OF THE INTERIOR

Page 1 of _____ Pages _____

REQUISITION

Requisition Number: 87-40

Date: 2/9/87

To: Procurement & Contracts
RMRO, 655 Parfet Street, P.O. Box 25247
Denver, CO 80225

Bureau or Office: Water Resources Division
Ft. Collins, CO 80521

Appropriation and Allotment or Project No.: 1292-2004-414

Charge shipping costs to:

Vendor:
State of California
Water Resources Control Board
Division of Water Rights, Attn: Dave Cornelius
901 P Street, P.O. Box 2000
Sacramento, CA 95810

Deliver to: Water Resources Division
National Park Service
301 S. Howes, Rm 333
Ft. Collins, CO 80521

ITEM OR FORM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	AMOUNT
1	Filing fee for extension of time, Permit 18061, Water Right Application #25504, Point Reyes National Seashore ANR #12	1	ea	50.00	50.00
	* Gloria, When assigning POs, please notify Gerry Wittich of Comm'n. Thank you.				

For Use When Additional Approval Is Required

Bureau Officer

(Signature) (Date)

Title

Requisitioned by (Signature)

Title Chief, Water Rights Branch

Approved by (Signature)

Title Chief, Water Resources Division

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

03-02-1967: memorandum to associate director, resource management from acting chief, water resources division regarding transmittal of draft memorandum regarding water rights application 25504

March 2, 1987

L54 (479)
Water Rights FORT/AWB#12
Application 25504; Permit 1806 - William Niman

Memorandum

To: Associate Director, Resource Management and Planning

From: Acting Chief, Water Resources Division

Subject: Transmittal of draft memorandum regarding Water Rights Application 25504 and Permit 1806 - William Niman

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

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

Stanley L. Ponce

Stanley L. Ponce

Attachments

cc: Chief, Water Rights Branch

FNP:GWITUCKI:grz:3/2/87:E:2020GW.MM1

03-02-1967: letter to state water resources control board from associate regional director regarding required forms for application 25504 to cover excess storage capacity

March 2, 1987

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

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

Gentlemen:

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

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

Sincerely,

John D. Cherry
Associate Regional Director

Enclosure

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

03-02-1987: To: California State Water Resources Control Board; From: Associate Regional Director; Subject: Forms for the "Petition for Extension of time"

March 2, 1987

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

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

Gentlemen:

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

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

Sincerely,

John D. Cherry
Associate Regional Director

Enclosures

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

February 6, 1987

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

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

Gentlemen:

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

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

Sincerely,

John D. Cherry
Associate Regional Director

Enclosures

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

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

10-20-1987: check to the state water resources control board: application for request to use excess storage water

NIMAN-SCHELL RANCH
PH. 415-868-1208 PH. 415-868-0961
BOX 56, OVERLOOK ROAD
BOLINAS, CA 94924

EXPLANATION	AMOUNT	
Application for right to use excess storage water	100	—

0453

90-7106
3211

PAY AMOUNT OF One hundred DOLLARS

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

CHECK AMOUNT $ 100.—

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

W. L. & A

⑈000453⑈ ⑆321171061⑆ 06160006870⑈

DELUXE

01-20-1987: memorandum to hydrologist from chief regarding water rights associated with the niman and schell residential reservations

Stanley L. Ponce

SP

January 20, 1987

To: Gerard Witucki, Hydrologist
Water Services Branch

From: Stan Ponce, Chief
Water Rights Branch

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

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

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

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

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

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

Stanley L. Ponce

Stanley L. Ponce

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

00-00-0000: narrative of terms and conditions: exhibit c, for the purpose of pasturing beef cattle, horses or sheep and for single family noncommercial residential purposes

84058580

NPS Attn G. Witucki
301 So. Howes St.
Room 343
Ft. Collins CO 80521

Exhibit C

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

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

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

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

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

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

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

00-00-0000: narrative of terms and conditions: exhibit c, for the purpose of pasturing beef cattle, horses or sheep and for single family noncommercial residential purposes

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

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

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

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

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

00-00-0000: narrative of terms and conditions: exhibit c, for the purpose of pasturing beef cattle, horses or sheep and for single family noncommercial residential purposes .

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

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

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

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

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

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

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

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

00-00-0000: narrative of terms and conditions: exhibit c, for the purpose of pasturing beef cattle, horses or sheep and for single family noncommercial residential purposes

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

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

16. That use by the Vendors of the land, buildings, and improvements reserved hereby is subject to the right of the Director or his representative to establish trails, roads, and other improvements and betterments over, upon or through said premises, and further to the use by travelers and others of such roads and trails as well as of those already existing; provided that in exercising such right the United States will refrain from materially interfering with or preventing use of the land by the Vendors for the purpose intended under this reservation.

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

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

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

00-00-0000: narrative of terms and conditions: exhibit c; for the purpose of pasturing beef cattle, horses or sheep and for single family noncommercial residential purposes

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

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

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

00-00-0000: map of exhibit d: niman residential reservation

84058580

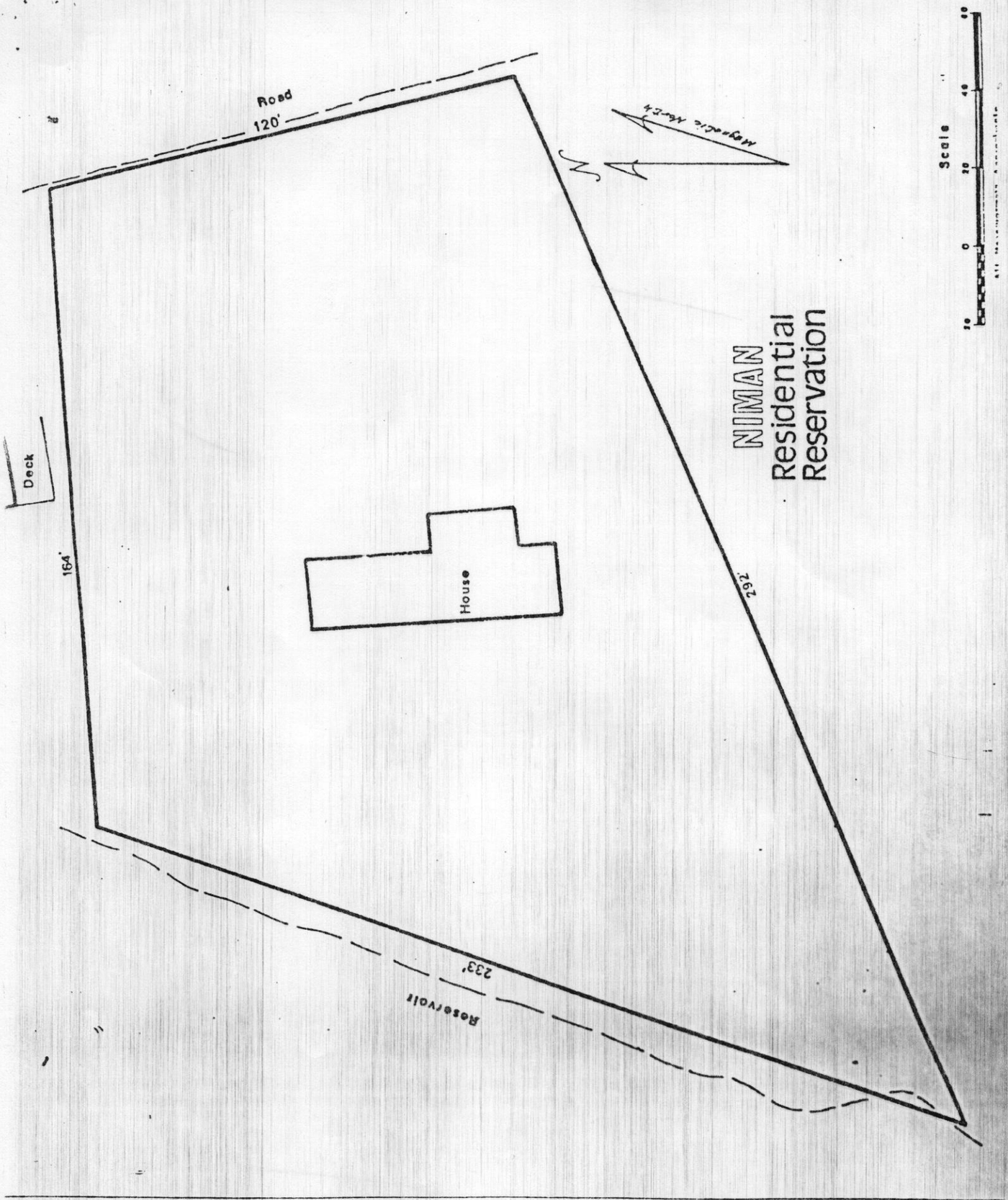
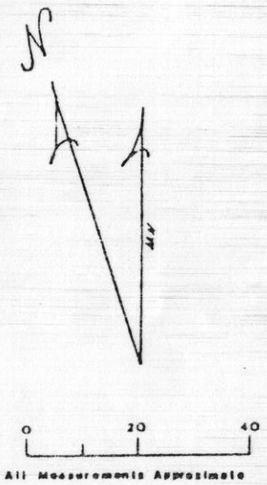


Exhibit D

18'2

8405858O

SCHELL Residential Reservation



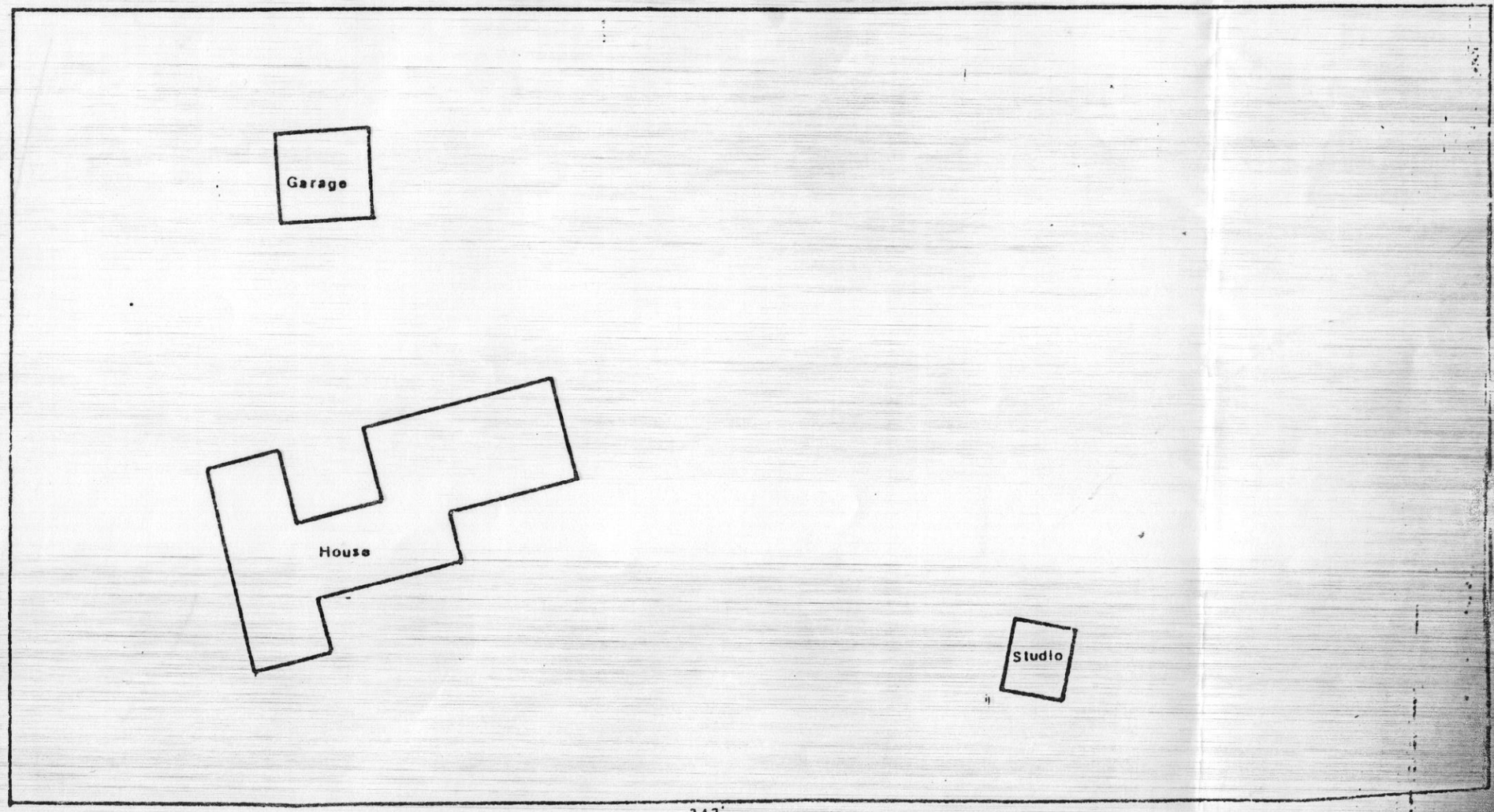
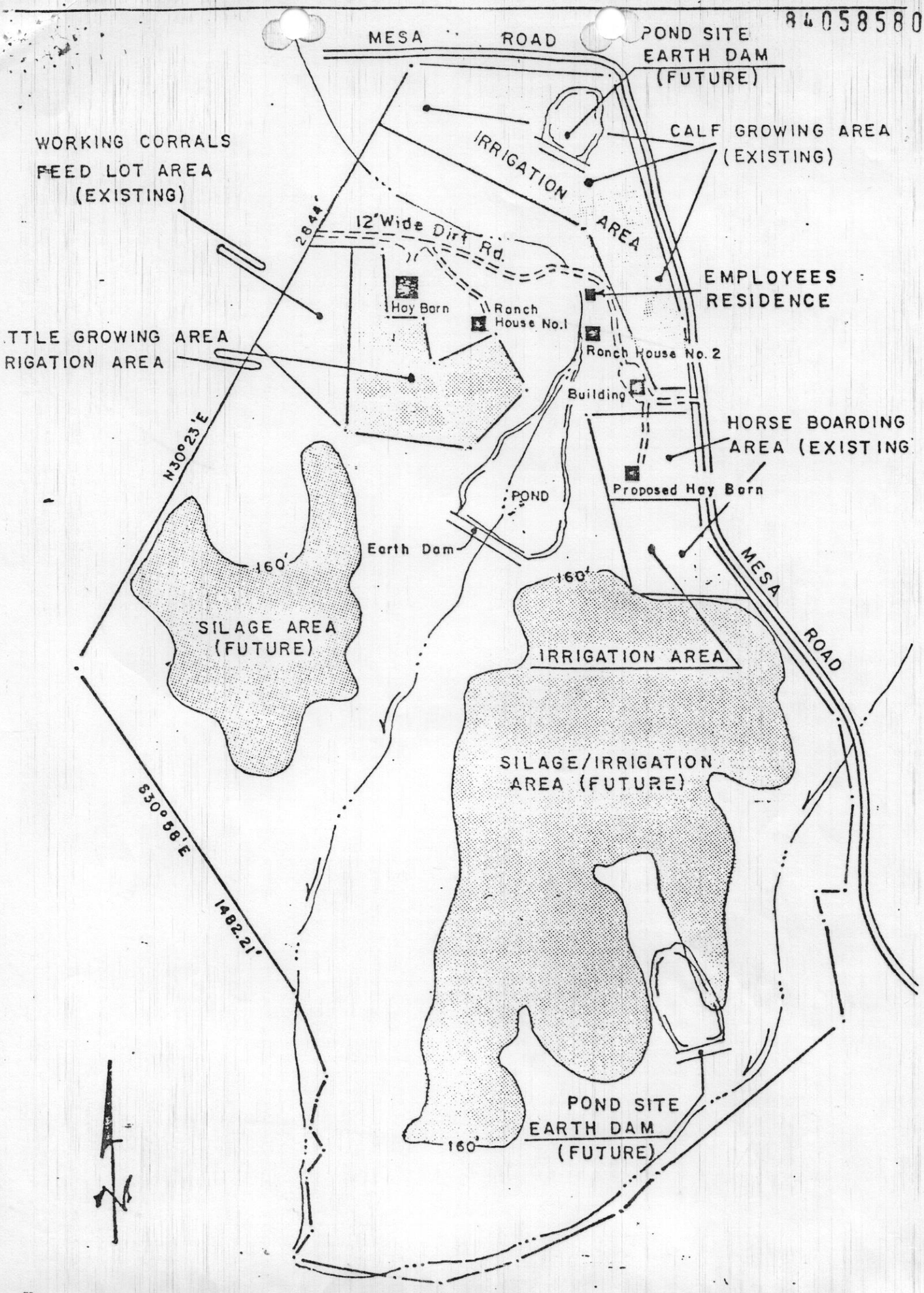


Exhibit D

00-00-0000: map of exhibit d: schell residential reservation

09-21-1984: map of exhibit e; niman-schell ranch

84058580



UNITED STATES DEPARTMENT OF THE INTERIOR - NATIONAL PARK SERVICE

UNTY	MARIN
ATE	CALIFORNIA
STERN	REGIONAL OFFICE

	BY	DATE
AWN	Lin S.	9 21 84
ECKED		
ROVED		

NIMAN – SCHELL RANCH

SITE PLAN

AREA	206.05

POINT REYES NAT. S
TRACT NO. 04-120

EXHIBIT "E"

OWNER'S CERTIFICATE

The undersigned are the only persons having any record title interest in the land subdivided and shown on this map, do hereby consent to the preparation and recordation of this map, and are all who are necessary to pass clear title to the land subdivided and shown hereon.

Signed: William E. Niman a single man

Signed: Orville H. Schell III a single man

BASIS OF BEARINGS

found Std. County Monuments, Per 11-03-98, as N 29° 47' 46" W 448.534

calculated line S 60° 36' 04" E 150.25 (from data on 11-03-98)

Part of PARCEL 2, (as surveyed by this map, remainder of 3263-0.8.-172 191 Ac ±

"Parcel 2 may not be subdivided into more than 2 Building Sites"

35' MESA ROAD (per 8265-98)

South corner (per 8265-98)

Found Rebar & cap on line accepted same as marking the westerly line of Mesa Road per 11-03-98

(continuing Road 1954-08-16)

Lands of Anderson 2213-0.8.-582

this point fixed by holding 1954-08-16 tie to U.S.A. monument at Cedar Road and Mesa Road - true data on 11-03-98 for calculations of the preceding said 2" I.P. and true data in 1954-08-16 as carried from said 1" I.P.

N 44° 12' W (194.56)

S 87° 51' W (true 348.063' (348.0))

Lands of U.S.A. 3654-0.8.-459

Lands of Mesa Ranch 2530-0.8.-482

Ties all points shown on traverse lines are 3/4" iron Pipes tagged L.S. 2897 unless shown thus ●

PARCEL 1

14.974 Ac.

"Parcel 1 is not a residential Building Site"

Part of Parcel 1

this point fixed by holding calculated position from 3" I.P. monument at corner of Mesa and Cedar Roads 43 Shown on: 3-PM-87

Set 3/4" iron pipe tagged L.S. 2897 large rock 5' Diameter the rock is not truly circular, and in fact bulges some what as shown hereon.

S 29° 53' 35" E 449.61

Set 3/4" Iron pipe tagged L.S. 2897

S 34° 54' 40" E 448.689 calc.

Set 3/4" Iron pipe tagged L.S. 2897

Property line per 1-03-98 is believed to reflect the intent of the boundary lines established in 1954-08-16 and 1956-08-49

NOTE: Property lines are not to be established from this survey map.

PARCEL 2 3-P.M.-87

NOTE A: Any sale or transfer of PARCEL 1, hereon, shall include the right to draw water from, and an easement to construct and maintain a water line for the transmission thereof, over, across and through PARCEL 2 from the existing reservoir on PARCEL 2 to PARCEL 1. The terms and conditions of the foregoing statement to be defined by agreement at the time of sale or transfer of Parcel 1.

NOTARY ACKNOWLEDGEMENT

State of California } S.S.
County of Marin }

DWIGHT E. BUFFORD NOTARY PUBLIC CALIFORNIA

On this 12 day of MAY 1983, before the undersigned a Notary Public in and for said County and State, personally appeared William E. Niman and Orville H. Schell III, personally known to me (or proved to me on the basis of satisfactory evidence) to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed it, as owners.

In witness where of I have hereunto set my hand and affixed my official seal the year and day first above written.

Dwight E. Bufford Marin, Ca — Nov. 28, 1986

Notary Public in and for said County and State — My commission expires

SURVEYOR'S CERTIFICATE

This map was prepared by me or under my direction and is based on a field survey in conformance with the requirements of the Subdivision Map Act and local ordinance at the request of Bill Niman, April 1, 1983. I hereby state that this Parcel Map substantially conforms to the approved or conditionally approved Tentative Map, if any.

All monuments are of the character and occupy or will occupy the positions shown on this map by April 1 1983, that a survey of the property can be retraced from said monuments.

Signed this 15 day of April, 1983

John A. Estes L.S. 2897

JOHN A. ESTES L.S. 2897 STATE OF CALIFORNIA

COUNTY TAX COLLECTOR'S CERTIFICATE

I, the undersigned, on behalf of the Tax Collector of the County of Marin and the Cities therein, State of California, hereby certify that there are no liens for unpaid Taxes, County or City, or special assessments collected as taxes except taxes or special assessments not yet payable against the tract or subdivision of Land shown hereon or any part there of.

Signed this 14 day of Oct. 1983

Tax Collector, County of Marin and the Cities therein, State of California

PLANNING DIRECTOR'S CERTIFICATE

This map is in substantial conformity with the Niman & Schell Division of Land approved May 27, 1981, and may be recorded. Any improvements commented on the Certificate of approval of the Tentative Map are required.

Marin County Planning Director

By: Deputy

COUNTY SURVEYOR'S CERTIFICATE

This map conforms with the requirements of the Subdivision Map Act and Local Ordinance.

Dated: Nov. 18, 1983

Signed:

No. 18652

Thomas E. Rhine County Surveyor

By Deputy

RECORDER'S CERTIFICATE

Filed this 01 day of Dec. 1983 at 1:50 P.M. in Book 21 of PARCEL MAPS at page 66 Serial No. 83-60145 fee 6.00 at the request of the County of Marin

M. Bruce Alpers County Recorder

Alice Lake By Deputy

LOCATION AND SKETCH OF PARCELS 1 AND 2 (see detail of Parcel 1 on this sheet)

Scale 1" = 800'±

PARCEL MAP

LANDS OF NIMAN AND SCHELL, 3263-0.8.-172, IN THE COUNTY OF MARIN, CALIFORNIA (being a portion of Rancho Las Baulines, Bolinas area)

APRIL 1983 SCALE 1" = 100'

ROEMER AND ESTES LS inc. 21 LOCUST, MILL VALLEY, CA.

SURVEY No. 8-1183 A.P. 188-170-18 SHEET 1 OF 1

PORE TROY-12 Item #12 of Schedule "B" Full Title Policy

PUBLIC TROY-12 Item #12 of Schedule "B" FTP

Can 5400

02-28-1985: memorandum to field solicitor from chief regarding request for final title opinion

FRANK 3/1/85
MEREDITH 3/1/85
M.I.S. 3/1/85
EASTERLING
HABERLIN 3/1
LANDS
(Later)
3-6 BB 3/1

United States Department of the Interior

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

IN REPLY REFER TO:

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

February 28, 1985

Memorandum

To: Field Solicitor, San Francisco

From: Chief, Division of Land Resources, Western Region

Subject: Request for Final Title Opinion

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

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

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

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

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

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

(SGD) EDWARD R. HABERLIN

Enclosures

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

The title to the above referenced property is hereby approved this

_____ day of _____, 19____.

_____
Field Solicitor, Department of the Interior,
San Francisco

KNFRANK:knf 02/28/85 556-0258

LIST OF ENCLOSURES
FINAL TITLE OPINION REQUEST

Project: POINT REYES N. S.

Tract No.: 04-120

Vendor: Niman/Schell

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

a. _____

b. _____

c. _____

d. _____

e. _____

01-29-1985: letter to niman-schell ranch from chief, division of land resources regarding nps attempting to acquire all lands with point reyes national seashore by means of a negotiated purchase

United States Department of the Interior

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

IN REPLY REFER TO:

FRANK 1/29/85
MEREDITH 1/29/85
EASTERLING 1-31
HABERLIN 1/31
LANDS (Later) 2-5

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

January 29, 1985

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

Dear Sirs:

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

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

Sincerely,

(SGD) EDWARD R. HABERLIN

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

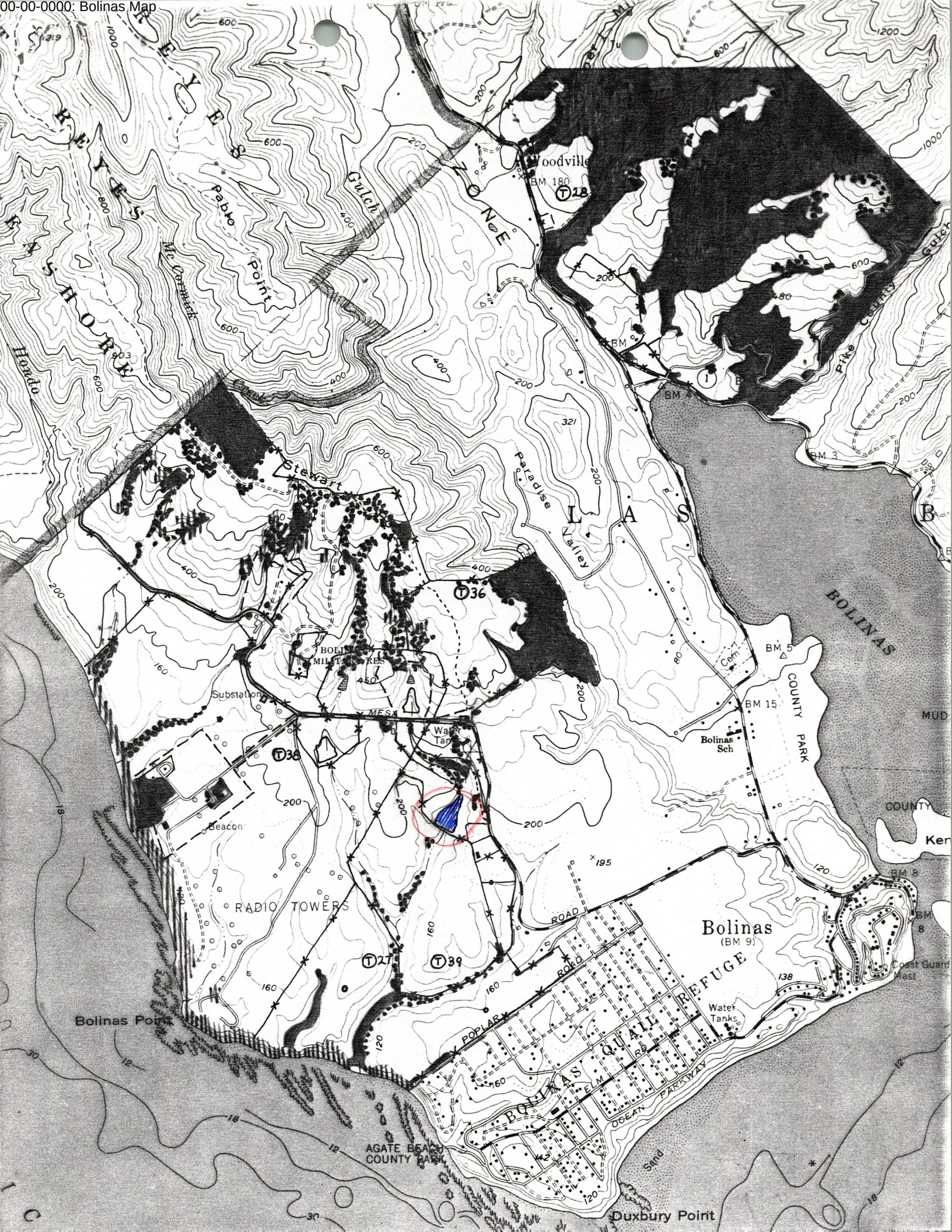
KNFRANK:knf 01/29/85 556-0258

08 MAPMISC

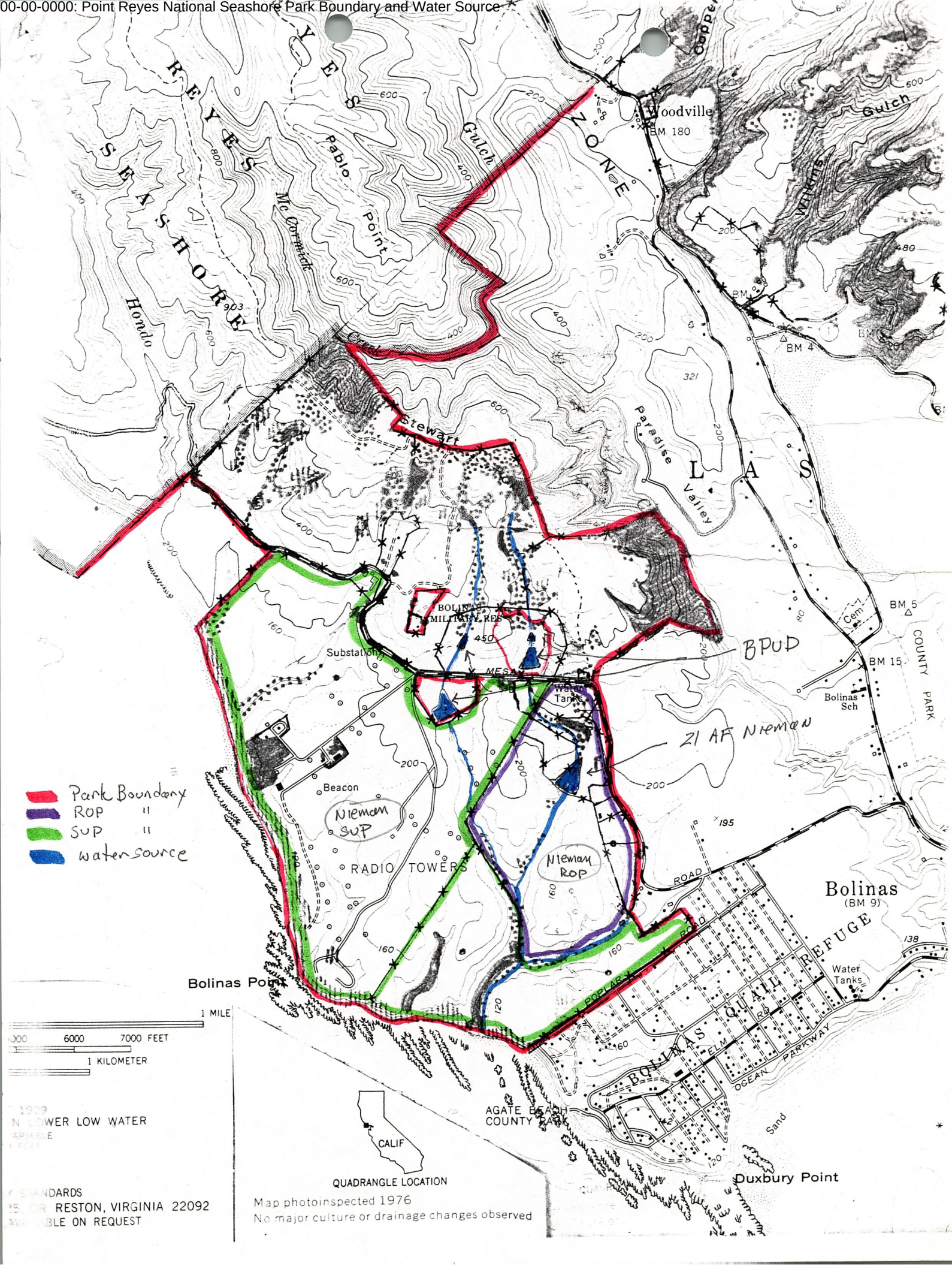
Point Reyes National Seashore

UNNAMED STREAM (A025504)

Maps and Miscellaneous Information


BEYES
BEYES
EASHORE
Pablo
Point
Gulch
Mc Cormick
Hondo
Stewart
ZONE
Woodville
BM 180
T28
Pike County
Gulch
BM 4
BM 3
321
Paradise
Valley
L A S
T36
BOLINAS
MILITARY RES
Substation
MESA
Water Tank
BM 5
Cem
COUNTY PARK
BM 15
Bolinas Sch
MUD
T38
Beacon
RADIO TOWERS
T27
T39
ROAD
Bolinas
(BM 9)
REFUGE
Water Tanks
Coast Guard Mast
BM 8
Bolinas Point
POPLAR
ELM
OCEAN
PARKWAY
AGATE BEACH
COUNTY PARK
Sand
Duxbury Point

00-00-0000: Point Reyes National Seashore Park Boundary and Water Source



06-10-1985: map of plan of reservoir: application 25504; permit 18061

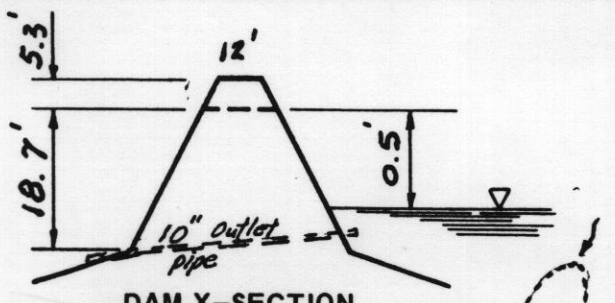
Drawdown - 5'

CAPACITY CALCULATIONS

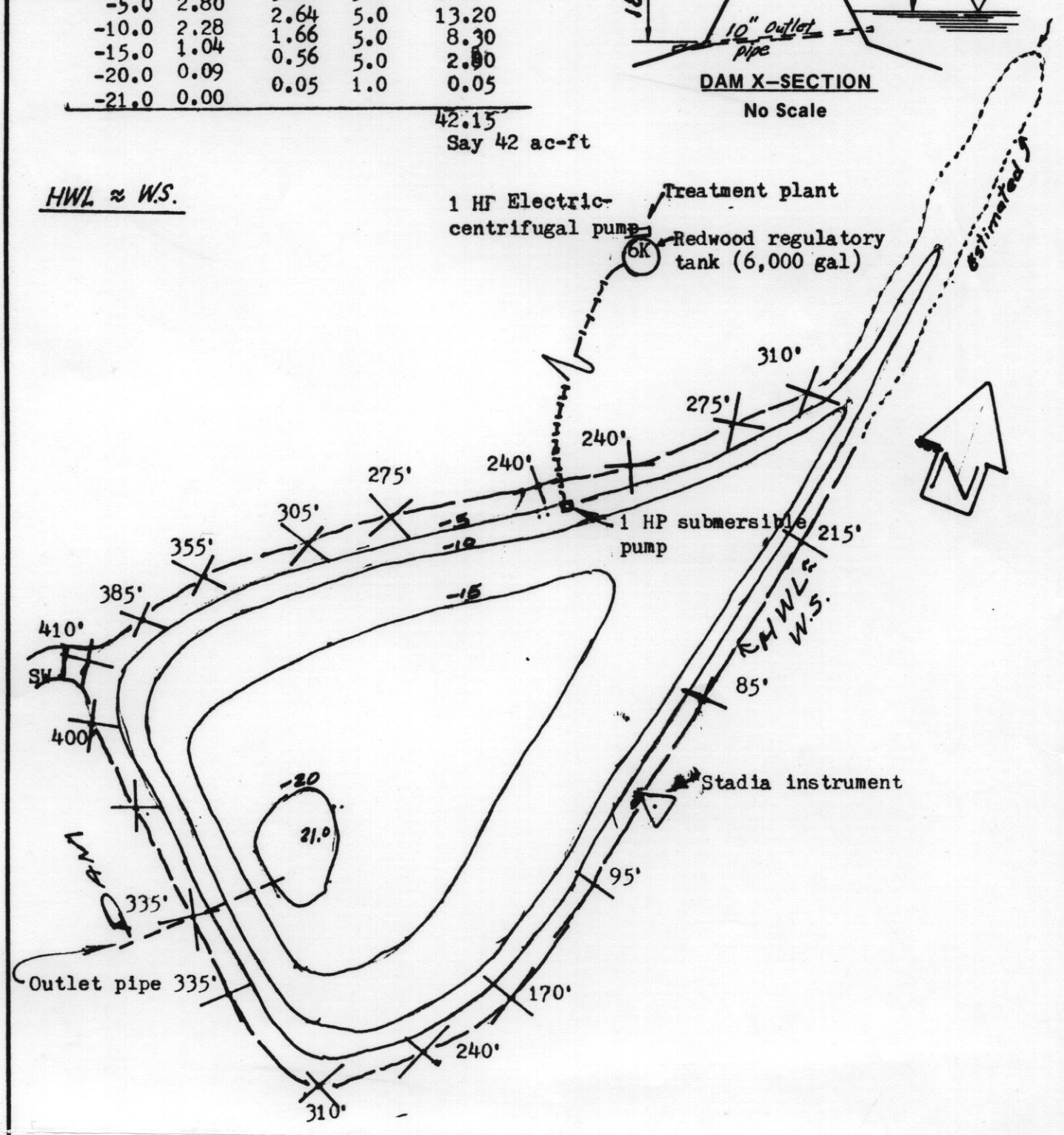
Contour	Area Ac.	Avg.	Int.Ft.	Vol. AF
HWL +0.5	3.60	3.60	0.5	1.8
WS 0.0	3.60	3.20	5.0	16.0
-5.0	2.80	2.64	5.0	13.20
-10.0	2.28	1.66	5.0	8.30
-15.0	1.04	0.56	5.0	2.80
-20.0	0.09	0.05	1.0	0.05
-21.0	0.00			

42.15
Say 42 ac-ft

HWL ≈ W.S.



DAM X-SECTION
No Scale



PLAN of RESERVOIR
Scale 1" = 100'

H.W. O'Leary
Ricardo Tapia

OWNER U.S. Department of the Interior
U.S. Park Service

SOURCE Unnamed Stream trib Pacific Ocean

DIVERSION WITHIN NE 1/4 SE 1/4 OF
Proj. SECTION 23, T. 1N, R. 8W, MD B&M

COUNTY OF Marin

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

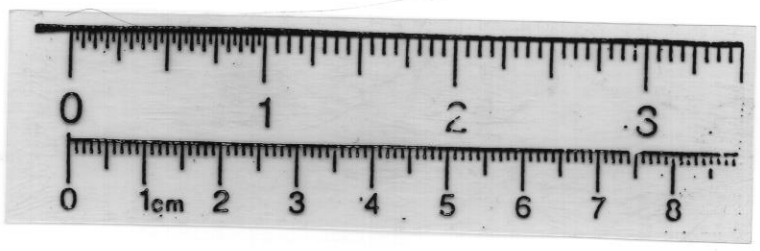
APPLICATION 25504

PERMIT 18061

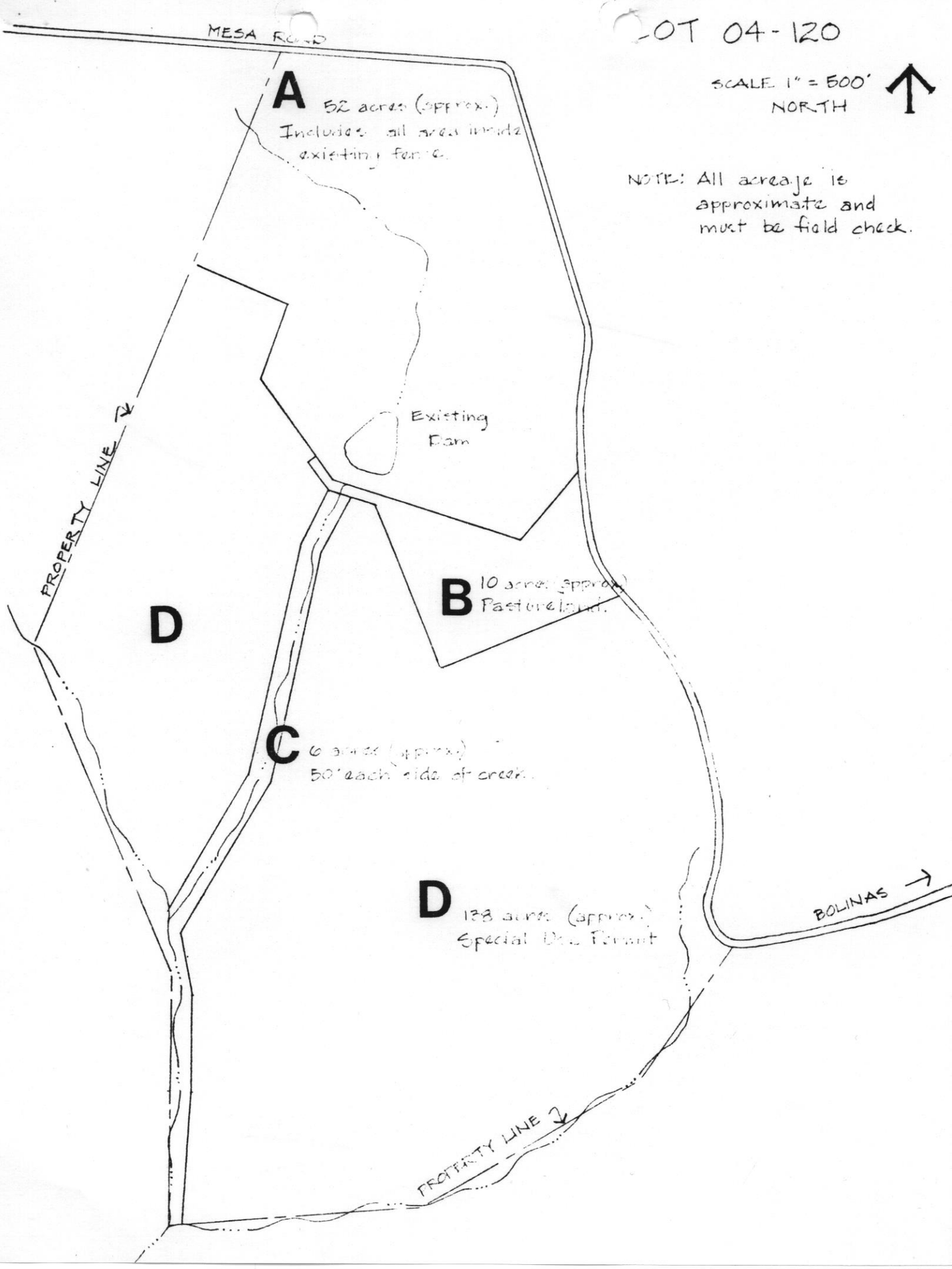
LICENSE

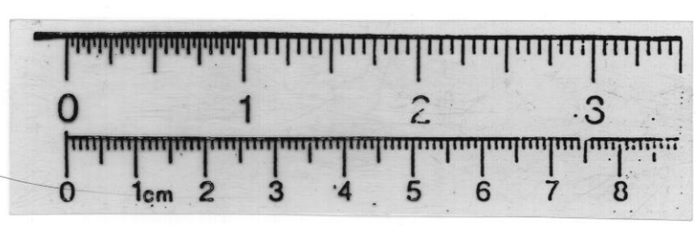
DATE: 6-10-85 | DRAWN:

85 35583



00-00-0000: hand drawn map of property line





Docket Information

Number of Documents in Docket : 132

Documents Dated from : 03-02-1967 to 12-19-2024

Docket Compiled: 3/10/2025