Docket Number: 62

SOUTH KEHOE CREEK (S022980)

Preliminary Docket Information

DOCKET INFORMATION

Compiled by: J. Chafey Date: 4/7/2023

Initial Docket Information Form ☒ Amendment # _____ (2,3,4 ...)

Park Unit: PORE **Docket #:** 62 **Docket Title** Res. ID 1415 - S022980

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 Pending

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: South Kehoe Creek

State: CA
County: Marin

Owner: US National Park Service - Point Reyes National Seashore (As listed by the State)

Application #: S022980 **Date:** 12/12/2012

Permit #: _____ **Date Issued:** _____

License / Certificate #: _____ **Priority Date:** 1950

Ruling/Order/Decree #: _____ **Date Issued:** _____

Quantity: Rate: 3 Duty: _____

Units: ☐ cfs ☐ gpm ☒ afy ☐ other 11/1 - 3/31 Units: ☐ cfs ☐ gpm ☐ afy ☐ other _____

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

POD Name / Location: Res. ID 1415 ☐ Multiple PODs (see water right)

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

Latitude: 38.150108 Longitude: -122.924378

UTM _____ , _____ Datum: NAD27

POU Name / Location: Water use at site of impoundment ☐ 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.

2012 – California State Water Resources Control Board (Board) notified PORE of potential unauthorized diversion and use of water. The purported violations were for stock watering ponds that existed prior to the establishment of PORE located on parcels of lands that were acquired by NPS and continue to be actively ranched. Initial Statements of Water Diversion and Use were prepared and submitted. Subsequent Supplemental Statements of Water Diversion and Use are filed in compliance with Board requirements.

☐ Additional Page(s) Attached

PORE

INITIAL STATEMENT OF WATER DIVERSION AND USE

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

STOCKPOND RIGHTS

The stockpond program was 'sunset' by the Legislature as of December 31, 1997.

Under certain conditions, the owners of stockponds having a capacity of not more than 10 acre-feet as of January 1, 1975 which were constructed prior to 1969 have a valid water right. Prior to January 1, 1975, a right for seasonal storage of water in a reservoir of any kind could be obtained only by appropriating the water through the application-permit-license procedure, and this is still the only way to obtain a water right for stockponds constructed after January 1, 1969 or which are larger than 10 acre-feet. Claims of rights for such stockponds and applications for this certification should be filed with the SWRCB. The priority of the right will be subject to other stockpond water rights on which certificates have been issued by the SWRCB with an earlier priority, to appropriative water rights with an earlier priority, and to riparian rights. The priority of the right will be the date the claim is filed. Ponds which were the subject of water right litigation between private parties prior to January 1, 1974 are excluded.

Before a certificate of validity of the stockpond right is issued, the SWRCB will verify the location of the pond, its capacity, and that it is used primarily for stockwatering purposes. In some cases, a field investigation is necessary. The original certificate will be filed with the SWRCB and will be available for public inspection. A copy of the certificate will be mailed to the owner of the stockpond. So that the records may be reasonably current, a statement of continued existence of the pond and its use for stockwatering will be solicited from the owner as determined by the SWRCB (currently every 10 years). If the water has ceased to be used primarily for stockwatering, the SWRCB may revoke the certificate after notice and an opportunity for hearing.

A reasonably accurate estimate of the capacity of a stockpond of 10 acre-feet or less can be computed by use of the "onethird rule' as follows:

Stockpond capacity in acre-feet = 1/3 height of dam to spillway crest, in feet, multiplied by the surface area of pond when full, in acres.

02 STATE

Point Reyes National Seashore

SOUTH KEHOE CREEK (S022980)

State Water Rights Documentation

[SUMMARY OF FINAL SUBMITTED VERSION]

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FOR REPORTING PERIOD

October 1, 2023 to September 30, 2024

Primary Owner: US National Park Service - Point Reyes National Seashore
Statement Number: S022980
Date Submitted: 02/13/2025

Water is used under	Pending Appropriative Right
Year diversion commenced	1950

Purpose of Use	
Recreational	aaesthetic
Stockwatering	72 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 beneficially used (Acre-Feet)**
2023			
October	0	0	0.25
November	0	0.6	0.25
December	0	0.6	0.25
2024			
January	0	0.6	0.25
February	0	0.6	0.25
March	0	0.6	0.25
April	0	0	0.25
May	0	0	0.25
June	0	0	0.25
July	0	0	0.25
August	0	0	0.25
September	0	0	0.25
Total	0	3	3
Type of Diversion	Diversion to Storage Only		
Comments	Fill & spill stock pond. Amounts reported are estimated based on historical practices.		

Water Diversion Measurement	
Required to measure as of the date this report is submitted	No
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	

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	Diverter of Record

Contact Information of the Person Submitting the Form	
First Name	Kai
Last Name	Nittenberg
Relation to Water Right	Diverter of Record

Information on Certification and Signatory	
Name of Person Signing and Certifying the Report	Kai Nittenberg
Date of Signature	02/13/2025

[SUMMARY OF FINAL SUBMITTED VERSION]

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FOR REPORTING PERIOD

October 1, 2022 to September 30, 2023

Primary Owner: US National Park Service - Point Reyes National Seashore
Statement Number: S022980
Date Submitted: 02/06/2024

Water is used under	Pending Appropriative Right
Year diversion commenced	1950

Purpose of Use	
Recreational	aesthetic
Stockwatering	72 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 beneficially used (Acre-Feet)**
2022			
October	0	0	0.25
November	0	0.6	0.25
December	0	0.6	0.25
2023			
January	0	0.6	0.25
February	0	0.6	0.25
March	0	0.6	0.25
April	0	0	0.25
May	0	0	0.25
June	0	0	0.25
July	0	0	0.25
August	0	0	0.25
September	0	0	0.25
Total	0	3	3
Type of Diversion	Diversion to Storage Only		
Comments	Fill & spill stock pond. Amounts reported are estimated based on historical practices.		

Water Diversion Measurement	
Required to measure as of the date this report is submitted	No
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	

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	Diverter of Record

Contact Information of the Person Submitting the Form	
First Name	Nicolas
Last Name	Anderson
Relation to Water Right	Diverter of Record

Information on Certification and Signatory	
Name of Person Signing and Certifying the Report	Nicolas Anderson
Date of Signature	02/06/2024

[SUMMARY OF FINAL SUBMITTED VERSION]

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FOR REPORTING PERIOD

October 1, 2021 to September 30, 2022

Primary Owner: US National Park Service - Point Reyes National Seashore
Statement Number: S022980
Date Submitted: 02/01/2023

Water is used under	Pending Appropriative Right
Year diversion commenced	1950

Purpose of Use	
Recreational	aesthetic
Stockwatering	72 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 beneficially used (Acre-Feet)**
2021			
October	0	0	0.25
November	0	0.6	0.25
December	0	0.6	0.25
2022			
January	0	0.6	0.25
February	0	0.6	0.25
March	0	0.6	0.25
April	0	0	0.25
May	0	0	0.25
June	0	0	0.25
July	0	0	0.25
August	0	0	0.25
September	0	0	0.25
Total	0	3	3
Type of Diversion	Diversion to Storage Only		
Comments	Fill & spill stock pond. Amounts reported are estimated based on historical practices.		

Water Diversion Measurement	
Required to measure as of the date this report is submitted	No
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	

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
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	02/01/2023

[SUMMARY OF FINAL SUBMITTED VERSION]

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FOR REPORTING PERIOD

NOTE:
The state is transitioning from calendar year (January – December) reporting to water year (October – September) reporting. The period for this report is January 2021 – September 2021.
JFC, WRD-WRB

Primary Owner: US National Park Service - Point Reyes National Seashore
Statement Number: S022980
Date Submitted: 08/22/2022

Water is used under	Pending Appropriative Right
Year diversion commenced	1950

Purpose of Use	
Recreational	aesthetic
Stockwatering	72 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 beneficially used (Acre-Feet)
January	0	0.6	0.25
February	0	0.6	0.25
March	0	0.6	0.25
April	0	0	0.25
May	0	0	0.25
June	0	0	0.25
July	0	0	0.25
August	0	0	0.25
September	0	0	0.25
Total	0	1.8	2.25
Type of Diversion	Diversion to Storage Only		
Comments	Amount diverted and used is estimated based on historical uses.		

Water Diversion Measurement	
Required to measure as of the date this report is submitted	No
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	

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
The information in the report is true to the best of his/her knowledge and belief	Yes

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	08/22/2022

[SUMMARY OF FINAL SUBMITTED VERSION]

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FOR 2020

Primary Owner: US National Park Service - Point Reyes National Seashore
Statement Number: S022980
Date Submitted: 03/30/2021

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

2. Purpose of Use	
Recreational	aesthetic
Stockwatering	72 beef cattle
Fish and Wildlife Preservation and Enhancement	wildlife

3. 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 beneficially used (Acre-Feet)**
January	0	0.6	0.25
February	0	0.6	0.25
March	0	0.6	0.25
April	0	0	0.25
May	0	0	0.25
June	0	0	0.25
July	0	0	0.25
August	0	0	0.25
September	0	0	0.25
October	0	0	0.25
November	0	0.6	0.25
December	0	0.6	0.25
Total	0	3	3
Type of Diversion	Diversion to Storage Only		
Comments			

5. 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	

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	
8a. Water transfered	No
8b. Quantity transfered (Acre-Feet)	
8c. Dates which transfer occurred	/ to /
8d. Transfer approved by	

Water Supply Contracts	
8e. Water supply contract	No
8f. Contract with	
8g. Other provider	
8h. Contract number	
8i. Source from which contract water was diverted	
8j. Point of diversion same as identified water right	
8k. Amount (Acre-Feet) authorized to divert under this contract	
8l. Amount (Acre-Feet) authorized to be diverted in 2020	
8m. Amount (Acre-Feet) projected for 2021	
8n. Exchange or settlement of prior rights	
8o. All monthly reported diversion claimed under the prior rights	
8p. Amount (Acre-Feet) of reported diversion solely under contract	

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
The information in the report is true to the best of his/her knowledge and belief	Yes

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	03/30/2021

[SUMMARY OF FINAL SUBMITTED VERSION]

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FOR 2019

Primary Owner: US National Park Service - Point Reyes National Seashore
Statement Number: S022980
Date Submitted: 05/27/2020

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

2. Purpose of Use	
Recreational	aesthetic
Stockwatering	72 beef cattle
Fish and Wildlife Protection and/or Enhancement	wildlife

3. 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 beneficially used (Acre-Feet)
January	0	0.6	0.25
February	0	0.6	0.25
March	0	0.6	0.25
April	0	0	0.25
May	0	0	0.25
June	0	0	0.25
July	0	0	0.25
August	0	0	0.25
September	0	0	0.25
October	0	0	0.25
November	0	0.6	0.25
December	0	0.6	0.25
Total	0	3	3
Type of Diversion	Diversion to Storage Only		
Comments			

5. 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	

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	
8a. Water transfered	No
8b. Quantity transfered (Acre-Feet)	
8c. Dates which transfer occurred	/ to /
8d. Transfer approved by	

Water Supply Contracts	
8e. Water supply contract	No
8f. Contract with	
8g. Other provider	
8h. Contract number	
8i. Source from which contract water was diverted	
8j. Point of diversion same as identified water right	
8k. Amount (Acre-Feet) authorized to divert under this contract	
8l. Amount (Acre-Feet) authorized to be diverted in 2019	
8m. Amount (Acre-Feet) projected for 2020	
8n. Exchange or settlement of prior rights	
8o. All monthly reported diversion claimed under the prior rights	
8p. Amount (Acre-Feet) of reported diversion solely under contract	

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

Water Quality and Wastewater Reclamation		
a.	Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility, or water polluted by waste to a degree which unreasonably affects such water for other beneficial causes?	No
b.	Amount of reduced diversion	
	Type of substitute water supply	
	Amount of substitute water supply used	

	I have data to support the above surface water use reductions due to the use of a substitute water supply	

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

Additional Remarks
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	Diverter of Record
The information in the report is true to the best of his/her knowledge and belief	Yes

[SUMMARY OF FINAL SUBMITTED VERSION]

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FOR 2018

Primary Owner: US National Park Service - Point Reyes National Seashore
Statement Number: S022980
Date Submitted: 07/01/2019

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

3. Purpose of Use	
Recreational	aesthetic
Stockwatering	72 beef cattle
Fish and Wildlife Protection and/or Enhancement	wildlife

4. Changes in Method of Diversion

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 beneficially used (Acre-Feet)**
January	0	0.6	0.25
February	0	0.6	0.25
March	0	0.6	0.25
April	0	0	0.25
May	0	0	0.25
June	0	0	0.25
July	0	0	0.25
August	0	0	0.25
September	0	0	0.25
October	0	0	0.25

November	0	0.6	0.25
December	0	0.6	0.25
Total	0	3	3
Type of Diversion	Diversion to Storage Only		
Comments			

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	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	

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

9. Water Quality and Wastewater Reclamation		
a.	Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility, or water polluted by waste to a degree which unreasonably affects such water for other beneficial causes?	No
b.	Amount of reduced diversion	

	Type of substitute water supply	
	Amount of substitute water supply used	
	I have data to support the above surface water use reductions due to the use of a substitute water supply	

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

Additional Remarks
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	Diverter of Record
The information in the report is true to the best of his/her knowledge and belief	Yes

[SUMMARY OF FINAL SUBMITTED VERSION]

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FOR 2017

Primary Owner: US National Park Service - Point Reyes National Seashore
Statement Number: S022980
Date Submitted: 04/29/2018

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

3. Purpose of Use	
Recreational	aesthetic
Stockwatering	72 beef cattle
Fish and Wildlife Protection and/or Enhancement	wildlife

4. Changes in Method of Diversion

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

5-6. Maximum Rate of Diversion for each Month and Amount of Water Diverted and Used

Month	Rate of diversion	Amount directly diverted (Acre-Feet)	Amount diverted or collected to storage (Acre-Feet)	Amount beneficially used (Acre-Feet)
January		0	0.6	0.25
February		0	0.6	0.25
March		0	0.6	0.25
April		0	0	0.25
May		0	0	0.25
June		0	0	0.25
July		0	0	0.25
August		0	0	0.25
September		0	0	0.25
October		0	0	0.25
November		0	0.6	0.25
December		0	0.6	0.25
Total		0	3	3
Type of Diversion	Diversion to Storage Only			
Comments				

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	No
b. Is diversion measured?	No
c. An alternative compliance plan was submitted to the division of water rights on	
d. A request for additional time was submitted to the division of water rights on	

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

9. Water Quality and Wastewater Reclamation		
a.	Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility, or water polluted by waste to a degree which unreasonably affects such water for other beneficial causes?	No
b.	Amount of reduced diversion	
	Type of substitute water supply	
	Amount of substitute water supply used	
	I have data to support the above surface water use reductions due to the use of a substitute water supply	

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

Additional Remarks
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	Diverter of Record
The information in the report is true to the best of his/her knowledge and belief	Yes

[SUMMARY OF FINAL SUBMITTED VERSION]

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FOR 2016

Primary Owner: US National Park Service - Point Reyes National Seashore
Statement Number: S022980
Date Submitted: 06/29/2017

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

3. Purpose of Use	
Recreational	aesthetic
Stockwatering	72 beef cattle
Fish and Wildlife Protection and/or Enhancement	wildlife

4. Changes in Method of Diversion

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

5-6. Maximum Rate of Diversion for each Month and Amount of Water Diverted and Used

Month	Rate of diversion	Amount directly diverted (Acre-Feet)	Amount diverted or collected to storage (Acre-Feet)	Amount beneficially used (Acre-Feet)
January		0	0.6	0.25
February		0	0.6	0.25
March		0	0.6	0.25
April		0	0	0.25
May		0	0	0.25
June		0	0	0.25
July		0	0	0.25
August		0	0	0.25
September		0	0	0.25
October		0	0	0.25
November		0	0.6	0.25
December		0	0.6	0.25
Total		0	3	3
Type of Diversion	Diversion to Storage Only			
Comments				

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

9. Water Quality and Wastewater Reclamation		
a.	Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility, or water polluted by waste to a degree which unreasonably affects such water for other beneficial causes?	No
b.	Amount of reduced diversion	
	Type of substitute water supply	
	Amount of substitute water supply used	
	I have data to support the above surface water use reductions due to the use of a substitute water supply	

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

Additional Remarks

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

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

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

[SUMMARY OF FINAL SUBMITTED VERSION]

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FOR 2015

Primary Owner: US National Park Service - Point Reyes National Seashore
Statement Number: S022980
Date Submitted: 07/20/2016

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

3-4. Maximum Rate of Diversion for each Month and Amount of Water Diverted and Used

Month	Rate of diversion	Amount directly diverted (Acre-Feet)	Amount diverted or collected to storage (Acre-Feet)	Amount beneficially used (Acre-Feet)
January		0	0.60	0.25
February		0	0.60	0.25
March		0	0.60	0.25
April		0	0	0.25
May		0	0	0.25
June		0	0	0.25
July		0	0	0.25
August		0	0	0.25
September		0	0	0.25
October		0	0	0.25
November		0	0.60	0.25
December		0	0.60	0.25
Total		0	3.00	3.00
Type of Diversion	Diversion to Storage Only			
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 2015	
8q. Amount (Acre-Feet) projected for 2016	
8r. Exchange or settlement of prior rights	
8s. All monthly reported diversion claimed under the prior rights	
8t. Amount (Acre-Feet) of reported diversion solely under contract	

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

6. Purpose of Use	
Recreational	aesthetic
Stockwatering	72 beef cattle
Fish and Wildlife Protection and/or Enhancement	wildlife

7. Changes in Method of Diversion

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

9. Water Quality and Wastewater Reclamation		
a.	Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility, or water polluted by waste to a degree which unreasonably affects such water for other beneficial causes?	No
b.	Amount of reduced diversion	
	Type of substitute water supply	
	Amount of substitute water supply used	

	I have data to support the above surface water use reductions due to the use of a substitute water supply	

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

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

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

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

CALIFORNIA
Water Boards

EDMUND G. BROWN JR.
GOVERNOR

MATTHEW RODRIQUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

NOTICE REGARDING STATEMENT OF WATER DIVERSION AND USE

February 19, 2016

Responsible Party:
ERIC LORD
1201 OAK RIDGE DRIVE
FORT COLLINS, CO 80525
Diverter: US NATIONAL PARK SERVICE - POINT REYES NATIONAL SEASHORE

Statement Number: S022980

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

Water Code section 5104 (a) now requires diverters to file supplemental statements of water diversion and use (Supplemental Statements) **every year**. Supplemental Statements must be filed on electronic forms provided by the State Water Resources Control Board (State Water Board). (Cal. Code Regs., tit. 23, § 920, subds. a-b.) **All reports must be completed online through the State Water Board's Report Management System (RMS); paper copies are not available.** To report online, go to **www.waterboards.ca.gov/rms** and login with your user ID and password. The information required to login and access your online Supplemental Statement is:

User ID (Statement ID): **S022980**
Password (Reporting Identifier): **929731**

The Supplemental Statement is associated with the diversion works of **#1415**. Information about the source, parcel number, county and other summary information is pre-populated on the Supplemental Statement, if the information is available.

IMPORTANT: PLEASE NOTE BELOW

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

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

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

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

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

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

- See attached "Fact Sheet" for updates.

SPECIAL REPORTING FEATURES

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

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

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

CONTACT INFORMATION

Frequently asked questions pertaining to filling out online reports are posted at the RMS website and we encourage you to read these first. However, if you still have any questions or need assistance completing the report, please contact the Division of Water Rights at (916) 445-2812 or send an email to: DWR-statements@waterboards.ca.gov.

Sincerely,

Barbara Evoy, Deputy Director
Division of Water Rights

[SUMMARY OF FINAL SUBMITTED VERSION]

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FOR 2014

Primary Owner: US National Park Service - Point Reyes National Seashore
Statement Number: S022980
Date Submitted: 2015-07-22

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

3-4. Maximum Rate of Diversion for each Month and Amount of Water Diverted and Used

Month	Rate of diversion	Amount directly diverted (Acre-Feet)	Amount diverted or collected to storage (Acre-Feet)	Amount beneficially used (Acre-Feet)
January		0	0.6	0.25
February		0	0.6	0.25
March		0	0.6	0.25
April		0	0	0.25
May		0	0	0.25
June		0	0	0.25
July		0	0	0.25
August		0	0	0.25
September		0	0	0.25
October		0	0	0.25
November		0	0.6	0.25
December		0	0.6	0.25
Total		0	3	3
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	

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

6. Purpose of Use	
Stockwatering	72 beef cattle
Other	Recreational, Fish and Wildlife Preservation and Enhancement

7. Changes in Method of Diversion

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

9. Water Quality and Wastewater Reclamation		
a.	Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility, or water polluted by waste to a degree which unreasonably affects such water for other beneficial causes?	No
b.	Amount of reduced diversion	
	Type of substitute water supply	
	Amount of substitute water supply used	
	I have data to support the above surface water use reductions due to the use of a substitute water supply	

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

11a. Additional Remarks

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

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

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

[SUMMARY OF FINAL SUBMITTED VERSION]

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FOR 2013

Primary Owner: US National Park Service - Point Reyes National Seashore
Statement Number: S022980
Date Submitted: 2015-07-22

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Other	Recreational, Fish and Wildlife Preservation and Enhancement

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a.	Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility, or water polluted by waste to a degree which unreasonably affects such water for other beneficial causes?	No
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	Type of substitute water supply	
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11a. Additional Remarks

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

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

[SUMMARY OF FINAL SUBMITTED VERSION]

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FOR 2012

Primary Owner: US National Park Service - Point Reyes National Seashore
Statement Number: S022980
Date Submitted: 2015-07-22

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

3-4. Maximum Rate of Diversion for each Month and Amount of Water Diverted and Used

Month	Rate of diversion	Amount directly diverted (Acre-Feet)	Amount diverted or collected to storage (Acre-Feet)	Amount beneficially used (Acre-Feet)
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a.	Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility, or water polluted by waste to a degree which unreasonably affects such water for other beneficial causes?	No
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	Type of substitute water supply	
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Attachments		
File Name	**Description**	**Size**
No Attachments		

Contact Information of the Person Submitting the Form	
First Name	Eric
Last Name	Lord
Relation to Water Right	Other: NPS (Primary Owner of Record) Employee
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 REGARDING STATEMENT OF WATER DIVERSION AND USE

January 30, 2015

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

Statement Number: S022980

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

Water Code section 5104 requires diverters to file supplemental statements of water diversion and use (Supplemental Statements) at three-year intervals. Supplemental Statements must be filed on electronic forms provided by the State Water Resources Control Board (State Water Board). (Cal. Code Regs., tit. 23, § 920, subds. a-b.) **All reports must be completed online through the State Water Board's Report Management System (RMS); paper copies are not available.** To report online, go to **www.waterboards.ca.gov/rms** and login with your user ID and password. The information required to login and access your online Supplemental Statement is:

User ID (Statement ID): **S022980**
Password (Reporting Identifier): **929731**

The Supplemental Statement is associated with the diversion works of **#1415**. Information about the source, parcel number, county and other summary information is pre-populated on the Supplemental Statement, if the information is available.

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

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

CHANGES FOR 2015 REPORTING

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

SPECIAL REPORTING FEATURES

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

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

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

CONTACT INFORMATION

Frequently asked questions pertaining to filling out online reports are posted at the RMS website and we encourage you to read these first. However, if you still have any questions or need assistance completing the report, please contact the Division of Water Rights at (916) 445-2812 or send an email to: DWR-statements@waterboards.ca.gov.

Sincerely,

Barbara Evoy, Deputy Director
Division of Water Rights

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:

January 15, 2015

2380
MOJA/Water Rights
DEVA/Water Rights

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

Re: Commencement of Water Use

Dear Mr. Rinker,

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

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

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

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

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

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

by providing this information, the United States does not concede that the State has the power to regulate the rights of the United States to the use of water.
If you have any questions, please contact Eric Lord at (970) 225-3526.

Sincerely,

Wm. R. Hansen

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

cc
Anne Kearns, MOJA
Brannon Ketcham, PORE

CALIFORNIA
Water Boards

EDMUND G. BROWN JR.
GOVERNOR

MATTHEW RODRIQUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

S022980 – Res. ID # 1415
Year Diversion Commenced
Date of electronic filing: **1/13/2015**
1950 (Post WW II)

November 24, 2014

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

Statement Number: S022980

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

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

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

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

SWRCB
1001 I Street 14th Floor
Attn: Statements Unit
Sacramento, CA 95814

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

Statement Number _____ Year Commenced _____

Statement Number _____ Year Commenced _____

Statement Number _____ Year Commenced _____

Statement Number _____ Year Commenced _____

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

CONTACT INFORMATION

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

Sincerely,

Robert J Rinker Jr. Manager
Fee, DMU and Statements

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

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

Water Rights Branch

Communication Record

Date:	September 23, 2014
To:	n/a
CC:	n/a
Participants:	Joseph Chafey, WRB Hydrologist Devii Rao, PORE Rangeland Management Specialist Darin Clark, California Water Boards
File:	PORE – S022980 - Res. ID # 1415
Type:	Telephone Communications
Subject:	Year in which water diversion commenced

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

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

Pore was established in 1972.

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

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

United States Department of the Interior

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

IN REPLY REFER TO:

TAKE PRIDE IN AMERICA

COPY

December 12, 2012

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

Re: Initial Statements of Water Diversion and Use

Dear State Water Resources Control Board,

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

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

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

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

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

Please note that the United States provides this information in the interest of comity, and does not concede that the State has the power to regulate the rights of the United States to the use of water.

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

Sincerely,

Wm. R. Hansen

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

1415

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

2012-553

NOTE: A Statement is not a Water Right

READ THE ATTACHED INFORMATION AND INSTRUCTION SHEET BEFORE COMPLETING THIS FORM

Declaration: The United States gives this info... to the State in the interest of comity, and does not... concede that the State has the power to ... rights of the United States to the use of water.

STATE WATER RESOURCES CONTROL BOARD
2012 DEC 17 AM 11: 13
DIV OF WATER RIGHTS
SACRAMENTO

A. Claimant Information (required)

Claimant Name(s): Point Reyes National Seashore (National Park Service)			
Mailing Address: 1 Bear Valley Road	City: Point Reyes Station	State: CA	Zip: 94956
Phone Number: (415) 464-5102	Email Address (if available):		
Agent Name (if applicable): Eric Lord			
Mailing Address: 1201 Oakridge Drive	City: Fort Collins	State: CO	Zip: 80525
Phone Number: (970) 225-3526	Email Address (if available): eric_lord@nps.gov		
Land Owner Name (if different from claimant)			
Mailing Address	City	State	Zip

B. Type of Claim

Check the box(es) which describe the type of claim(s) under which you are diverting water.

☐ Riparian ☐ Pre-1914 ☐ Court Decree ☑ Pending Appropriative Application

If you checked yes for Court Decree or Pending Appropriative Application, list the decree number or application ID:
Not yet filed on.

C. Water Course Description (required)

Source Name at the point of diversion: South Kehoe Creek	Tributary to

D. Legal Land Description (required)

Provide the location of the Point of Diversion using one of the following methods (check one box and enter coordinates, if applicable):

☑ Latitude/Longitude Measurements: 38 09' 00.39" N 122 55' 27.76" W NAD 27

☐ California Coordinate System (NAD 1983): _____

☐ USGS Topographic Map with point of diversion labeled on map (if checked yes, please attach map)

County (required): Marin	Assessor's Parcel Number(s), if assigned: 109-040-16

Provide Public Land Description to nearest 40 acres (if assigned)

_____ ¼ of the _____ ¼ of Section _____, Township _____, Range _____, B&M _____

E. Place of Use Description (required)

Provide a general description of the area in which the water was used.
Water used at site of impoundment.

Provide an outline of the Place of Use using one or both of the following methods (check box indicating each map attached)

☐ USGS Topographic map ☐ County Assessor's parcel map

F. Purpose of Use Description (required)

Provide a listing of use types (see instructions for a listing of water uses)
Livestock, CA Red Legged Frog, Recreation, Wildlife Habitat

Number of Acres (if applicable): NA	Persons Served (if applicable): NA	Stock Watered (if applicable): Not known

CONTINUE TO PAGE 2

S022980

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

CLAIMANT NAME Point Reyes National Seashore (National Park Service)

SOURCE/TRIBUTARY South Kehoe Creek

DIVERSION WORKS NAME _____

G. Diversion Works Description (required)

Name of Diversion Works, if named.

Year in which diversion commenced (or specify nearest known year)
Not known

List any related existing water rights, if applicable (for example, an appropriative right using the same diversion works).

Type of Diversion Facility (select one)
☐ Gravity ☐ Creek Pump ☐ Well Pump ☑ Other (please specify): Impoundment (fill and spill)

Method of Measurement: (check one box)
☐ Weir ☐ Flume ☐ Inline Flow Meter
☐ Electric Meter ☑ Estimate ☐ Other (please specify): _____

Capacity of Diversion Works (specify unit of measure)
_____ ☐ cfs ☐ gpm ☐ gpd

Capacity of Storage Tank or Reservoir (if applicable)
3 ☐ Gallons ☑ Acre-feet

H. Quantity of Water Diverted (Required - If amounts are available, list below - otherwise check months in which diversion occurred)

Provide the quantity of water diverted each month in the table below as measured in (check one box) ☐ Gallons ☐ Acre-feet

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
	x	x	x								x	x	

I. Recent Water Use

Provide the annual water use in recent years:

Maximum _____ ☐ Gallons ☐ Acre-feet

Minimum _____ ☐ Gallons ☐ Acre-feet

J. Maximum Rate of Diversion (If available)

If available, provide the maximum rate of diversion achieved in each month as measured in (check one box) ☐ cfs ☐ gpm ☐ gpd

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sept	Oct	Nov	Dec

K. Miscellaneous Water Use (answer only sections applicable to your diversion)

Water Conservation: Are you currently employing any methods of water conservation?
☐ YES ☑ NO

If yes, describe any water conservation efforts in current use.

Water Quality and Wastewater Reclamation: 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 that unreasonably affects such water for other beneficial uses?
☐ YES ☑ NO

Conjunctive use of surface water and groundwater: Are you using groundwater in lieu of surface water?
☐ YES ☑ NO

L. Certification of Statement (required)

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

*DATE: 10-22-2012 at Larimer, Colorado (county), California

*SIGNATURE: Eric H. Lord

*PRINTED NAME: Eric H. Lord
(first name) (middle initial) (last name)

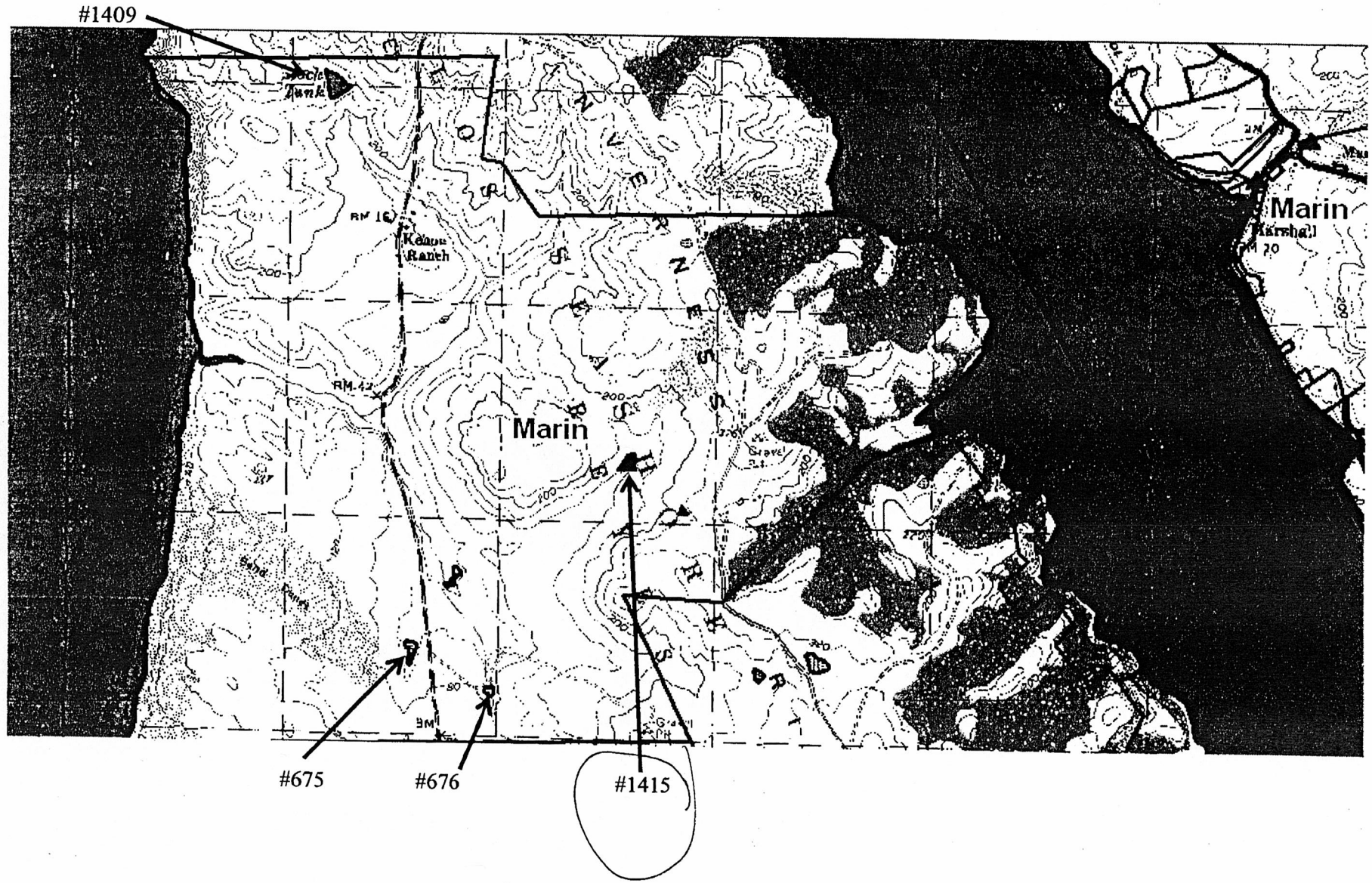
COMPANY NAME: National Park Service

UPON COMPLETION OF THIS STATEMENT, ATTACH ALL SUPPORTING DOCUMENTATION AND MAPS AND MAIL TO:

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

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

Marin County APN 109-040-16



S022980

Contact Report

Claimant/~~Agent~~: Eric Ford

Contact #: 970/225-3526

Temporary statement # (if applicable; i.e. 2012-206): 2012-553

Contact Attempts:

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

Conversions:

Capacity of diversion works: None (Incomplete)

Capacity of storage: 3 AF

Quantity of Water Diverted: _____

Water use in recent years: Maximum _____ Minimum _____

Latitude/Longitude: 38 09' 00.39"N 122 55' 27.76"W

Statement Processing:

	Date	Completed by
Entered into eWRIMS:	2011	#1415
Plotted:		
POD ID#: 60411		

8/15/13

Additional Comments:

Contact - need yr div commenced

VV

United States Department of the Interior

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

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

IN REPLY REFER TO:

L54

SEP 12 2012

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

Dear Mr. Vasquez,

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

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

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

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

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

Sincerely,

for Cicely A. Muldoon
Superintendent

CALIFORNIA
Water Boards

EDMUND G. BROWN JR.
GOVERNOR

MATTHEW RODRIQUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

AUGUST 16 2012

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

Dear Superintendent Muldoon:

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

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

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

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

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

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

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

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

Your response may be one of the following:

1. If you believe you have been contacted in error, recently sold the listed property, or do not have a pond or reservoir on the identified property, please immediately contact Division staff at the number on page 3 to rectify Division records accordingly.

2. If a pond or reservoir exists on your property, but you have or are claiming an existing basis of water right, or have been filling the facility with purchased water, groundwater, or other water not subject to the State Water Board's permitting authority, you should submit any information that supports these facts to the State Water Board within 30 days of the date of this letter. You must also submit a Statement within 30 days of this letter, unless your claimed basis of right falls within one of the limited exceptions provided for in California Water Code section 5101. Division staff may schedule an inspection of the reservoir site to confirm these facts before closing the matter. For a list of frequently asked questions and additional information about water subject to the State Water Board's permitting authorities, please see: http://www.waterboards.ca.gov/waterrights/board_info/. Or

3. If the pond or reservoir on your property does collect water subject to the State Water Board's water right permitting authority, you will need to take corrective actions to prevent continued unauthorized diversions. Corrective actions may vary, depending on site location, reservoir size and use of water, stream classification, and State laws and regulations. Normally, an unauthorized diversion can be stopped, removed, rendered incapable of storing water, or legalized through the appropriative water right permit

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

You may want to consult with an attorney or consultant familiar with water right laws before selecting a corrective action or providing a response. The State Water Board maintains a list of attorneys and consultants on its website at: http://www.waterboards.ca.gov/waterrights/board_info/contacts.shtml.

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

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

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

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

Sincerely,

Victor Vasquez

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

cc: See next page.

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

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

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

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

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

03 HISTORY

Point Reyes National Seashore

SOUTH KEHOE CREEK (S022980)

Land History

U.S. Department of Justice

Office of the Attorney General

Washington, D.C. 20530

June 26, 1981

Honorable James G. Watt
Secretary of the Interior
Washington, D.C.

My dear Mr. Secretary:

Re: File No.: 33-5-2295-237
Tract No(s).: 01-111
Civil No.: 73-1163
District: Northern State: California
Condemning authority: United States of America
Project: Point Reyes National Seashore

An examination has been made of the title evidence and transcript of record in the above-referenced condemnation proceeding as it pertains to the tract(s) of land described above.

The proceeding is regular, judgment has been entered and satisfied, and valid title to the above-described tract(s) of land, to the extent of the estate(s), described in the complaint (declaration of taking), is vested in the condemning authority.

Sincerely yours,

William French Smith

William French Smith
Attorney General

FORM LDN-165
MAR. 81

Deed 261

37889

When recorded return to:
United States Attorney
16th Floor Federal Building
Box 36055
450 Golden Gate Ave.
San Francisco, Ca 94102

75193

ORIGINAL FILED

JUL 22 1975

CLERK, U. S. DISTRICT COURT
SAN FRANCISCO

FILED

Jul 22 1975

WILLIAM L. SANDRELL, CLERK

DJ-90-11-12

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, Plaintiff, v. 241.31 Acres of Land, more or less, in the County of Marin, State of California; JAMES E. LUNDGREN, et al., and UNKNOWN OWNERS, Defendants.	CIVIL NO. C-73-1163 SAW TRACT 01-111

ORDER

And now after consideration of arguments, memorandums of points and authorities and the record of this proceeding, defendant's motion is hereby denied. Judgment shall be caused to be entered against plaintiff in the amount of $353,850.00, less the sum of $1,800.00 for the reserved right of use and occupancy to defendant JAMES E. LUNDRED for a two-acre homesite for a term of fifty (50) years. Judgment shall be entered in accordance with the form of Judgment as submitted by plaintiff herewith.

I hereby certify that the foregoing instrument is a true and correct copy of the original on file in my office.
ATTEST:
WILLIAM L. SANDRELL
Clerk, U. S. District Court
Northern District of California
By _____ Deputy Clerk

Judge, United States District Court
Northern District of California

RECORDED AT REQUEST OF
MARIN TITLE GUARANTY CO.

JUL 22 1975

BOOK 3239 PAGE 320

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, Plaintiff, v. 341.31 Acres of Land, more or less, in the County of Marin, State of California; JAMES E. LUNDGREN, et al., and UNKNOWN OWNERS, Defendants.	CIVIL NO. C-73-1163 SAW

JUDGMENT AS TO TRACT NO. 01-111

The above-entitled action came on regularly for trial on November 10, 1975, before the above-entitled Court, the HONORABLE STANLEY A. WEIGEL presiding without a jury. PAUL E. LOCKE, Assistant United States Attorney, appeared as attorney for Plaintiff and RICHARD E. HERNDON, ESQ., of GARRISON, GREJCZY, HERNDON & TOWNSEND, appeared as attorney for defendant, JAMES E. LUNDGREN. The Court after hearing and consideration of the evidence, both documentary and oral, the Court being fully informed finds:

I

That the Complaint was filed in this action on July 10, 1973, to condemn a certain interest in Tract 01-111 as more particularly described in said Complaint and as hereinbelow more particularly set forth.

I hereby certify that the annexed instrument is a true and correct copy of the original on file in my office.
ATTEST:
WILLIAM L. WHITTAKER

/////

II

That the use for which the property herein concerned is taken and condemned by the plaintiff is one authorized by law, and the said property and the taking thereof are necessary and suited to said use.

III

That all parties interested directly or indirectly in the property subject of this final judgment have been personally served with process or have appeared in said action; that said property, together with all claimants and parties interested therein, is within the jurisdiction of this Court, which has the power and authority to enter this final judgment.

IV

That at the time of and immediately preceding the filing of the Complaint and as of the date of this Judgment, defendant, JAMES E. LUNDGREN, was and is the owner of the fee simple title to Tract 01-111 and the only person, firm or corporation entitled to receive the compensation to be awarded for the taking of said tract; except that said tract may be subject to certain liens.

V

That the estate and interest which plaintiff seeks to take and condemn in and to Tract 01-111, hereinafter described, is as follows:

Fee simple interest, including all and singular the water rights and other rights, tenements, hereditaments and appurtenances thereunto belonging and in anywise appertaining, subject to existing easements for private and public roads and highways, public utilities and pipelines, also subject to easements for roadway and utility purposes as granted to Pacific Coast Title Company of Marin, a corporation, by Deed recorded May 5, 1960, in Book 1365 of Official Records, at page 183; and an easement and right to take water as granted to Deep Cove Ranch a limited partnership, recorded September 5, 1969, in Book 2324 of Official Records, at page 365.

VI

That, the fair market value of Tract 01-111 was in the amount of THREE HUNDRED FIFTY-THREE THOUSAND EIGHT HUNDRED FIFTY AND NO/100 DOLLARS ($353,850.00) for the taking of the estate and interest condemned by the above-entitled action in Tract 01-111 and any and all damages resulting from said taking, if any.

VII

That Tract No. 01-111, subject of this judgment, in and to which the above-referred to estate and interest is taken and condemned, is situate in the County of Marin, State of California, and is more particularly described in Exhibit "A", attached hereto and by reference incorporated herein and made a part hereof.

VIII

That defendant JAMES E. LUNDGREN is entitled to retain the right of use and occupancy of a two (2) acres homesite for non-commercial residential purposes for fifty (50) years and that the fair market value of said right of reserved occupancy shall be deducted from the fair market value of Tract 01-111, as herein found, pursuant to the provisions 16 U.S.C. §459 e-5.

IX

That the homesite referred to in paragraph VIII is generally described and depicted in Exhibits "B" and "C" attached hereto and by reference incorporated herein and made a part hereof.

X

That plaintiff and defendant, JAMES E. LUNDGREN, have agreed that the fair market value of the retained right to use and occupy the two (2) acre homesite for noncommercial residential purposes for the fifty (50) year term shall be the sum of ONE THOUSAND EIGHT HUNDRED AND NO/100 DOLLARS ($1,800.00) and that said sum shall be deducted from the fair market value of Tract 01-111 as herein awarded.

NOW, THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that for

/////

the taking of Tract No. 01-141, which is described in Exhibit "A" attached hereto, the sum of THREE HUNDRED FIFTY-THREE THOUSAND EIGHT HUNDRED FIFTY AND NO/100 DOLLARS ($353,850.00) be, and it is hereby, awarded to defendant JAMES E. LUNDGREN, as full and just compensation for the taking of the estate and interest as more particularly set forth in paragraph V hereof, and for any damages resulting therefrom, if any.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that pursuant to the agreement referred to in paragraph X hereof the sum of ONE THOUSAND EIGHT HUNDRED AND NO/100 DOLLARS ($1,800.00) shall be deducted from the just compensation of THREE HUNDRED FIFTY-THREE THOUSAND EIGHT HUNDRED FIFTY AND NO/100 DOLLARS ($353,850.00) awarded herein leaving a balance due and payable by plaintiff in the amount of THREE HUNDRED FIFTY-TWO THOUSAND FIFTY AND NO/100 DOLLARS ($352,050.00).

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that said sum of THREE HUNDRED FIFTY-TWO THOUSAND FIFTY AND NO/100 DOLLARS ($352,050.00) shall be subject to all liens, taxes, encumbrances, charges and interest, if any, of whatsoever nature existing in and against the said land and that all such liens, taxes, encumbrances, charges and interests, if any, shall be payable and deductible from said sum.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that, pursuant to stipulation of counsel, the sum of THREE HUNDRED FIFTY-TWO THOUSAND FIFTY AND NO/100 DOLLARS ($352,050.00), upon its deposit by plaintiff into the Registry of the Court, shall be payable to Marin Title Guaranty Company, 1300 Fourth Street, San Rafael, California, said title company to act as agent for defendant, without cost to defendant, which company is authorized to disburse any funds necessary to discharge any taxes, liens, encumbrances, charges or interests affecting title to said land or to obtain disclaimers, if any, to pay the balance remaining to the order of defendant,

JAMES E. LUNDOREN, and to record this judgment in the official records of Marin County, California.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that title to the estate and interest as set forth in Paragraph V above in and to the property described in Exhibit "A", attached hereto, shall vest in the United States of America, free and discharged of all liens and claims of any kind whatsoever, upon payment into the Registry of the Court by plaintiff of the sum of THREE HUNDRED FIFTY-TWO THOUSAND FIFTY AND NO/100 DOLLARS ($352,050.00) in satisfaction of this judgment.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that upon satisfaction of this judgment plaintiff shall have the right to possession of said Tract No. 01-111, subject only to the retained right of use and occupancy of a two-acre homesite as provided in paragraphs VIII and IX above.

DATED: July 22, 1976

Judge, United States District Court
Northern District of California

Those certain tracts of land situate in the County of Marin, State of California, more particularly described as follows:

RECORDER'S NOTE:
THIS DOCUMENT RECEIVED AS SHOWN (NOT CLEARLY REPRODUCIBLE.)

TRACT 91-111

That certain real property situate in the County of Marin, State of California, a portion of the Rancho Punta De Los Reyes (Sobrante) described as follows:

PARCEL ONE:

COMMENCING at an angle point in the Westerly boundary of that certain parcel of land described in the Deed from Ruth Lundgren and Sayles A. Turney, to James E. Lundgren recorded May 20, 1950 in Book 1368 of Official Records at page 555; said angle point being formed by the courses South 8° 14' 30" West 1325.60 feet and South 43° 25' West 295.70 feet as the same are set forth in the above identified Deed and running thence South 77° 13' 24" East 375.57 feet, South 67° 13' 24" East 1145.54 feet and South 47° 13' 24" East 2565 feet more or less to the center line of the 30 foot road described in Liber 1346 of Official Records at page 97, as above identified; thence along said center line South 22° 09' West 100 feet more or less to the Southerly extremity of the course North 22° 09' East 820 feet as the same is described in said Deed recorded February 17, 1950; thence continuing along said center line on a curve to the left whose radius is 300 feet through a central angle of 28° 16' an arc distance of 148 feet, South 8° 07' East 186 feet; thence on a curve to the left whose radius is 1000 feet through a central angle of 3° 55' an arc distance of 68.38 feet; thence South 10° 02' East 304 feet; thence on a curve to the right whose radius is 1000 feet through a central angle of 8° 54' an arc distance of 155.32 feet; thence South 1° 08' East 400 feet; thence on a curve to the left whose radius is 1000 feet through a central angle of 3° 24' an arc distance of 59.34 feet; South 4° 32' East 118 feet, and thence on a curve to the left whose radius is 1000 feet an arc distance of 25 feet more or less to a point of intersection with the courses North 44° 39' East 3208.31 feet as the same is set forth in the Deed from Ruth Lundgren, et al, to James E. Lundgren, as first above mentioned; thence along said course South 44° 39' West to the Southwesterly extremity thereof; thence continuing along the boundary of the parcel of land described in the above mentioned Deed to Lundgren, North 85° 49' West 1424.80 feet, South 89° 24' West 3042.67 feet, South 10° 54' 30" West 1859.60 feet, North 45° 03' West 150.0 feet, North 82° 59' West 157.0 feet, North 1° 57' West 303.80 feet, North 17° 10' West 170.40 feet, North 50° 26' West 155.80 feet, North 14° 40' East 229.90 feet, North 45° 43' East 183.70 feet, South 86° 46' East 78.80 feet, North 3° 49' East 190.60 feet, North 49° 00' 30" East 885.50 feet and thence North 43° 25' East 295.70 feet to the point of commencement.

EXCEPTING THEREFROM the following described parcel of land:

A strip of land 100 feet wide lying Southeasterly of and parallel and adjacent to a line described as follows:

COMMENCING at the intersection of the courses South 8° 14' 30" West 1325.60 feet and South 43° 25' West 295.70 feet as these said courses are described in the Deed from Ruth Lundgren, et al, to James E. Lundgren, recorded May 20, 1950 in Book 1368 of Official Records at page 556, Marin County Records and running thence South 43° 25' West 295.70 feet, South 49° 00' 30" West 885.50 feet, South 3° 49' West 150.60 feet, North 86° 46' West 78.80 feet, South 45° 43' West 183.70 feet and South 14° 40' West 229.90 feet, said strip to be bound on its Northerly extremity by a line running South 77° 13' 24" East from the point of commencement and on the Southerly side by a line running South 50° 26' East from the point of termination.

[illegible]:

[illegible] for ingress and egress purposes over that portion of the [illegible] way easement described in the Deed from [illegible] to Ernest Chiolero, recorded February 17, 1939 in Book 134 of Official Records [illegible], that lies within that parcel of land conveyed to Deep Cove [illegible] limited partnership, by deed recorded September 5, 1969 in [illegible] of Official Records at page 365.

PARCEL THREE:

An easement for roadway and utility purposes over the parcel of land [illegible] to Ernest Chiolero, by deed recorded August 2, 1939 in Book [illegible] of Official Records at page 45.

PARCEL FOUR:

Easements for roadway and parking purposes, as contained in an agreement between James E. Lundgren and Deep Cove Ranch, a limited partnership recorded September 5, 1969 in Book 2324 of Official Records at page 282.

The above described land known as Tract 01-111, Point Reyes National Seashore, is a portion of the same land described in Deed dated May 6, 1970, recorded in Book 1358, page 556, Official Records of Marin County, California, Ruth Lundgren and Skyles A. Tarney to James E. Lundgren; except that portion thereof conveyed by James E. Lundgren to Deep Cove Ranch by Deed recorded in Book 2324, page 365, Official Records of Marin County, California.

RECORDER'S NOTE:
THIS DOCUMENT RECEIVED AS SHOWN (NOT CLEARLY REPRODUCIBLE)

The homesite surrounds the existing well, which is located about mid-way along and near the most easterly boundary of the total acquired Tract 01-111 (which easterly boundary is formed at the existing access road.) Said homesite being further described as having as its (1) easterly boundary the existing access road, having a (2) northerly boundary lying 200 feet north of the well and a (3) southerly boundary lying 200 feet south of the well, each running in a true easterly direction from the easterly boundary, and having a (4) westerly boundary at right angles to the north and south lines and intersecting them so as to encompass 2 acres of Land, more or less. Said reserved homesite to conform generally to Exhibit "C".

EXHIBIT "B"

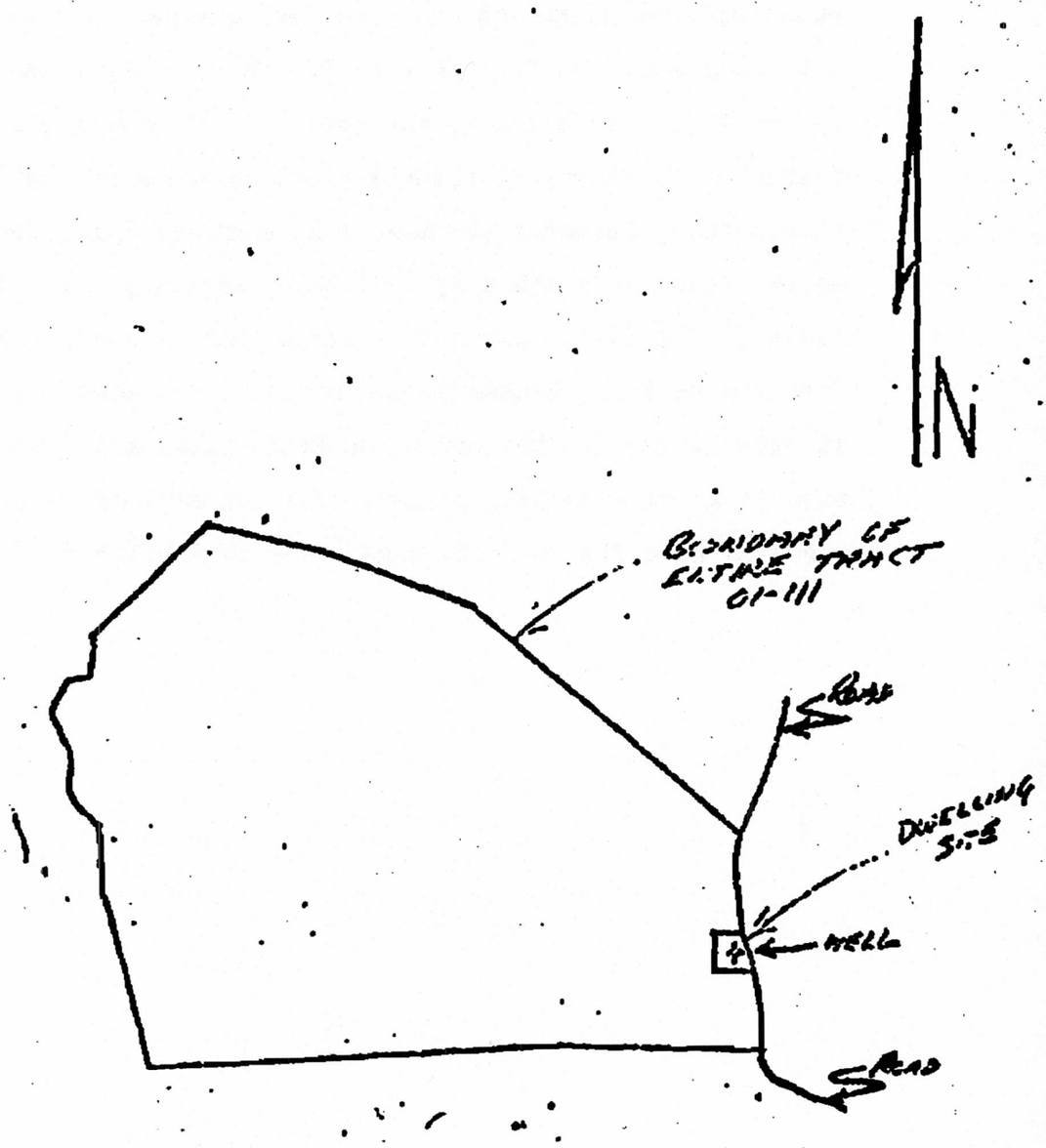


EXHIBIT "C"

PROOF OF SERVICE BY MAIL

I am a citizen of the United States and a resident of the Northern District of the State of California. I am over the age of eighteen years and not a party to the within above entitled action; that I am a secretary in the office of the United States Attorney for the Northern District of California; that my business address is Room 16201, Federal Building, 450 Golden Gate Avenue, San Francisco, California; and that on July 20, 1976 I served a copy of the hereunto annexed AMENDED PROPOSED ORDER AND JUDGMENT on the following parties by placing a true copy thereof in a sealed envelope with postage thereon fully prepaid, in the United States Postal Service mail box at San Francisco, California, addressed as follows:

Richard F. Herndon, Esq.
GARRISON, GREGORY, HERNDON & TOMISEND
2200 Shell Building
100 Bush Street
San Francisco, CA., 94104

I certify under penalty of perjury that the foregoing is true and correct.

Executed on July 20, 1976 at San Francisco, California

JUDITH A. LEASHER

#1653

JAMES L. BROWNING, JR.
United States Attorney
RODNEY M. HAMLIN
Assistant United States Attorney
PAUL B. LOCKE
Assistant United States Attorney
16th Floor Federal Building - Box 36055
450 Golden Gate Avenue
San Francisco, California 94102
Telephone: (415) 556-5134

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, Plaintiff, vs. 341.31 acres of land, more or less, in the County of Marin, State of California; JAMES E. LUNDGREN; ANN LUNDGREN; CAROL JO'AN LUNDGREN TURNEY, formerly known as CAROL JO'AN LUNDGREN; GILBERT MORGAN; NANCY MORGAN; ARNOLD C. JENSEN; FLORENCE L. JENSEN; COUNTY OF MARIN; and UNKNOWN OWNERS, Defendants.	C-73-1163 CIVIL NO. LAND CONDEMNATION

COMPLAINT IN CONDEMNATION

1. This is an action of a civil nature brought by the United States of America at the request of the Solicitor of the Department of the Interior for the taking of property under power of eminent domain and for the ascertainment and award of just compensation to the owners and parties in interest.

2. The authority for the taking is the Act of Congress approved August 1, 1888, as amended, (25 Stat. 357), 40 U.S.C., Sec. 257; the Act of Congress approved September 13, 1962 (76 Stat. 538), as amended; the Land and Water Conservation Fund Act of 1965 (78 Stat. 897), as amended, (82 Stat. 354; the Department of the Interior and Related Agencies Appropriation Act, 1971 (84 Stat. 672); and the Act of Congress approved April 3, 1970 (84 Stat. 90),

and pursuant to authority delegated by the Secretary of the Interior on February 17, 1959, under subparagraph (6) of 210.2.2, Departmental Manual of the Department of the Interior, 24 F.R. 1348, to the Solicitor of the Department of the Interior.

3. The use for which the property is to be taken is in connection with the administration, protection, and development of Point Reyes National Seashore, California, of the National Park Service, United States Department of the Interior.

4. The estates and interests to be acquired in the property described in Exhibit "A" attached hereto are as follows:

Tract 01-111

Fee simple interest, including all and singular the water rights and other rights, tenements, hereditaments and appurtenances thereunto belonging and in anywise appertaining, subject to existing easements for private and public roads and highways, public utilities and pipelines, also subject to easements for roadway and utility purposes as granted to Pacific Coast Title Company of Marin, a corporation, by Deed recorded May 5, 1960, in Book 1365 of Official Records, at page 183; and an easement and right to take water as granted to Deep Cove Ranch a limited partnership, recorded September 5, 1969, in Book 2324 of Official Records, at page 365.

Tract 07-134

Fee simple interest, including all and singular the water rights and other rights, tenements, hereditaments, and appurtenances thereunto belonging and in anywise appertaining, subject to existing easements for private and public roads and highways, public utilities and pipelines; subject to easements for roadway and utility purposes as reserved in Deed to Wilfred Mitchell, et ux., recorded in Book 1391, at page 542, and by Deed recorded in Book 1875, at page 575; as granted to Conway Felton, et ux., in Deed recorded in Book 1875, at page 571; as granted to Donald Morgan, et ux., by Deed recorded in Book 1875, at page 573, as granted to James H. Gunn, et ux., by

Deed recorded in Book 1926, at page 313; as granted to Paul Baum, et ux., by Deed recorded in Book 2047, at page 214, and as granted to Charles O. F. Wahle, et ux., by Deed recorded in Book 2077, at page 210, all recordations in Official Records of Marin County, California.

5. The property so to be taken is described in Exhibit "A" attached hereto and made a part hereof.

6. The persons or parties having or claiming an interest in the property and who are joined as defendants herein are:

Tract 01-111	James E. Lundgren; Ann Lundgren; Carol Jo'An Lundgren Turney, formerly known as Carol Jo'An Lundgren; Arnold C. Jensen; and Florence L. Jensen
Tract 07-134	Gilbert Morgan and Nancy Morgan

7. The County of Marin may have or claim an interest in the property by reason of taxes and assessments due and exigible.

8. In addition to the persons or parties named, there are or may be others who have or may claim some interest in the property to be taken whose names are unknown to the plaintiff, and such persons or parties are made parties to the action under the designation "Unknown Owners".

WHEREFORE, plaintiff demands judgment that the property be condemned and that just compensation for the taking be ascertained and awarded, and for such other relief as may be lawful and proper.

JAMES L. BROWNING, JR.
United States Attorney

Attorney for Plaintiff

Trial by jury of the issue of just compensation is demanded by plaintiff.

JAMES L. BROWNING, JR.
United States Attorney

Attorney for Plaintiff

I hereby certify that the foregoing instrument is a true copy of the original on file in my office.

ATTEST:

7-10-73

Those certain tracts of land situate in the County of Marin, State of California, more particularly described as follows:

TRACT 01-111

That certain real property situate in the County of Marin, State of California, a portion of the Rancho Punta De Los Reyes (Sobrante) described as follows:

PARCEL ONE:

COMMENCING at an angle point in the Westerly boundary of that certain parcel of land described in the Deed from Ruth Lundgren and Sayles A. Turney, to James E. Lundgren recorded May 20, 1960 in Book 1368 of Official Records at page 556; said angle point being formed by the courses South 8° 14' 30" West 1325.60 feet and South 43° 25' West 295.70 feet as the same are set forth in the above identified Deed and running thence South 77° 13' 24" East 975.57 feet, South 67° 13' 24" East 1145.54 feet and South 47° 13' 24" East 2855 feet more or less to the center line of the 50 foot road described in Liber 1346 of Official Records at page 97, as above identified; thence along said center line South 22° 09' West 100 feet more or less to the Southerly extremity of the course North 22° 09' East 820 feet as the same is described in said Deed recorded February 17, 1960; thence continuing along said center line on a curve to the left whose radius is 300 feet through a central angle of 28° 16' an arc distance of 148 feet, South 6° 07' East 128 feet; thence on a curve to the left whose radius is 1000 feet through a central angle of 3° 55' an arc distance of 68.38 feet; thence South 10° 02' East 304 feet; thence on a curve to the right whose radius is 1000 feet through a central angle of 8° 54' an arc distance of 155.33 feet; thence South 1° 08' East 480 feet; thence on a curve to the left whose radius is 1000 feet through a central angle of 3° 24' an arc distance of 59.34 feet; South 4° 32' East 118 feet, and thence on a curve to the left whose radius is 1000 feet an arc distance of 25 feet more or less to a point of intersection with the courses North 44° 39' East 3208.31 feet as the same is set forth in the Deed from Ruth Lundgren, et al, to James E. Lundgren, as first above mentioned; thence along said course South 44° 39' West to the Southwesterly extremity thereof; thence continuing along the boundary of the parcel of land described in the above mentioned Deed to Lundgren, North 55° 49' West 1424.50 feet, South 89° 24' West 3042.07 feet, North 29° 58' 30" West 1869.60 feet, North 46° 03' West 150.0 feet, North 82° 59' West 157.0 feet, North 1° 57' West 303.80 feet, North 17° 10' West 170.40 feet, North 50° 26' West 155.80 feet, North 14° 40' East 229.90 feet, North 45° 43' East 183.70 feet, South 86° 46' East 78.80 feet, North 3° 49' East 290.60 feet, North 49° 00' 30" East 885.50 feet and thence North 43° 25' East 295.70 feet to the point of commencement.

EXCEPTING THEREFROM the following described parcel of land:

A strip of land 100 feet wide lying Southeasterly of and parallel and adjacent to a line described as follows:

COMMENCING at the intersection of the courses South 8° 14' 30" West 1325.60 feet and South 43° 25' West 295.70 feet as these said courses are described in the Deed from Ruth Lundgren, et al, to James E. Lundgren, recorded May 20, 1960 in Book 1368 of Official Records at page 556, Marin County Records; and running thence South 43° 25' West 295.70 feet, South 49° 00' 30" West 885.50 feet, South 3° 49' West 290.60 feet, North 86° 46' West 78.80 feet, South 45° 43' West 183.70 feet and South 14° 40' West 229.90 feet, said strip to be bound on its Northerly extremity by a line running South 77° 13' 24" East from the point of commencement and on the Southerly side by a line running South 50° 36' East from the point of termination.

Tract 01-111 contains 337.00 acres, more or less.

PARCEL TWO:

AN EASEMENT for ingress and egress purposes over that portion of the 50 foot roadway easement described in the Deed from Ernest Ghisletta to Robert D. Marshall, recorded February 17, 1960 in Book 1346 of Official Records at page 97, that lies within that parcel of land conveyed to Deep Cove Ranch, a limited partnership, by deed recorded September 5, 1969 in Book 2324 of Official Records at page 365.

PARCEL THREE:

AN EASEMENT for roadway and utility purposes over the parcel of land conveyed to Ernest Ghisletta, by deed recorded August 2, 1939 in Book 385 of Official Records at page 46.

PARCEL FOUR:

EASEMENTS for roadway and parking purposes, as contained in an agreement between James E. Lundgren and Deep Cove Ranch, a limited partnership recorded September 5, 1969 in Book 2324 of Official Records at page 382.

The above described land known as Tract 01-111, Point Reyes National Seashore, is a portion of the same land described in Deed dated May 6, 1970, recorded in Book 1368, page 556, Official Records of Marin County, California, Ruth Lundgren and Sayles A. Turney to James E. Lundgren; except that portion thereof conveyed by James E. Lundgren to Deep Cove Ranch by Deed recorded in Book 2324, page 365, Official Records of Marin County, California.

TRACT 07-134

That certain real property situate in the County of Marin, State of California, a portion of the Rancho Punta de los Reyes (Sobrante), described as follows:

BEGINNING at a point in the center line of a 60 foot roadway, said point being distant North 75° 26' East 38.24 feet, North 0° 34' West 108.34 feet, North 44° 09' 30" West 476.81 feet, South 22° 22' 30" West 116.35 feet, North 87° 23' 30" West 530.48 feet, South 84° 28' 30" West 232.75 feet, North 56° 13' 30" West 154.57 feet, North 2° 05' West 136.88 feet, North 47° 15' 30" East 343.63 feet, North 26° 42' 30" West 154.31 feet and North 88° 15' West 278.71 feet from Monument No. 9 as referred to in that certain agreement between O. L. Shafter Estate Company, a corporation and Julia Shafter Hamilton fixing the boundary line agreement, said agreement recorded February 6, 1906 in Book 99 of Deeds at page 5, Marin County Records; running thence along the center line of said 60 foot roadway, North 89° 50' 40" West 203.26 feet, North 48° 17' West 210.99 feet, North 14° 24' West 134.77 feet, North 35° 52' East 147.06 feet, North 14° 13' West 130.21 feet, North 6° 13' East 253.98 feet, North 42° 44' East 161.71 feet, North 17° 24' East 142.86 feet, North 82° 44' East 87.13 feet, South 41° 35' East 157.97 feet, South 8° 14' East 152.70 feet, South 55° 04' East 123.93 feet and North 81° 10' East 112.37 feet, thence leaving the center line of said road South 7° 55' East 473.11 feet to a point in the center line of a 30 foot roadway easement, running thence along said center line, South 50° 04' 30" West 178.37 feet, South 66° 38' West 201.78 feet, South 26° 20' West 79.19 feet and South 7° 04' East 104.25 feet to a point in the aforementioned 60 foot roadway, running thence along said center line North 33° 15' West 34.22 feet to the point of beginning, containing 11.60 acres, more or less.

EXCEPTING THEREFROM that portion conveyed in the following Deeds:

a) to James H. Gunn, et ux, recorded April 5, 1965 in Book 1926 of Official Records at page 113, containing 2.00 acres, more or less

b) to Paul Bass, et ux, recorded May 4, 1966 in Book 2047 of Official Records at page 214, containing 2.25 acres, more or less,

c) to Charles G. F. Wahlo, et ux, recorded September 7, 1966 in Book 2078 of Official Records at page 210, containing 3.00 acres, more or less.

Tract 07-134 contains 4.31 acres, more or less, after exceptions.

TOGETHER WITH:

PARCEL TWO:

An easement for roadway and utility purposes over a strip of land 30 feet in width the center line of which is described as follows:

COMMENCING at a point which is South 38° 15' East 34.22 feet from the point of beginning of the property herein described, running thence North 7° 04' West 104.23 feet, North 29° 29' East 79.19 feet, North 66° 38' East 201.78 feet and North 50° 04' 50" East 188.37 feet.

PARCEL THREE:

Those certain easements as granted in the Deed from M. R. Ottinger, also known as Millard R. Ottinger, to Wilfred Mitchell and Ruth Mitchell, his wife, dated August 5, 1930 and recorded August 28, 1930 in Book 1391 of Official Records at page 342, Marin County Records.

EXCEPTING THEREFROM that portion lying within the following deeds:

a) to Howard Walter, et ux, recorded January 8, 1960 in Book 1337 of Official Records at page 37 and Book 1337 of Official Records at page 38.

b) to Marin Title Guaranty Company, a corporation, recorded October 23, 1959 in Book 1319 of Official Records at page 424.

The above described land known as Tract 07-134, Point Reyes National Seashore, is the same land described in Deed from Wilfred Mitchell, et ux, to Gilbert Morgan, et ux, dated January 7, 1965, recorded January 14, 1965, in Book 1902, Page 127, Official Records of Marin County, California.

1

Docket Information

Number of Documents in Docket : 27

Documents Dated from : 07-1-2019 to 02-13-2025

Docket Compiled: 3/25/2025