



Death Valley National Park

Docket Number: 38

ED SPRING (A015557) [RETIRED]

Preliminary Docket Information

DOCKET INFORMATION FORM

Compiled by: Alexa Kreiling Date: 2/25/2025
 Initial Docket Information Form ☒ Amendment # (1,2,3 ...)
 Includes Confidential Content ☐

Park Unit: DEVA Docket #: 038 Docket Title Ed Spring (A015557) [RETIRED]

Docket Type:

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

Region:

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

Source:

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

Name: Ed Spring

State: CA

County: Inyo

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

Application #: A015557 Date:

Permit #: Date Issued:

License / Certificate #: Priority Date:

Ruling/Order/Decree #: Date Issued:

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

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

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

Qtr: NW Qtr: SW Sec: 2 T: 18 S R: 44 E PM:

Latitude: Longitude:

UTM , Datum:

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

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

Latitude: Longitude:

UTM , Datum:

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

See Water Right/Source Docket Information dated September 14, 1973 in the preliminary section for narrative.

This docket is linked with Chucker Spring (Docket 022), Covered and Wee Springs (Docket 036), and Burns Spring (Docket 037).

Retired in 1954.

Date: September 14, 197

RIG SOURCE DOCKET INFORMATION

REGION Western AREA Death Valley National Monument

SITE Burns, Covered, Wee, and Chucker Springs, Ed Springs

STATE California COUNTY Inyo DOCKET NO WR #22, 22-A

LOCATION NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec.2, and SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec.3, T18S, R44E, MDB&M

NOTE: UNSURVEYED PROJECTIONS ON TOPOS: MAY BE OFF AS MUCH AS TWO (2) SECTIONS EITHER WAY

REGIONAL BASIN _____ LOCAL BASIN _____

ACQUIRED BY Appropriation

APPLICATION 13852/15539/15557/16138 PERMIT 8536/11424/-/11422 CERTIFICATE 6559-A/10781/-/-

CTION DUE _____ PRIORITY 7/17/50 & 9/14/53 RESERVATION 1933

QUANTITY 100 gpd/100 gpd USE domestic/wildlife propagation

STATUS Active SOURCE Surface Water

REMARKS DEVA WR #22 and 22-A both concern the rights of Thad and Jo Greene, now belonging to the U.S. Note: Located on unsurveyed projections on topos...may be off as much as two (2) sections either way.

NARRATIVE:

In 1950 James Bennett and Max Barginski filed Application 13852 to appropriate 11,000 gpd from four springs near Emigrant Canyon in Death Valley N.M. - Burro Spring, Green Spring, Willow Spring, and Burns Spring. Bennett and Barginski planned to use the water at two mining claims close to the springs. In October of 1953 the two assigned their rights under the application to Art Detloff; who assigned them to Thad and Jo Greene a month later. Detloff assigned the rights to the other three springs in the application to Roy C. Troeger (see DEVA AWR #34).

In September of 1953 the Greenes filed Application 15539 for 30,000 gpd from Wee and Covered Springs, and Application 15557 for 30,000 gpd from Ed Spring. The Greenes intended to use the water in all three applications at their mining operation in the Monument. The Monument protested the above two applications on the grounds that they would interfere with a valid prior appropriation (Application 15381, Emigrant Spring, filed by the General Hotel Company and used by the Monument) as well as not being in the best interest of the Monument. The Greenes cancelled Application 15557 and assigned Applications 15539 and 13852 to the Monument in return for Special Use Permit No. DEVA-3-56. To supplement the water in the permit the Monument filed Application 16138 to appropriate 7200 gpd from Chucker Spring. In 1959 the Greenes assigned their rights under the permit to Erwin Denner, who in turn assigned it to John and Virginia Drake two years later.

In 1962 the Monument recieved License 6559-A for the use of 100 gpd from Burns Spring (Application 13852) for domestic purposes. By 1964 mining activity in the area had ceased and the water from all the sources was commingled and used for domestic purposes by about 5 people. A field check of the area in 1975 revealed that the millsites and pipelines were in great disrepair, with the springs flowing at about $\frac{1}{4}$ gpm. The State of California issued License 10781 for Covered and Wee Springs in 1978 (Application 15539), allowing 100 gpd for wildlife propagation uses only. Permit 11422 (Application 16138) for Chucker Spring was cancelled due to lack of diligence in applying the water to a beneficial use.

Re: Application 13852A (license 6559-A)

In January 1980 Bill Werrell called the Park to check on the status of water use per this permit. At present there is no domestic use on site nor is there any foreseeable probability of use of this water for domestic use. However, due to the nature of the individual mining claims and possible challenges to the Act banning mining in Death Valley National Monument, the Licensee Report should continue to be maintained in its old form until all possible mining claims covered by this permit are terminated. J.H.Hershey

1/28/80

Filed by T. Kern

Reviewed by W. Werrell

Page _____ of _____

* For more info on Troeger claims see DEVA AWR's 34 & 37 RA

License #6559B (Application #13852B) has been REVOKED by the State Water Resources Control Board, effective July 17, 1984.
This revocation was issued as a result of non-use, for beneficial use, and as a result of Troegeer, et al vs. United States of America.

By:

May Lau Feb. 8, 1985

02 STATE

Death Valley National Park

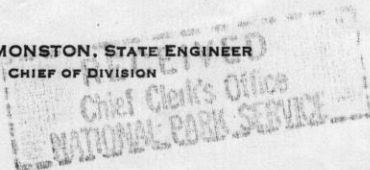
ED SPRING (A015557) [RETIRED]

State Water Rights Documentation

A. D. EDMONSTON, STATE ENGINEER
CHIEF OF DIVISION

GOODWIN J. KNIGHT
GOVERNOR OF CALIFORNIA

L54
FRANK B. DURKEE
DIRECTOR



STATE OF CALIFORNIA
Department of Public Works
SACRAMENTO

1954 FEB 9 AM 8:55

ADDRESS REPLY TO
DIVISION OF WATER RESOURCES
P. O. BOX 1079
SACRAMENTO 5
PUBLIC WORKS BUILDING
1120 N STREET

February 5, 1954

Richard J. Dunn

Application 15557 Permit _____ License _____

Mr. Lawrence F. Cook
Acting Assistant Director
Department of the Interior
National Park Service
Washington 25, D. C.

Dear Mr. Cook:

This is to advise that on February 2, 1954
the above numbered application of
Thad C. and Jo L. Greene
which was for the appropriation of 30,000 gallons
per day
from Ed Spring

within NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 5, T 18 S, R 44 E, MDB&M

for mining and domestic purposes
was cancelled, without prejudice, at the request
for and on behalf of applicants.

Very truly yours,

A. D. EDMONSTON
State Engineer

Form 74
11-10-53

ANW:ge

A. D. EDMONSTON, STATE ENGINEER
CHIEF OF DIVISION

GOODWIN J. KNIGHT
GOVERNOR OF CALIFORNIA

FRANK B. DURKEE
DIRECTOR



STATE OF CALIFORNIA
Department of Public Works

SACRAMENTO

1954 FEB 9 AM 8:55

ADDRESS REPLY TO
DIVISION OF WATER RESOURCES
P. O. BOX 1079
SACRAMENTO 5
PUBLIC WORKS BUILDING
1120 N STREET

February 5, 1954

Applications 15539, 15558

Thad C. and Jo L. Greene
Box 4,
Trona, California

Dear Sir and Madam:

Enclosed herewith are copies of recent correspondence between this office and the National Park Service concerning applications to appropriate within Death Valley National Monument. Specific reference is made to your Application 15539, a copy of which is also enclosed.

In view of the recently adopted federal regulations involving use of land within Death Valley National Monument, it appears that before land use permit will be issued the National Park Service will require that all applications to appropriate within the monument be assigned to the United States. In view of these developments, it is suggested that you contact the National Park Service and ascertain what specific action regarding assignment and possible amendment is desired in connection with the application.

Very truly yours,

A. D. EDMONSTON, STATE ENGINEER

KLW:ap

cc: Mr. Thomas J. Allen
Assistant Director
Department of the Interior
National Park Service
Washington 25, D. C.

By

L. C. Jopson
L. C. Jopson
Principal Hydraulic Engineer

cc: Superintendent
Death Valley National Monument
Death Valley, California

C
O
P
Y

STATE OF CALIFORNIA—DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES
STATE ENGINEER
SACRAMENTO 5

PROTEST

(Amendment of Protest dated Nov. 12, 1953)

Application 15539, 15557, 15558 and 15605

I, Lawrence Cook, for the United States of America
of National Park Service, Interior Building, Washington 25, D. C. have read carefully a copy
of, or a notice relative to Application 15539, 15557 of Greene & Dutloff and Mr. Banks' letter of
Nov. 30 on same subject 15558 to appropriate from State name of applicant
Springs tributary to Emigrant Canyon, Death Valley
at a point Name the source
"N-165" established by USGWS in 1933
Describe location of applicant's point of diversion

It is desired to protest against the approval thereof because to the best of our information and belief the
proposed appropriation will result in injury to States as follows: (1) Monument used in ties is not
correlated with Monument used as tie to diversions under applications 5073 & 15381;
(2) Projection of sections in the unsurveyed land differs with projections in appli-
cations 5073 & 15381 by at least one mile; (3) Part of description implies possible
conflict with rights under application 15381. (see further comments on reverse)

same possible
Protestant claims a right to the use of water from the source from which applicant proposes to divert, which
right is based upon Application 15381, and has administrative jurisdiction over surface of
Federal land in Death Valley National Monument which would be used in the development.
Prior application, notice posted or use begun prior to December 13, 1914; riparian claim, etc.

The extent of present and past use of water by protestant or his predecessors in interest from this source is as
follows: General public use of water in Secs. 29, 31 & 32, T 17 S, R 44 E & Secs.
5 & 6, T 18 S, R 44 E, NW has been made for half a century full use of waters of
Emigrant and Pioneer Springs has been appropriated for such purposes in accordance
with records of rights under applications 5073 & 15381.
State approximate date first use made, amount used, time of year when diversion is made, the use to which water is put

Where is your diversion point located? SW 1/4 of NE
SE 1/4 of NW 1/4 of Section 29
17 S, R 44 E, ND as projected in unsurveyed land.
Describe location with sufficient accuracy that position thereof relative to that
of applicant may be determined

This protest may be disregarded and dismissed if and when USGWS Mon. "N-165"; USGWS
BN marked "B-1907 - 4046"; & USGWS BN No. 157, marked "B-1907-2366" are tied
together, and if permit is issued subject to regulations of Secretary of the
Interior prescribed under the Act of June 13, 1933 (48 Stat. 139), relating to
surface use of land, which are in effect at time permit is issued, approved
revision of said regulations anticipated by about January 1.
Condition which will relieve protest

A true copy of this protest has been served upon the applicant by mail
Personally or by mail

Date December 10, 1953

(Sgd) L. F. Cook

Protestant sign here
Acting Assistant Director
National Park Service

NOTE.—Protests must be filed within the time allowed by the Division as stated in the published notice relative to an application or such further
time as may be allowed.

NOTE

A concise and definite statement of the grounds of protest is desired. This statement should take the form indicated on the blanks on the reverse side of this sheet. Additional information may be added below if there is insufficient space in the blanks, or data not pertinent to those blanks, but insofar as practicable it is desired that protests follow the printed form.

(Paragraph 2 continued): (4) Mon. "M-165" has no relation to Section corner, as indicated.

The National Park Service is responsible for administration of conflicting mining and recreational uses of Death Valley National Monument in the most harmonious manner possible for general public benefit. Millsite development and the appropriation of water therefor have become chaotic, due to lack of adequate authorized regulations. Necessary permit for use of surface of land, for proposed development, will not be considered until revised regulations are issued about Jan. 1.

DO NOT WRITE BELOW

C O P Y

Goodwin J. Knight
Governor of California

A. D. Edmonston, State Engineer
Chief of Division

Frank B. Durkee
Director

STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
SACRAMENTO

November 30, 1953

Address reply to
Division of Water Resources
P. O. Box 1079
Sacramento 5
Public Works Building
1120 N Street

Applications 15539, 15557, 15558, 15605

Mr. Thomas J. Allen
Assistant Director
Department of the Interior
National Park Service
Washington 25, D. C.

Dear Mr. Allen:

This will acknowledge your letter of November 12 together with a protest on behalf of the National Park Service against Applications 15539 and 15557 of Thad C. and Jo L. Greene and Application 15558 of Art Detloff.

Your letter indicates that additional regulations regarding the surface use of land within Death Valley National Monument are presently being considered by the Secretary of the Interior and as a decision thereto should be forthcoming before the end of the year you desire that action on Applications 15539, 15557 and 15558 be suspended meanwhile.

Application 15605 was filed on November 9, 1953 by Art Detloff to appropriate a total of 150,000 gallons per day from Dobbins Spring and Yellow Spring within the NE¹ of SE¹ of projected Section 34, T 17 S, R 44 E, M.D.B.&M. It is proposed to issue formal notice of this application in the near future and as the law provides for a 40-day protest period after the date of the notice, no permit consideration may be anticipated until after the first of the year. As we propose to act upon Applications 15539, 15557 and 15558 concurrently with Application 15605, perhaps the decision of the Secretary of the Interior will be issued before any action would normally be taken on the four applications and possibly no formal suspension at this time is necessary.

The third and fourth paragraphs of the protest which called for a statement of protestant's claim of right to the use of water from the source from which the applicants seek to divert and also a statement as to the extent of present and past use of water therefrom by protestant refers

to Application 15381 of the National Park Service to appropriate from Emigrant and Pioneer Springs. It appears from the maps which accompany the applications that these springs are located some distance to the north of the springs named in the subject applications and no interference with Application 15381 is apparent.

The remaining objection to Applications 15539, 15557 and 15558 is that there is no authorization from the National Park Service for right of access. Issuance of permit pursuant to an application to appropriate unappropriated water grants no right of access to the water source or right of way across lands of others. Before an appropriative right can be consummated it is necessary to obtain right of access to the proposed point of diversion. If the National Park Service were to deny access to the applicants the projects contemplated under the applications could never be consummated and any permits which might be issued would in due course be revoked for failure to comply with the prescribed terms and conditions thereof. This office is inclined to be liberal in considering applications where no present right of access is shown on the theory that such right might subsequently be acquired. However, projects which involve use of lands of the United States are governed by Section 748 of our Rules and Regulations pertaining to appropriation of water which provides in such cases that if it becomes apparent that the necessary permit or easement cannot be secured from the proper governmental authority, the application will be rejected. While the protest on this ground is insufficient and cannot be entertained (see Section 722 of our Rules and Regulations), the applications will be considered in light of Federal statutes and administrative regulations governing applicants' right of access in force at the time action is taken, in accordance with the foregoing principles, and prior to issuance of permits we will consult with you further to ascertain whether changes have been made in existing regulations which would make it impossible for applicants to secure right of access and thereby consummate their proposed appropriation.

If our understanding of the situation is not entirely correct and interference with the use of water under Application 15381 of the National Park Service is believed possible, an amended protest based upon such allegations will be considered if submitted within fifteen days from present date.

Applications 13851 and 13852 originally filed by Bennett and Barginski are still active upon our records. On October 14, 1952, we were advised by Mr. Bennett that Art Detloff was associated with him and Mr. Barginski in their mining operations in Death Valley and requested that a partial assignment of Applications 13851 and 13852 be made to Mr. Detloff. However, we note from the 1953 Progress Reports submitted in connection with the applications that possibly Bennett and Barginski have relinquished all of their interests in the filings in favor of "Dobbins and Detloff". We have no information as to the full name or address of Mr. Dobbins.

Your protest also refers to Application 8961 of Roy Jourigan. Our records indicate that this application was cancelled on April 26, 1951.

For your assistance we have prepared a sketch showing the relative locations of all of the springs in the immediate vicinity which are covered by filings with this office. Inasmuch as the area is unsurveyed, it is possible that their locations with reference to the public land survey may not be accurately shown. However, you will note in each case that the applicant has tied his point of diversion to the USC&GS Monument ML65 which is represented as being the NE corner of Section 32, T 17 S, R 14 E, M.D.B.&M. We have purposely omitted Emigrant Spring and Pioneer Spring which are covered under Applications 5075 and 15381 as they would probably be incorrectly located upon the projection used by the other applicants.

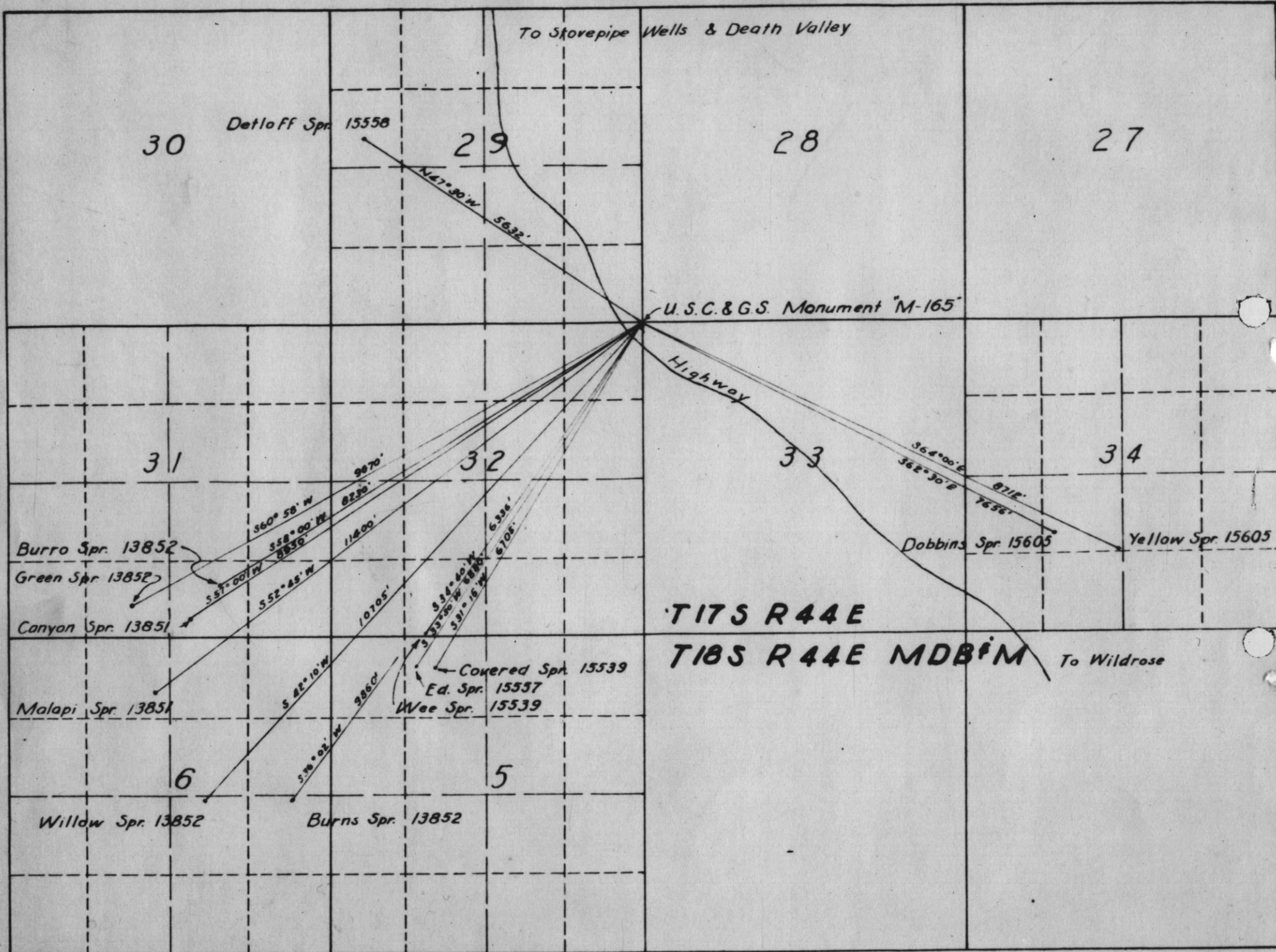
Very truly yours,

A. D. EDMONSTON, STATE ENGINEER

By (Sgd) Harvey O. Banks
Harvey O. Banks
Assistant State Engineer

cc: Thad C. and Jo L. Greene
Box 4
Trona, California

cc: Mr. Art Detloff
Box 4
Trona, California



C O P Y

STATE OF CALIFORNIA—DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCESSTATE ENGINEER
SACRAMENTO 5

PROTEST

Application 15539, 15557, and 15558

I, Thomas J. Allen, for the United States,
Interior Building, Washington 25, D. C. Name of protestant
 have read carefully a copy
 of, or a notice relative to Application s 15539 and ex 15557 of Thad C. Greene and Jo L. Greene, and
15558 of Art Detloff Post-office address of protestant
Emigrant Canyon in Death Valley National Monument State name of applicant
to appropriate from Covered, Wee, Ed and Detloff Springs, tributary to
at point s in Sec. 5, T. 18 S., and Secs. 29 & 32, T. 17 S., all in R. 44 E., M.D.B.&M. Name the source
Describe location of applicant's point of diversion

It is desired to protest against the approval thereof because to the best of our My or our information and belief the
the United States Me or us proposed appropriation will result in injury to States as follows: The described points of diversion
are approximately one mile east of some of the springs described in earlier Applica-
tions Nos. 13852 by Bennett & Barginski; 8961 by Roy Journigan; and 1/4 mile west of
one projected location of Pioneer Spring covered by Federal Application No. 15381
and Emigrant Spring covered by both said Application 15381 and Application 5073
which is now assigned to General Hotel Company. (Continued on reverse side.)

Protestant claims a right to the use of water from the source from which applicant proposes to divert, which
 right is based upon Application 15381, and is interested in clarifying relative rights of
all recorded claimants before further water claims are established. Prior application, notice posted or use begun prior to December 19, 1914; riparian claim, etc.

The extent of present and past use of water by protestant or his predecessors in interest from this source is as
 follows: The full flow of Emigrant and Pioneer Springs has been inadequate to supply
needs of the United States and General Hotel Company under Applications 15381 and
5073, and all the water has been used even though public comfort stations at the
Emigrant Checking Station have been closed for part of the past summer.
State approximate date first use made, amount used, time of year when diversion is made, the use to which water is put

Where is your diversion point located? (1) SW NE
(2) SE 1/4 of NW 1/4 of Section 29,
T. 17 S., R. 44 E., M.D. B. & M. Describe location with sufficient accuracy that position thereof relative to that
of applicant may be determined

This protest may be disregarded and dismissed if the National Park Service finds, and reports
that the diversions and use will not conflict with senior, valid rights. State conditions which will relieve protest

A true copy of this protest has been served upon the applicant by mail.
Personally or by mail

Date November 12, 1953

/s/ Thomas J. Allen
Assistant Director, sign here
National Park Service

NOTE.—Protests must be filed within the time allowed by the Division as stated in the published notice relative to an application or such further
 time as may be allowed.

(OVER)

NOTE

A concise and definite statement of the grounds of protest is desired. This statement should take the form indicated on the blanks on the reverse side of this sheet. Additional information may be added below if there is insufficient space in the blanks, or data not pertinent to those blanks, but insofar as practicable it is desired that protests follow the printed form.

Reason for Protest (continued): To the best of our knowledge and belief there are
no springs at designated points; and the springs, although bearing different names,
are identical with springs by aforesaid earlier applications. No permits should be
granted until the identities of all springs, which are on unsurveyed land, are clari-
fied. Moreover, Mr. Detloff is reported to have succeeded to the interests of Bennett
and Barginski whose right of entry for rights of way is now a matter of Federal
study with no final decision and action, pending the further study
and clarification of the authority of the Secretary of the Interior to regulate the
surface use of lands in Death Valley National Monument under act of June 13, 1933
(48 Stat. 139), extending the mining laws to that area; and study of the status of
the former, existing parcel of Public Water Reserve No. 107 covering land within
1/4 mile of aforesaid Emigrant Spring. As successors to Messrs. Journigan, Bennett,
and Barginski, the applicants have no authority to use Federal land except to the
undefined extent of their predecessors, and probably no authority to use the specific
land surface described in Applications 15539, 15557, and 15558.

The land use status and regulation under the act of June 13, 1933, should
be clarified by the end of the calendar year. It is requested that action on Applica-
tions 15539, 15557, and 15558, be suspended until the matter is clarified and we are
in a position to prescribe land use conditions relating to the further appropriation
of the waters. It is further requested that the applicants indicate the relative
locations of their springs, or points of diversion, and those in the aforementioned
earlier applications.

DO NOT WRITE BELOW

STATE OF CALIFORNIA—DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES
STATE ENGINEER
SACRAMENTO 5

NOTICE OF APPLICATION TO APPROPRIATE WATER

Application 15557

NOTICE IS HEREBY GIVEN, THAT

Thad C. Greene and Jo L. Greene
Box 4
Trona, California

have

has under the date of **September 29, 1953** applied to the Department of Public Works, State Engineer, for a permit to appropriate unappropriated water, subject to vested rights.

Description of Project

Water to be appropriated from **Ed Spring tributary to an unnamed canyon thence Emigrant Canyon.**

County of **Inyo**

Amount applied for: **30,000 gallons per day or approximately 0.047 cubic foot per second.**

Diversion season named: **January 1 to December 31 of each year.**

Water to be used for **mining and domestic purposes.**

Point of diversion within **NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of projected Section 5, T 18 S, R 44 E, MDB&M.**

Place of use described: **SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of projected Section 32, T 17 S, R 44 E, MDB&M.**

Water used for mining purposes will be released to an unnamed canyon tributary to Emigrant Canyon within SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of projected Section 32, T 17 S, R 44 E, MDB&M.

Relative to Protests

Blanks upon which to submit protests will be supplied free upon request.

Any person desiring to protest against the granting of such permit shall within **40** days from date hereof file with the Department of Public Works, State Engineer, Sacramento, California, a written protest. Such protest shall clearly set forth the protestant's objections to the approval of the application and shall contain the following information:

- (1) Statement of the injury which would result to protestant from such appropriation and use.
- (2) The basis of protestant's water right.
- (3) Protestant's past and present use of water both as to amount used and land irrigated, or use made of water if other than irrigation.
- (4) The approximate location of protestant's land or place of use and point of diversion of the water.

A copy of the protest should be sent to the applicant and this office notified that the same has been done.

DEPARTMENT OF PUBLIC WORKS
By A. D. EDMONSTON, State Engineer

Dated: Sacramento, California,
October 16, 19**53**

07 OTHER

Death Valley National Park

ED SPRING (A015557) [RETIRED]

Other Supporting Information

STATE OF CALIFORNIA—THE RESOURCES AGENCY

RONALD REAGAN, Governor

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

ROOM 1015, RESOURCES BUILDING

1416 NINTH STREET • SACRAMENTO 95814



FEB 19, 1974

U. S. Death Valley National Monument
 c/o U. S. National Park Service
 Office of Land and Water Rights
 450 Golden Gate Avenue, Box 36063
 San Francisco, CA 94102

Attention: Mr. Gerard S. Witucki
 Chief, Water Resources Section

Gentlemen:

WC #s

WR #

24-Permit 4645 (Application 8423)	Permit 11423 (Application 17839)-25
3-Permit 5738 (Application 10001)	Permit 11424 (Application 15539)-22
4-Permit 5739 (Application 10002)	Permit 11924 (Application 18489)-1
5-Permit 5754 (Application 10118)	Permit 14533 (Application 21646)-31
21-Permit 11421 (Application 16096)	Permit 15363 (Application 22366)AWR-
22A-Permit 11422 (Application 16138)	Permit 15721 (Application 22979)WR-3

Various Springs and Washes in Inyo County

In your letter of July 27, 1972, you indicated that water is not in use nor is use foreseen in the near future under Permits 11422 and 11424. In reviewing the permits we find also that no use of water is being made under Permit 11423 (Application 17839). In accordance with guidelines for considering petitions for extensions of time, a copy of which is enclosed for your information, it appears that Permit 11423 should be revoked. Although you indicated that water is not now being used under Permits 11422 and 11424, in your letter of July 27, 1972, the progress reports indicate intermittent use of water. It may be that this intermittent use of water should be considered a riparian use, and therefore it would be appropriate to revoke these two permits. Forms are enclosed for your use in requesting revocation of these three permits, if you concur.

It appears that use of water has been made under the remaining nine permits and that in most or all of the cases licensing action is indicated. We are therefore scheduling Permits 4645, 5738, 5739, 5754, 11421, 11924, 14533, 15363, and 15721 for inspection for the purpose of issuing a license for the amount of water beneficially used. If the inspection generates information which would provide justification for an extension of time under the guidelines, we will

FEB 19, 1974

U. S. Death Valley National Monument -2-

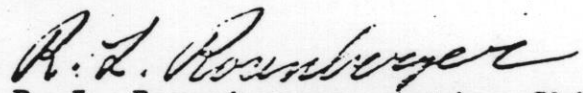
proceed to recommend to the State Water Resources Control Board that an extension of time be granted to complete use of water.

Within a few weeks you can anticipate receiving a communication from Mr. Wilbert Chung, of our Los Angeles Office, requesting information on whom he should contact at each project site for communication regarding the inspection.

Whether or not you concur with the proposed licensing action, please provide the information needed to make a proper inspection of each project. Thereafter we will be in a better position to communicate with you about the projects.

We are pleased that the Park Service intends to continue to cooperate with the State Division of Water Rights as indicated in your letter. Your cooperation is sincerely appreciated.

Sincerely,



R. L. Rosenberger, Acting Chief
Division of Water Rights

Enclosures

cc: Mr. Wilbert T. Chung
State Water Resources Control Board
Division of Water Rights
107 South Broadway, Room 9038
Los Angeles, CA 90012

Docket Information

Number of Documents in Docket : 16

Documents Dated from : 10-16-1953 to 02-25-2025

Docket Compiled: 6/18/2025