THE STATE OF NEVADA

NOTIFICATION OF FEDERAL RESERVED WATER RIGHT BY UNITED STATES OF AMERICA

(1) Name and Address of Claimant: **United States of America**
Department of the Interior
Fish and Wildlife Service
Division of Engineering
911 N.E. 11th Avenue
Portland, Oregon 97232-4181

(2) Source of Water: **Underground**
Name of natural water source

(3) Location of Water Source: **Corn Creek Well, located in the NE¼ NW¼ Sec. 34, T. 17 S., R. 59 E., M.D.B. & M.; at a point from which the North ¼ Corner of Section 34, T. 17 S., R. 59 E., M.D.B. & M. bears North 36° 22' East 244 feet.**
Describe as being within a 40 acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land it should be stated. Diversion over a channel reach must be described by course and distance to a section corner for both the beginning and the end of such reach.

(4) Place of Use: **NE¼ NW¼ and NW¼ NE¼ Sec. 34, T. 17 S., R. 59 E., M.D.B. & M.**
Describe as being within a 40 acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be stated. Diversion over a channel reach must be described by course and distance to a section corner for both the beginning and end of such reach.

5) Authority for Federal Reserved Water Right: **Titles III, V, and VII of Act of June 15, 1935 (Public Law No. 148, 49 Stat. 378-384) (Attached)**

6) Priority Date of Federal Reserved Water Right: **October 12, 1939, the date of land acquisition by fee simple title. (See attached March 26, 1940 letter from United States Attorney General to Secretary of the Interior and warranty deed.)**

(7) Purposes: **The restoration, rehabilitation, and protection of wildlife and the operation and maintenance of the Desert National Wildlife Range headquarters.**

(8) Type of Use: **Quasi-municipal, specifically for the operation and maintenance of the Desert National Wildlife Range and for the maintenance, enhancement, and protection of wildlife and wildlife habitat.**

R07604

(9) Season of Use: **January 1 to December 31**

(10) Amount Claimed: **An annual volume of 41 acre-feet and a maximum diversion rate of 0.21 cfs.**

(11) Remarks:

The Corn Creek Well has been supplying water for irrigation, domestic, stock, wildlife, and/or recreational uses at the Corn Creek Ranch, located in the N½ of Section 34, T. 17 S., R. 59 E., M.D.B. & M., since the early 1920's. This well was drilled by George and Clara Richardson sometime between 1922 and 1924. A daughter of the Richardson's, Ada C. Young, remembers that "well water was used with the spring water to irrigate and for the other ranch uses." The ranch was worked by the Richardson family until 1936, when they sold it to George Worts. (See the statement of Ada C. Young, attached to this claim. Original on file in the State Engineer's Office under Proof 02806.)

On October 12, 1939, the ranch was purchased under the provisions of Titles III, V, and VII of the Act of June 15, 1935, by the United States of America to serve as a headquarters for the newly-created Desert National Wildlife Range (Range). The Corn Creek Springs ranch was selected as a headquarters because it was just south of the Range and it had "the only water for 56 miles in either direction." (See the attached March 26, 1940 letter from the United States Attorney General to the Secretary of the Interior, the warranty deed, the minutes and Memorandum No. 8 from a July 31, 1939 meeting of the Migratory Bird Conservation Commission, and the Act of June 15, 1935, Public Law No. 148.)

In 1943, a pump and 500-gallon water tank were installed in order to increase water pressure to the two residences, barn, and maintenance building. From 1954 to 1970, well water was delivered to pens holding bighorn sheep. In 1970, a conveyance system was installed to pipe water to two small ponds designed to supply habitat for migratory and resident birds. Since 1971, these ponds also have supplied habitat to Pahrump killifish transplanted from the Pahrump Valley. The Pahrump killifish, *Empetrichthys latos*, is listed as endangered under the Endangered Species Act of 1973, as amended. In 1986, the Service constructed a public restroom and connected the 4 toilets, 2 wash basins, and drinking fountain to the well's supply system.

The well development consists of a 300-foot drill hole cased to 250 feet with 6-inch casing. A pump and 3 horsepower motor supply water to a 500-gallon pressure tank. The tank supplies the two residences, barn, maintenance building, lawn irrigation system, and public restroom. Well water is also directly piped from the well head to a small (approximately 0.4 acre-foot, total capacity) wildlife and fish pond. Water from this pond drains into another small (approximately 0.3 acre-foot total capacity) wildlife and fish pond.

This notification of a federal reserved water right is filed in addition to the Proof of Appropriation of Water for Quasi-Municipal Uses and Other Purposes filed on Corn Creek Well.

R07604

United States of America
Department of the Interior
U.S. Fish and Wildlife Service
Claimant

Thomas Dwyer

By: _____

for

Michael J. Spear, Regional Director

U.S. Fish and Wildlife Service

Division of Engineering

911 N.E. 11th Avenue

Portland, Oregon 97232-4181

Telephone No: (503) 231-6118

Subscribed and sworn to before me this 22 day of April, 1996

Notary Public in and for the county of Multnomah

My commission expires 6/6/97

Bernie Logan

OFFICIAL SEAL
BERNIE LOGAN
NOTARY PUBLIC-OREGON
COMMISSION NO. 025063
MY COMMISSION EXPIRES JUNE 6, 1997

NO FILING FEE REQUIRED