

Serial No. R07924

THE STATE OF NEVADA  
AMENDED  
PROOF OF APPROPRIATION OF WATER FOR FISH HABITAT AND RECREATION  
PURPOSES UNDER THE MULTIPLE-USE SUSTAINED-YIELD ACT OF 1960  
FEDERAL RESERVED WATER RIGHT

(1) Name of Claimant: UNITED STATES OF AMERICA - Forest Service  
Address: 324 25th Street  
Ogden, Utah 84401  
801-625-5279

(2) Source of water supply: NF INDIAN CREEK (2)

(3) The water is quantified at the following point:

Township	Range	Section	Tract	Gov't Lot	County	Meridian
045 N	052 E	10	SWSW		ELKO	MOUNT DIABLO

(4) The means of diversion employed WATER IS NOT DIVERTED FROM THE STREAM CHANNEL.

(5) The claimant is an owner in the above described stream channel.

(6) The nature of the title to the land for which the water right is claimed is the TREATY OF GUADELUPE HIDALGO OF 1848.

(7) The water had been used for fish habitat and recreation uses from JANUARY 1 TO DECEMBER 31 of each year.

(8) The water claimed has been used for fish habitat and recreation uses each and every year since June 12, 1960.

(9) The claimant's water right was not recorded in the office of the County Recorder of Elko County.

(10) Total Quantity Claimed: The parameters describing the reserved water right are described as follows:

Time Period	Discharge
Jan 1 Jan 31	0.25
Feb 2 Feb 31	0.37
Mar 3 Mar 31	0.42
Apr 4 Apr 30	1.73
May 5 May 31	3.38
Jun 6 Jun 30	3.44
Jul 7 Jul 31	0.96
Aug 8 Aug 31	0.21
Sep 9 Sep 30	0.13
Oct 10 Oct 31	0.15
Nov 11 Nov 30	0.21
Dec 12 Dec 31	0.26

The United States claims the above instream flow components, quantified proportionally for the entire reach of each stream and all it's named and unnamed tributaries lying upstream and downstream of the quantification point, excluding intervening private and state lands.

(11) Total consumptive use claimed For Present and Future Use is: NONE, USE IS NONCONSUMPTIVE

(12) Present and Future Uses to Which the Water is or Will be Used: the water is needed and reserved to provide fish habitat and recreation use opportunities for the public pursuant to the Multiple-Use Sustained-Yield Act, 16 U.S.C. 528-531, 74 Stat. 215, P.L. 86-517 (June 12, 1960).

(13) REFERENCE INFORMATION:

National Forest: HUMBOLDT

Forest Service Record ID: 040917050105 49 H105 F 2

(14) Remarks:

PL 517 06/12/1960 74 215

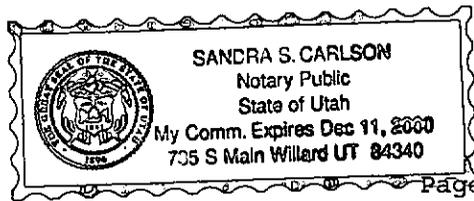
MAP 123-2, MAP UNIT ID 49-06

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by the United States of America, USDA - Forest Service, are full and correct to my best knowledge and belief.

By *[Signature]*  
for DALE N. BOSWORTH, Regional Forester  
324 25th Street, Ogden, UT 84401

Subscribed and sworn to before me this 31<sup>st</sup> day of October, 1997

*Sandra S. Carlson*  
Notary Public in and for the County of WEBER  
My commission expires DECEMBER 11, 2000



File Code: 2540

Date: December 2, 1997

Water Resources Division  
Michael R. Turnipseed, State Engineer  
123 West Nye Lane  
Carson City, Nevada 89710

Dear Mr. Turnipseed,

Based upon our in house review of claims submitted for the Owyhee and Bruneau River Adjudication, we have found a number of mistakes which we wish to correct.

Enclosed are Amended Proofs of Appropriation for the following state assigned Serial Numbers:

✓ R-07924	✓ 08529
✓ R-07964	✓ 08113
07402 <i>SUZY</i>	✓ 08120
08065 <i>JULIE</i>	✓ 08284
✓ 07476	✓ 08285
✓ 07477	? 08255
✓ 08452	✓ 08188 <i>JULIE</i>
✓ 08334	08187 "
✓ 08184 <i>JULIE</i>	? 08177
? 08220	

If you have any questions regarding these corrections feel free to contact Chris Butler at (702) 738-5171.

Sincerely,

  
BEN G. SLINNOE  
Assistant Forest Supervisor

encl.  
cc: C. Butler  
bi

ORIGINAL  
THE STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR FISH HABITAT AND RECREATION  
PURPOSES UNDER THE MULTIPLE-USE SUSTAINED-YIELD ACT OF 1960  
FEDERAL RESERVED WATER RIGHT

(1) Name of Claimant: UNITED STATES OF AMERICA - Forest Service  
Address: 324 25th Street  
Ogden, Utah 84401  
801-625-5360

(2) Source of water supply: INDIAN\_CREEK

(3) The water is quantified at the following point:

Township	Range	Section	Tract	Gov't Lot	County	Meridian
-----	-----	-----	-----	-----	-----	-----
045 N	052 E	10	SWNW		ELKO	MOUNT DIABLO

(4) The means of diversion employed WATER IS NOT DIVERTED FROM THE STREAM CHANNEL.

(5) The claimant is an owner in the above described stream channel.

(6) The nature of the title to the land for which the water right is claimed is the TREATY OF GUADELUPE HIDALGO OF 1848.

(7) The water had been used for fish habitat and recreation uses from JANUARY 1 TO DECEMBER 31 of each year.

(8) The water claimed has been used for fish habitat and recreation uses each and every year since June 12, 1960.

(9) The claimant's water right was not recorded in the office of the County Recorder of Elko County.

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(Top)  
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(10) Total Quantity Claimed: The parameters describing the reserved water right are described as follows:

Time Period	Discharge
Jan 1 Jan 31	0.25 - 58.98
Feb 2 Feb 31	0.37 - 87.29
Mar 3 Mar 31	0.42 - 99.08
Apr 4 Apr 30	1.73 - 408.12
May 5 May 31	3.38 - 797.36
Jun 6 Jun 30	3.44 - 811.52
Jul 7 Jul 31	0.96 - 226.47
Aug 8 Aug 31	0.21 - 49.54
Sep 9 Sep 30	0.13 - 30.67
Oct 10 Oct 31	0.15 - 35.39
Nov 11 Nov 30	0.21 - 49.54
Dec 12 Dec 31	0.26 - 61.34

} 226.28 - 0.96

The United States claims the above instream flow components, quantified proportionally for the entire reach of each stream and all it's named and unnamed tributaries lying upstream and downstream of the quantification point, excluding intervening private and state lands.

(11) Total consumptive use claimed For Present and Future Use is: NONE, USE IS NONCONSUMPTIVE

(12) Present and Future Uses to Which the Water is or Will be Used: the water is needed and reserved to provide fish habitat and recreation use opportunities for the public pursuant to the Multiple-Use Sustained-Yield Act, 16 U.S.C. 528-531, 74 Stat. 215, P.L. 86-517 (June 12, 1960).

(13) REFERENCE INFORMATION:

National Forest: HUMBOLDT

Forest Service Record ID: 040917050105 49 H105 F 2

(14) Remarks:

PL 517 06/12/1960 74 215

MAP 123-1, MAP UNIT ID 49-06

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by the United States of America, USDA - Forest Service, are full and correct to my best knowledge and belief.

By Peter J. Stender  
for DALE N. BOSWORTH  
Regional Forester

Subscribed and sworn to before me this 9<sup>th</sup> day of June, 1994

Sandra S. Carlson  
Notary Public in and for the County of WEBER  
My commission expires DECEMBER 11, 1996

