

1st AMENDED

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, UT 84401
(801) 625-5360

(2) Source: BRUNEAU RIVER

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

Township	Range	Section	Tract	Gov't Lot	County	Meridian
45 N	57 E	31	SESE		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 GUADALUPE 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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STATE ENGINEERS OFFICE

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

Time Period	Discharge
Jan 1 Jan 31	26.31
Feb 2 Feb 31	34.53
Mar 3 Mar 31	82.15
Apr 4 Apr 30	215.14
May 5 May 31	269.18
Jun 6 Jun 30	150.33
Jul 7 Jul 31	36.76
Aug 8 Aug 31	11.59
Sep 9 Sep 30	10.53
Oct 10 Oct 31	13.59
Nov 11 Nov 30	8.45
Dec 12 Dec 31	18.47

The United States claims the above instream flow components, quantified proportionally, for the entire reach of each stream and all its 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 NON-CONSUMPTIVE.

(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: 040917050102 40 H021 F 2

(14) Remarks:

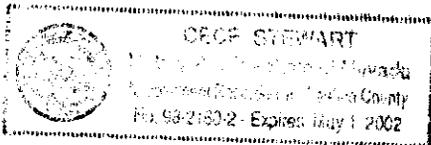
PL 517 06/12/1960 74 215

MAP #104-4

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 Mary Wagner
For JACK A. BLACKWELL
Regional Forester

Subscribed and sworn to before me this 9 day of March 1999



Cecil Stewart

Notary Public in and for the County of

My commission expires May 1, 2002
2002

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: BRUNEUVA RIVER

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

Township	Range	Section	Tract	Gov't Lot	County	Meridian
045 N	057 E	31	SWSW SESE 51/2		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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Time Period	Discharge
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Feb 2 Feb 31	34.53
Mar 3 Mar 31	82.15
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Nov 11 Nov 30	8.45
Dec 12 Dec 31	18.47 ^{73.09}

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(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: 040917050102 400 H021 F 2

(14) Remarks:

PL 517 06/12/1960 74 215

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 9th day of June, 1994

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

JUN 15 1994

