

THE STATE OF NEVADA  
PROOF OF APPROPRIATION OF WATER FOR  
INSTREAM FLOW STORAGE/WATERING PURPOSES

FILED  
July 22, 1977  
STATE ENGINEER'S OFFICE

(1) Name of claimant UNITED STATES OF AMERICA, FOREST SERVICE  
324 - 25th Street of Ogden  
Street and No. or P.O. Box No. City or town  
Utah 84401  
State and Zip Code No.

(2) Source of water Horse Creek and Tributaries  
Name of natural water source.

(3) The water is diverted by in natural stream channel  
Dam, ditch, pipe line, natural channel, spring area, etc.

(4) The water is diverted at the following point(s) the natural channel of Horse Creek  
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  
between a point lying on the west line of protracted SW 1/4 SW 1/4 of unsurveyed  
be stated.  
Section 17, T42N, R36E, MDM., or at a point which bears N 40° 30'E, 8455 ft.  
more or less from the NE corner of Section 25, T42N, R37E, MDM., and the  
headwaters of said creek and its tributaries.

(5) The water is impounded in natural stream channel  
Troughs, tanks, pools, reservoir, natural channel, etc.

(6) The construction of the ditch or other works was begun N/A Date  
and completed Date

(7) The nature of the claimant's title to the land upon which the source of water and place of  
use are located is these lands were reserved from the public land for National  
Patented, deeded, public domain with grazing permit, etc.  
Forest purposes on April 1, 1911.

(8) The claimant's water right WAS (was not) recorded in the office of the County Recorder of  
County, at Page of Book of

(9) The approximate number of animals watered by the claimant during the first year.....  
was.....cattle.....horses.....sheep or.....<sup>Other</sup>..... The watering  
was conducted during each of the following months.....year-long for fish and wildlife  
propagation and attendant aquatic habitat and riparian vegetation.

(10) The approximate number of animals watered by the claimant in subsequent years was as follows:

Use of the waters of Horse Creek and tributaries has been and remains as.....  
described in Item 9 above.

(11) The amount of water which has been necessary to be diverted for this purpose has been.....

JAN-FEB	MAR-JUNE	JULY	AUG-SEPT	OCT-DEC
1.2	5.1	1.2	0.3	1.2

448.83 gal. per min. equals 1 cubic foot per second.

(12) The works are located at in protracted Sections 9, 10, 11, 14, 15, 16, 17, 20, 21,  
Describe as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed  
22, and 23 of unsurveyed T42N, R38E, MDM., or further defined as all portions  
land, it should be stated.

of Horse Creek, from the point of diversion, up the natural stream channel  
and tributaries to the headwaters.

REMARKS The claimant also asserts a right to the water for the purposes described  
herein by reason of the President's Proclamation of April 1, 1911, setting  
aside the land described herein for National Forest purposes.

Remarks. This in-stream flow claim is being made to maintain an aquatic-riparian ecosystem which includes: (1) wild populations of introduced cold water trout, (2) possible endangered Lahontan cutthroat trout, and (3) riparian vegetation and wildlife habitat.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by UNITED STATES OF AMERICA, FOREST SERVICE are full and correct to the best of his knowledge and belief.

If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant.

UNITED STATES OF AMERICA, FOREST SERVICE  
VERN HAMRE, REGIONAL FORESTER  
INTERMOUNTAIN REGION  
Claimant

By *Adrian Dalton*  
ADRIAN E. DALTON, Acting Regional Forester  
324 - 25th Street  
Street and No., or P.O. Box No.  
Ogden, Utah 84401  
City, State, Zip Code No.

Subscribed and sworn to before me this *16<sup>th</sup>* day of *June*, 19*77*.  
*William W. Gaffney*

Notary Public in and for the County of *Weber*  
My commission expires *6/10/79*