AMENDED
Serial No. 02992

THE STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR WILDLIFE STOCK WATERING PURPOSES/AND AQUATIC HABITAT

(1) Name of claimant United States of America, U.S. Dept. of Interior, Bureau of Land Management, Nevada State Office
300 Booth Street (Street and No. or P.O. Box No.) of Reno (City or town)
Nevada 89509 (State and Zip Code No.)

(2) Source of water Rock Creek (Name of natural water source.)

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

(4) The water is diverted at the following point(s) The point of diversion (natural channel) for public needs begins when the stream enters BLM administered unsurveyed public lands T 42N R 38E, NE¼NW¼ Sec 6, 282.92 ft. west of south ¼ corner of Sec. 31, T 43N R 38E and continuing along the natural channel of Rock Creek to a point 130.22 ft. east of the SW corner of said Sec. 31. The consumptive and non-consumptive usage of this water is within the protracted lots 3 and 4 of Sec. 6 T 42N R 38E.
(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) The water is impounded in Natural 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 on Public Lands administered by the Bureau of Land Management (Patented, deeded, public domain with grazing permit, etc.)

(8) The claimant's water right ~~was~~ (was not) recorded in the office of the County Recorder of ..... County, at Page ..... of Book ..... of .....
NOTE—Failure to record in the county in no way invalidates a water right, but if water right was so recorded, supply full information under (8).

FILED
Mar. 28, 1978
STATE ENGINEER'S OFFICE

(9) The approximate number of animals watered by the claimant during the first year 1859 (Date), was ..... cattle ..... horses ..... sheep or ..... (Other) The watering was conducted during each of the following months .....

28 head of cattle - 6 mos. (April through Sept. 30)

25 deer (March & April) - 1848

6 deer (May through February) - 1848

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

Licensed use for livestock - 28 head (April 1 through Sept. 30)

If water was not used, or used in reduced quantity at any time, full information as to causes and duration of non-use should be given.

Estimated deer numbers - 25 head (March & April) 6 head (May through February)

Fish habitat - non-consumptive use yearlong.

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

*3.40 1.05 cubic feet per second. March through June, and 1.0 CFS July through Feb.

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

(12) The works are located ~~at~~ in the natural channel of Rock Creek.

Describe as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed land, it should be stated.

Protracted lots 3 and 4, Sec. 6, T 42N R 38E

Remarks *Consumptive use - livestock - 560 gal/day 0.000866CFS - April-Sept.

(Deer) wildlife - 125 gal/day 0.000193 CFS - March & April

(Deer) wildlife - 30 gal/day 0.000046 CFS - May-Feb.

Non-Consumptive

*Rock Creek has been calculated to have a mean annual flow of 1.7 CFS based on State stream flow methodology.[1/] 200% of mean annual flow or 3.4 CFS is considered necessary by fisheries biologist for spring flushing for aquatic habitat maintenance. 60% of the mean annual flow or 1.0 CFS is considered necessary to maintain optimum aquatic habitat conditions from July through February.

1/ Nevada State Dept. of Conser. and Nat. Res. Bulletin #36.

Remarks Livestock consumptive use is being filed for only to protect the authorized permittees right to utilize the water during periods of licensed use.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by United States of America, U.S. Dept.of Interior,Bureau of Land Management 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, U.S. Dept. of Interior, Bureau of Land Management
Claimant

By Ed Rowland
State Director

300 Booth Street
Street and No., or P.O. Box No.

Reno, Nevada 89509
City, State, Zip Code No.

Subscribed and sworn to before me this 27th day of March, 1978

Virginia A. McCold

Notary Public in and for the County of Washoe

My commission expires May 13, 1978

VIRGINIA A. McCOLD
Notary Public — State of Nevada
Washoe County
My Commission Expires May 13, 1978

$10 FILING FEE MUST ACCOMPANY PROOF

"The United States does not, by the filing of this application, waive its claim to water originating on public lands of the United States, nor its claim that it has a right to use such water without the filing of this application. This filing and the accompanying payment of filing fees is made under protest."

Serial No. 02992

THE STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING PURPOSES

FILED
Nov. 30, 1977
STATE ENGINEER'S OFFICE

(1) Name of claimant United States of America, USDI, Bureau of Land Management, Winnemucca District

705 East Fourth Street of Winnemucca
Street and No. or P.O. Box No. City or town

Nevada 89445
State and Zip Code No.

(2) Source of water Rock Creek
Name of natural water source.

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

(4) The water is diverted at the following point(s) No diversions
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

See attached survey plat for area of use
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) The water is impounded in natural 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
Patented, deeded, public domain with grazing permit, etc.

The source of Rock Creek is on public land and is being used on public land.

The stream is not diverted or channeled while on public land.

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

County, at Page of Book of

NOTE—Failure to record in the county in no way invalidates a water right, but if water right was so recorded, supply full information under (8).

(9) The approximate number of animals watered by the claimant during the first year ..... (Date), was ..... cattle ..... horses ..... sheep or ..... (Other). The watering was conducted during each of the following months .....

This area was used for cattle grazing as early as 1859. Deer and other use = 1848. Humboldt County, 1880 = 5212 horses, 383 mules, 26,741 sheep and 38,438 cattle.

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

.....

If water was not used, or used in reduced quantity at any time, full information as to causes and duration of non-use should be given.

The present maximum use for livestock is 225 cattle for 5½ months each year. Water has been used each year by wildlife and wild horses. There are estimated to be 50 deer during January through December and 20 horses the year-round.

(11) The amount of water which has been necessary to be diverted for this purpose has been ..... 2.6 ..... cubic feet per second.

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

(12) The works are located at .....

Describe as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed land, it should be stated.

Remarks. In order to maintain sufficient water to assure riparian vegetation for terrestrial wildlife and near optimum stream flows for aquatic wildlife, there needs to be at least .8 c.f.s. for the months July through February and 2.6 c.f.s. for the months March through June. This will also meet ungulate needs.

Remarks.....

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by United States of America, USDI, Bureau of Land Management, Winnemucca District 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.

Claimant

Chester E. Conard
Winnemucca District Manager
for United States of America, USDI
Bureau of Land Management
Winnemucca District

By.....

Street and No., or P.O. Box No.

City, State, Zip Code No.

Subscribed and sworn to before me this 1 day of December, 1977.

Jeannette M. Ugaldea

Notary Public in and for the County of Humboldt

My commission expires Feb. 1, 1979

JEANNETTE M. UGALDEA
Notary Public — State of Nevada
Humboldt County
My Commission Expires Feb. 1, 1979

$10 FILING FEE MUST ACCOMPANY PROOF

Form Aa (Rev. 9-72)

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