Amendment to Proof [redacted] 03876

Map #69f

Serial No. 03876

THE STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING PURPOSES

(1) Name of claimant United States of America - Forest Service

1200 Franklin Way (Street and No. or P.O. Box No.) of Sparks (City or town)

Nevada, 89431 (State and Zip Code No.)

(2) Source of water Flycatcher Spring (Name of natural water source.)

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

(4) The water is diverted at the following point(s) NW¼ NE¼, Sec. 26, T.11N., R.47E., MDB&M (unsurveyed), or at a point from which the SE corner, Sec. 25, T.11N., R.47E. bears S57°30'E at 9,100 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 end of such reach.

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

(6) The construction of the ditch or other works was begun ..... (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 reserved from the public domain land for National Forest purposes (Patented, deeded, public domain with grazing permit, etc.)

on 4-15-1907, and remains so today

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

Nye 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 original user during the first year 1902 (Date), was 200 cattle horses sheep or 50 deer (Other). The watering was conducted during each of the following months April through October

(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.

250 cattle currently use the water from Flycatcher Spring July through September. About 50 deer and 50 elk also use this spring.

(11) The amount of water which has been necessary to be diverted for this purpose has been .015* cubic feet per second.

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

(12) The works are located at NW¼ NE¼, Sec. 26, T.11N., R.47E., MDB&M (unsurveyed)

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

Remarks The use of this spring by livestock and wildlife has been continuous since 1902.

*This includes water used for consumption by and propagation of wildlife

Remarks

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
R.M. "JIM" NELSON

Claimant

By R.M. Nelson

1200 Franklin Way

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

Sparks, NV 89431

City, State, Zip Code No.

Subscribed and sworn to before me this 4th day of January, 1984

Marcia Joseph

Notary Public in and for the County of Washoe

My commission expires October 29, 1985

$50 FILING FEE MUST ACCOMPANY PROOF

Map No. 69 f.

Serial No. 03876

THE STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING PURPOSES

(1) Name of claimant United States of America - Forest Service

111 N. Virginia St., Rm 601 of Reno
Street and No. or P.O. Box No. City or town

Nevada, 89501
State and Zip Code No.

(2) Source of water Flycatcher Spring
Name of natural water source.

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

(4) The water is diverted at the following point(s) NW¼, NE¼, Sec. 26, T. 11 N., R. 47 E.,
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.

MDB&M (unsurveyed), or at a point from which the SE. corner, Sec. 25, T. 11 N., R. 47 E. bears S 57° 45' E. at 9,100 feet.

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

(6) The construction of the ditch or other works was begun
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 ~~reserved from the public domain land for National Forest purposes~~
Patented, deeded, public domain with grazing permit, etc.

on 4-15-1907, and remains so today.

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

Nye 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~~ original user during the first year 1902 (Date), was 200 cattle ..... horses ..... sheep or 50 deer (Other) ..... The watering was conducted during each of the following months April through October

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

250 cattle currently use the water from Flycatcher Spring from July through September. About 50 deer also use this spring, as well as 50 elk.

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.

(11) The amount of water which has been necessary to be diverted for this purpose has been .015 * cubic feet per second.

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

(12) The works are located at NW¼, NE¼, Sec. 26, T. 11 N., R. 47 E., MDB&M (unsurveyed)

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

Remarks The use of this spring by livestock and deer has been continuous since 1902.

*This includes water used for consumption by and propagation of wildlife.

Remarks.....

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

FRANK J. FERRARELLI, Forest Supervisor
Claimant

By F. J. Ferrarelli
F. J. FERRARELLI

111 N. Virginia St., Rm 601
Street and No., or P.O. Box No.

Reno, NV. 89501
City, State, Zip Code No.

Subscribed and sworn to before me this 15th day of March, 1982.

Marcia Joseph

Notary Public in and for the County of Washoe

My commission expires Oct 29, 1985

MARCIA JOSEPH
Notary Public - State of Nevada
Appointment Recorded in Carson City
MY APPOINTMENT EXPIRES OCT. 29, 1985

$10 FILING FEE MUST ACCOMPANY PROOF