

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING OR WILDLIFE PURPOSES

(1) Name of claimant Fred G. and Pauline Beitia, Charleston, Nevada Frank G. and Helen Beitia, 13194 N. Yellowstone, Pocatello, Ida. 83201

of Street and No. or P.O. Box No. City or town State and Zip Code No.

(2) Source of water Barn Spring-Annie Creek drainage, Trib. of Bruneau River, Name of natural water source.

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

(4) The water is diverted at the following point(s) POD Y is with in Lot 3 sec. 4 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. T43N, R57E, MDM, at a point from which NW corner of sec. 33 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. T44E, R57E bears N 20° 58' W 6196 feet

(5) The water is impounded in a Trough and pond Troughs, tanks, pools, reservoir, natural channel, etc.

(6) The construction of this reach or other works was begun 1899 before 1905 and completed 1905 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 deeded land Patented, deeded, public domain with grazing permit, etc.

(8) The claimant's water right (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).

38 21

(9) The approximate number of animals watered by the claimant during the first year 1900,  
was 4 cattle 5 horses 30 sheep or wildlife (describe) \_\_\_\_\_  
Date

The watering was conducted during each of the following months Jan. 1 thru Dec. 31  
Other \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

Full contents of the spring are used daily for watering horses, cattle and sheep  
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.  
depending on how many were in the corral and adjoining pasture. Appox.  
6 horses, 4 cows w/ calves, 30 sheep w/ lambs.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

0.02 cubic feet per second.  
448.83 gallons per minute equals 1 cubic foot per second.

(12) The works are located at Same as the point of diversion.  
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 land adjacent this spring in lot 3, sec 4, T43N, R57E, MDM contains the  
corrals, barns and fields of the ranch headquarters. It is believed that this land  
was settled by Jesses Nephiu in the late 1800's. No Homestead applications could  
be found but Elko County tax rolls of August 1899 indicate 160 acres of unsurveyed  
land on Annie Creek consisting of fences, buildings, and water ditched were used  
to graze and feed 3 work horses, 1 saddle horse and 22 head of cattle. P.R. Prunty  
acquired the lands on which this spring is located from Samuel E. Hutton and  
John J. Joslyn in 1915. then John Guerricabeitia (later shortened to Beitia)  
purchased the land from P.R. Prunty in 1919. the Spring has been continually used by

Remarks the Beitia family evergence for watering horses, cattle and sheep.  
.....  
.....  
.....  
.....  
.....  
.....  
.....  
.....

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Beitia Ranch  
.....  
are full and correct to the best of his knowledge and belief.

Also see Exhibits E and F attached "Certificates of Register" the claimants are  
If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant.  
Fred and Frank Beitia Son's of John mentioned above.

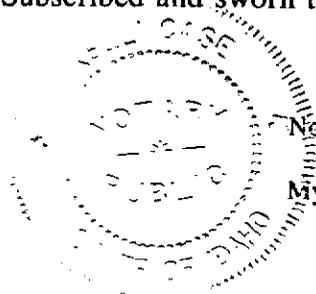
Frank G. Beitia

Fred G. Beitia  
.....  
Claimant

Telephone No. (208) 237-2528

By Frank G Beitia  
.....  
13194 N. Yellowstone  
.....  
Street and No., or P.O. Box No.  
Pocatello, Idaho 83202  
.....  
City, State, Zip Code No.  
Telephone No. (208) 237-2528

Subscribed and sworn to before me this 26<sup>th</sup> day of February, 1993  
.....  
Keele Coro



Notary Public in and for the County of Bannock  
.....  
My commission expires 4-19-97

**\$50 FILING FEE MUST ACCOMPANY PROOF**