

STATE OF NEVADA

**PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING
OR WILDLIFE PURPOSES**

- (1) Name of Claimant Tabor Creek Cattle Company
502 North Division Street of Carson City
Street and No. or P.O. Box No. City or town
Nevada 89703
State and Zip code No.
- (2) Source of water Bruneau River, One Unnamed Spring #14 and tributaries
Name of natural water source.
- (3) The water is diverted by Natural channel and spring area
Dam, ditch, pipe line, natural channel, spring area, etc.
- (4) The water is diverted at the following point(s) (Map 3) SE¼NW¼ Section 34, T. 43 N., R. 58 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.
MDM, at a point from which the west quarter corner of Section 33, T. 43 N., R. 58 E., MDM,
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.
bears S. 84°28' W., 7,510 feet; also the NW¼SE¼ Section 9, T. 42 N., R. 58 E., MDM, at a point
from which the SW corner of said Section 9 bears S. 49°17' W., 3,850 feet; also the NE¼SE¼
Section 10, T. 42 N., R. 58 E., MDM, at a point from which the SE corner of Section 11, T. 42 N.,
R. 58 E., MDM, bears S. 69°44' E., 5,691 feet. All the above listed points follow the natural
channel to a point in the (map 2) SE¼SW¼ Section 21, T. 42 N., R. 58 E., MDM, from which the
south quarter corner of Section 28, T. 42 N., R. 58 E., MDM, bears S. 07°00' E., 5,960 feet.
Unnamed Spring #14 (Map 3) SW¼SW¼ Section 34, T. 43 N., R. 58 E., MDM, at a point from
which the west quarter corner of Section 33, T. 43 N., R. 58 E., MDM, bears N. 74°37' W., 6,520
feet.
- (5) The water is impounded in natural channel (no impoundment) & spring area, and 2 small ponds
Troughs, tanks, pools, reservoir, natural channel, etc.

(6) The construction of the ditch or other works was begun none and completed _____
Date 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 public domain with grazing permit
Patented, deeded, public domain with grazing permit, etc.

(Map 3) The place of use is within SE1/4NW1/4 and the E1/2SW1/4 of Section 34, T. 43 N., R. 58 E.,

MDM, E1/2W1/2 of Section 3; W1/2SE1/4 of Section 9; E1/2W1/2, S1/2NE1/4 and the N1/2SE1/4 Section 10;

(Map 2) N1/2NW1/4 and the SW1/4NW1/4 of Section 15; SE1/4NE1/4, W1/2E1/2 and the SE1/4SW1/4 of

Section 16; SW1/4NE1/4, NW1/4SE1/4 and the E1/2W1/2 of Section 21, all within T. 42 N., R. 58 E.,

MDM.

Unnamed Spring #14 (Map 3) the place of use is within the SW1/4SW1/4 of Section 34, T. 43 N.,

R. 58 E., MDM.

(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).

(9) The approximate number of animals watered by the claimant during the first year 1904, was 3000 cattle 240 horses 4800 sheep or wildlife (describe) _____
Date Other

The watering was conducted during each of the following months April 1st thru October 31st

The State Water Engineer, under the Stock Watering Act (Chapter 201, statues of 1925), accepted range claim maps upon which livestockmen depicted the area of range customarily used in their operation. John M. Marble and Robert E. Marble, predecessors, filed map 659-34, which included this area. They were, in turn, successors to the Union Land and Cattle Company, which were successors to the Nevada Land and Cattle Company, which were successors to the Marys River Land and Cattle Company, which was owned by N.H.A. Mason and Lewis L. Bradley. The Marys River Land and Cattle Company owned much of the private land in the drainage and for that reason, made grazing use of this area. In 1903, tax rolls of Elko County, Nevada, indicated this company owned 3,500 stock cattle and 240 horses; and in 1904, 3,000 stock cattle, 240 horses and 4,800 sheep. Therefore, it is on these basic facts that a 1904 vested water right is claimed within this drainage area.

(10) The approximate number of animals watered by the claimant in subsequent years was as follows: 4,000 head for one month or 2,000 head for two months or 800 for five months.

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

0.0247 cubic feet per second.

448.83 gallons per minute equals 1 cubic foot per second.

(12) The works are located at None

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

land, it should be stated.

Remarks Use Maps #2 and #3

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Tabor Creek Cattle Company

are full and correct to the best of his knowledge and belief.

The undersigned deponent is acting as Agent for the claimant

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

Tabor Creek Cattle Company

Claimant

Telephone No. (702) 883-3200

By William A. Fiebit agent

421 Court Street

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

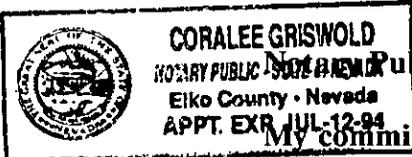
Elko, Nevada 89801

City, State, Zip Code No.

Telephone No. (702) 738-2121

Subscribed and sworn to before me this 12 day of October, 19 93.

Coralee Griswold



CORALEE GRISWOLD
NOTARY PUBLIC
Elko County - Nevada
APPT. EXR. JUL-12-94

Public in and for the County of Elko

My commission expires July 12, 1994

\$50 FILING FEE MUST ACCOMPANY PROOF