

**ATTACHMENT
TO
PROOF VO6585**

Addendum to Livestock Numbers and Priority

In the original filing, it was stated water was also used for stockwater.

The priority of said use is from a number of predecessors as follows:

C.E. Butler - 1892 - Elko County Tax Roll

W.D. Martin - 1894 - Elko County Tax Roll

Walt Martin - 1894 - Gold Creek News reports him ranching on Poorman Creek - sold with 40 head of cattle.

Daniel Murphy - 1884 - The Decree of Distribution in the Estate of Daniel Murphy recorded in Book 12 of Miscellaneous Records distributed approximately 2,000 head of JP cattle and 2,600 head of Diamond A cattle. His date of death is June 1, 1884. Bernard Murphy conveyed to Daniel Murphy all cattle owned in Nevada by conveyance dated 2/19/77 and recorded in Book 2 of Miscellaneous Records at Page 719, Elko County. The year of 1884 is a conservative estimate of priority. Use in area is evidenced by a ditch location filed on behalf of Murphy and Hill showing irrigation use of Penrod Creek in 1880.

Warren W. Williams - 1891 - Nevada's Northeast Frontier by Edna Patterson, et al., provides information as to dates of priority and numbers of livestock. A priority of 1891 in the Owyhee River Basin with numbers as high as 60,000 sheep for a short period of time is indicated.

W.T. Jenkin Co. - Early Forest Service records indicate 15,000 sheep in the area prior to 1905.

The area of this claim was used by the above predecessors. For the purpose of this claim the priority dated is amended to 1884 with 175 head of cattle May 15 to November 15. In subsequent years the approximate number of livestock watered from this source is 200 sheep for the period of June 1 to August 31 and 1,000 cattle April 15 to May 15 and August 15 to September 30.

THE STATE OF NEVADA
PROOF OF APPROPRIATION OF WATER FOR
STOCK WATERING PURPOSES

(1) Name of claimant RAYMOND AND TONI MENDIVE
GOLD CREEK of ELKO
Street and No. or P.O. Box No. City or town
NEVADA 89801
State and Zip Code No.

(2) Source of water SEE ATTACHED
Name of natural water source.

(3) The water is diverted by THE NATURAL CHANNEL, AND SPRING AREAS
Dam, ditch, pipe line, natural channel, spring area, etc.

(4) The water is diverted at the following point(s) SEE ATTACHED
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 THE NATURAL CHANNEL
Troughs, tanks, pools, reservoir, natural channel, etc.

(6) The construction of the ditch or other works was begun UNKNOWN
Date
and completed UNKNOWN
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 AND PUBLIC DOMAIN WITH GRAZING PERMIT
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 SEE ATTACHED 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).

037
EL 1
Sheet 1/3

(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.....

SEE ATTACHED

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

SEE ATTACHED

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.....

SEE ATTACHED cubic feet per second.
448.83 gal. per min. equals 1 cubic foot per second.

(12) The works are located at REFER TO ATTACHED SUPPORTING MAP FOR LEGAL DESCRIPTION.....
Describe as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed

OF NATURAL CHANNEL.....
land, it should be stated.

Remarks.....

Remarks.....
.....
.....
.....
.....
.....

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropri-
ation of water by...-RAYMOND AND TONI MENDIVE
are full and correct to the best of his knowledge and belief.

..DEPONENT IS ACTING AS AUTHORIZED AGENT FOR CLAIMANT.....
If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant.

RAYMOND AND TONI MENDIVE.....
Claimant

Michael D. Buschelman

By MICHAEL D. BUSCHELMAN, P.L.S.....

5405 MAE ANNE AVENUE.....
Street and No., or P.O. Box No.

RENO, NEVADA 89523.....
City, State, Zip Code No.

Subscribed and sworn to before me this 14th day of JUNE, 19 94.

Olivia R. Luck

Notary Public in and for the County of WASHOE, NEVADA.....

My commission expires Oct. 4, 1995.....



\$10 FILING FEE MUST ACCOMPANY PROOF

ATTACHMENT
AMENDED
SERIAL NO. 06585

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING PURPOSES

NAME OF CLAIMANT: RAYMOND AND TONI MENDIVE

ITEM NO. 2, ITEM NO. 4 - SOURCE OF WATER, POINT OF DIVERSION

SOURCE: PENROD CREEK AND TRIBUTARIES

POD #1: NW1/4 SW1/4 SECTION 18 T44N R56E, MDM.

POD #2: NE1/4 NW1/4 SECTION 25 T44N R55E, MDM.

POD #3: NW1/4 SW1/4 SECTION 27 T44N R55E, MDM.

POD #4: SE1/4 NE1/4 SECTION 24 T44N R55E, MDM.

USGS 7.5 MINUTE QUAD: CORNWALL MOUNTAIN, NEVADA.

ITEM NO. 8 - RECORDATION OF CLAIMANT'S WATER RIGHT

UNKNOWN

ITEM NO. 9 - LIVESTOCK WATERED BY CLAIMANT IN FIRST YEAR

UNKNOWN

ITEM NO. 10 - LIVESTOCK WATERED BY CLAIMANT IN SUBSEQUENT YEARS

REFER TO ITEM NO. 11

ITEM NO. 11 - AMOUNT OF WATER DIVERTED

THE TOTAL VOLUME OF WATER REQUIRED TO SATISFY THE NEED OF 175 HEAD OF CATTLE IS CALCULATED AS FOLLOWS:

$$20 \text{ GALLONS PER DAY} \times 175 \text{ HEAD OF CATTLE} \times 184 \text{ OF DAYS}$$

$$= 644,000 \text{ GALLONS}$$

THE RATE OF FLOW WILL BE CONSIDERABLY SMALLER THAN IS NEEDED TO PROVIDE WATER FOR STOCKWATERING PURPOSES, THEREFORE A VOLUME OF WATER IS MORE REPRESENTATIVE OF THE NEEDS OF THE ANIMALS.

ATTACHMENT

SERIAL NO. _____

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING PURPOSES

NAME OF CLAIMANT: RAYMOND AND TONI MENDIVE

ITEM NO. 8 - RECORDATION OF CLAIMANT'S WATER RIGHT

INFORMATION IS NOT AVAILABLE AT THIS TIME BUT WILL BE PROVIDED IN THE NEAR FUTURE IF DOCUMENTATION CAN BE LOCATED

ITEM NO. 9 - LIVESTOCK WATERED BY CLAIMANT IN FIRST YEAR

INFORMATION NOT RESEARCHED AS OF THIS DATE

ITEM NO. 10 - LIVESTOCK WATERED BY CLAIMANT IN SUBSEQUENT YEARS

INFORMATION NOT YET RESEARCHED, BUT WILL BE PROVIDED UPON REQUEST

ATTACHMENT

SERIAL NO. _____

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING PURPOSES

NAME OF CLAIMANT: RAYMOND AND TONI MENDIVE

ITEM NO. 2, ITEM NO. 4 - SOURCE OF WATER, POINT OF DIVERSION

SOURCE: PENROD CREEK AND TRIBUTARIES

POD #1: XX1/4 XX1/4 SECTION X TXXN RXXE, MDM.

ITEM NO. 11 - AMOUNT OF WATER DIVERTED

THE TOTAL VOLUME OF WATER REQUIRED TO SATISFY THE NEED OF XXX HEAD OF CATTLE, XXX HEAD OF HORSES, XXX HEAD OF SHEEP IS CALCULATED AS FOLLOWS:

20 GALLONS PER DAY X # OF CATTLE X # OF DAYS =

20 GALLONS PER DAY X # OF HORSES X # OF DAYS =

4 GALLONS PER DAY X # OF SHEEP X # OF DAYS =

THE RATE OF FLOW WILL BE CONSIDERABLY SMALLER THAN IS NEEDED TO PROVIDE WATER FOR STOCKWATERING PURPOSES, THEREFORE A VOLUME OF WATER IS MORE REPRESENTATIVE OF THE NEEDS OF THE ANIMALS.

INFORMATION IS NOT AVAILABLE AT THIS TIME BUT WILL BE PROVIDED IN THE NEAR FUTURE