

STATE OF NEVADA

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

(1) Name of Claimant Betty and Ted Conley Baker
HC 35, Box 80 of Mountain City
Street and No. or P.O. Box No. City or town
Nevada 89831
State and Zip code No.

Source of water Badger Creek and tributary Cow Canyon Creek and tributaries
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) (Map 4) NE¼NW¼ Section 11, T. 43 N., R. 53 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 NE corner of Section 1, T. 43 N., R. 53 E., MDM, bears
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.
N. 56°11' E., 10,108 feet and also the NW¼NW¼ Section 11, T. 43 N., R. 53 E., MDM, at a
point from which the NE corner of Section 1, T. 43 N., R. 53 E., MDM, bears N. 59°58' E., 11,610
feet and also the SW¼SE¼ Section 3, T. 43 N., R. 53 E., MDM, at a point from which the NE
corner of Section 1, T. 43 N., R. 53 E., MDM, bears N. 69°36' E., 13,301 feet, and also the
SE¼NE¼ Section 3, T. 43 N., R. 53 E., MDM, at a point from which the NE corner of Section
1, T. 43 N., R. 53 E., MDM, bears N. 81°05' E., 12,014 feet and also Lot 1 of Section 35,
T. 44 N., R. 53 E., MDM, at a point from which the SE corner of Section 36, T. 44 N., R. 53 E.,
MDM, bears S. 89°40' E., 10,514 feet, and also Lot 2 of SE¼SW¼ Section 35, T. 44 N., R. 53 E.,
MDM, at a point from which the SE corner of Section 36, T. 44 N., R. 53 E., MDM, bears S.
83°25' E., 8,983 feet, and also Lot 4 of Section 6, T. 43 N., R. 54 E., MDM, at a point from which
the NW corner of said Section 6, bears N. 35°51' W., 479 feet, and also the SW¼SE¼ Section 31,

37
EL

T. 44 N., R. 54 E., MDM (unsurveyed), at a point from which the SW corner of said Section 31,
bears S. 81°57' W., 2,966 feet and also the SE¼NE¼ Section 36, T. 44 N., R. 53 E., MDM, at a
point from which the SE corner of said Section 36, bears S. 18°40' E., 3,067 feet and also the
(Map 2) SE¼SE¼ Section 26, T. 44 N., R. 53 E., MDM, at a point from which the NE corner of
said Section 26, bears N. 13°00' E., 5,297 feet, and also the NW¼NW¼ Section 25, T. 44 N.,
R. 53 E., MDM, at a point from which the NW corner of said Section 25, bears N. 14°23' W., 329
feet and also the NE¼NW¼ Section 25, T. 44 N., R. 53 E., MDM, at a point from which the NW
corner of said Section 25, bears N. 75°45' W., 2,155 feet, and also the SE¼SW¼ Section 24,
T. 44 N., R. 53 E., MDM, at a point from which the SW corner of said Section 24, bears
S. 62°28' W., 1,786 feet, and also the NW¼SE¼ Section 30, T. 44 N., R. 54 E., MDM (unsurveyed),
at a point from which the NW corner of said section 30, bears N. 40°43' W., 4,402 feet, and also
the SW¼NW¼ Section 29, T. 44 N., R. 54 E., MDM (unsurveyed), at a point from which the NW
corner of Section 30, T. 44 N., R. 54 E., MDM, bears N. 73°41' W., 5,885 feet, and also the
NW¼SE¼ Section 19, T. 44 N., R. 54 E., MDM (unsurveyed), at a point from which the NW
corner of said Section 19, bears N. 41°42' W., 4,447 feet, and also the NW¼NW¼ Section 20,
T. 44 N., R. 54 E., MDM (unsurveyed), at a point from which the NW corner of Section 19,
T. 44 N., R. 54 E., MDM, bears N. 85°50' W., 5,517 feet, and also the NW¼NW¼ Section 20,
T. 44 N., R. 54 E., MDM (unsurveyed), at a point from which the NW corner of Section 19,
T. 44 N., R. 54 E., MDM, bears N. 89°02' W., 5,942 feet, and also the NW¼NE¼ Section 18,
T. 44 N., R. 54 E., MDM (unsurveyed), at a point from which the NW corner of said Section 18,
bears N. 87°07' W., 3,542 feet, and also the SE¼SE¼ Section 7, T. 44 N., R. 54 E., MDM
(unsurveyed), at a point from which the SW corner of said Section 7, bears S. 75°43' W., 4,524 feet
and also the SW¼NE¼ Section 7, T. 44 N., R. 54 E., MDM (unsurveyed), at a point from which
the NW corner of said Section 7, bears N. 54°38' W., 4,590 feet, and also the (Map 1) NW¼NE¼

SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 19; N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ and the SW $\frac{1}{4}$ of Section 20; NE $\frac{1}{4}$ NW $\frac{1}{4}$ and the S $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 29; SE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ and the NW $\frac{1}{4}$ of Section 30; all within T. 44 N., R. 54 E., MDM (unsurveyed), S $\frac{1}{2}$ SE $\frac{1}{4}$ and a portion of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 24; a portion of the NW $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ and the S $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 25; SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 26; all with T. 44 N., R. 53 E., MDM; (Map 3) NW $\frac{1}{4}$ NW $\frac{1}{4}$ and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 16; NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 21; all within T. 44 N., R. 54 E., MDM (unsurveyed); (Map 4) SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ and W $\frac{1}{2}$ W $\frac{1}{2}$ of Section 31, T. 44 N., R. 54 E., MDM (unsurveyed); SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$ and the W $\frac{1}{2}$ W $\frac{1}{2}$ of Section 36; Lots 2, 3, 4, and a portion of the Lot 1 of Section 35; all within T. 44 N., R. 53 E., MDM; Lot 4 of Section 6, T. 43 N., R. 54 E., MDM; SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ and the W $\frac{1}{2}$ of Section 2; SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ and a portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 3; a portion of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ and the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 11; all within T. 43 N., R. 53 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 Prior to 1905,
 was 175 cattle _____ horses _____ sheep or wildlife (describe) _____
 Date _____
 Other _____

The watering was conducted during each of the following months _____

Gravel Creek allotment - April 1st to June 1st and November 1st to December 15th

Badger-Wildhorse-Beaver allotments - June 1st to September 1st and November 1st to December 15th.

Within the U.S. Forest, the applicant is claiming a right prior to January 1, 1905, based on the premise that any present permittee upon the U.S. Forest must be successor in interest to persons making use upon forest lands at the time of withdrawal of said lands, which was in 1905; claimant is that successor in interest.

(10) The approximate number of animals watered by the claimant in subsequent years was as follows: 175 cattle (cow/calf) 350
 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.
 (See Remarks)

(11) The amount of water which has been necessary to be diverted for this purpose has been 0.0108 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 1, 2, 3, and 4 The 350 cows and calves listed in this proof are the same as listed in the proofs filed under Owyhee River, Beaver Creek, Gravel Creek (and tributaries), and South Wild Horse Creek.

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

The undersigned deponent is acting 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.
Betty and Ted Conley Baker
 Claimant

Telephone No. (702) 763-6646

By William A. Fiebel 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

06081

Subscribed and sworn to before me this 14 day of June, 1994.

Coralee Griswold

Notary Public in and for the County of Elko

My commission expires July 12, 1994

\$50 FILING FEE MUST ACCOMPANY PROOF

