

AMENDED

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING
OR WILDLIFE PURPOSES

- (1) Name of Claimant Elias Fernando Goicoechea Family Trust Agreement
HC 31, Box 90 of Elko
Street and No. or P.O. Box No. City or town
Nevada 89801
State and Zip code No.
- (2) Source of water Crooked Creek, One Unnamed Spring 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 4) NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 34, T. 43 N., R. 54 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 NW corner of said Section 34, bears N. 00°04' W., 3,780
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.
feet and also the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 34, T. 43 N., R. 54 E., MDM, at a point from which the NW
corner of said Section 34, bears N. 71°12' W., 2,372 feet and also the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 27,
T. 43 N., R. 54 E., MDM, at a point from which the SW corner of said Section 27, bears
S. 77°25' W., 2,306 feet, and also the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 27, T. 43 N., R. 54 E., MDM, at a point
from which the NW corner of said Section 27, bears N. 40°30' W., 5,592 feet, and also the
SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 26, T. 43 N., R. 54 E., MDM, at a point from which the SW corner of Section
27, T. 43 N., R. 54 E., MDM, bears S. 82°25' W., 8,673 feet, and also the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 26,
T. 43 N., R. 54 E., MDM, at a point from which the NW corner of Section 27, T. 43 N., R. 54 E.,
MDM, bears N. 65°41' W., 7,203 feet, and also the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 26, T. 43 N., R. 54 E.,
MDM, at a point from which the NW corner of Section 27, T. 43 N., R. 54 E., MDM, bears

N, 81°37' W., 7,973 feet, and also Lot 2, Section 19, T. 43 N., R. 55 E., MDM, at a point from which the SE corner of Section 20, T. 43 N., R. 55 E., MDM, bears S. 75°01' E., 10,961 feet, which all the above points follow the natural channels to a point in the NE¼NW¼ Section 20, T. 43 N., R. 55 E., MDM, at a point from which the SE corner of said Section 20, bears S. 29°17' E., 5,487 feet.

Unnamed Spring #14 (Map 4) - NW¼NE¼ Section 34, T. 43 N., R. 54 E., MDM, at a point from which the NW corner of said Section 34, bears N. 68°51' W., 2,984 feet.

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

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

(Map 4) A portion of the NE¼SE¼, a portion of the SW¼SE¼ and the SE¼SE¼ of Section 24; N½NW¼, NW¼NE¼, and the SW¼NW¼ of Section 25; a portion of the NW¼NE¼, S½NE¼, N½SE¼, SW¼SE¼, E½SW¼, and the SW¼SW¼ of Section 26; SE¼SE¼, a portion of the SW¼SE¼, and a portion of the SE¼SW¼ of Section 27; a portion of the NE¼NW¼, NE¼, SE¼NW¼, N½SW¼ and the SW¼SW¼ of Section 34; NW¼NW¼ of Section 35; all within T. 43 N., R. 54 E., MDM, N½SW¼, a portion of Lot 2, SE¼NW¼ and the N½NE¼ of Section 19; a portion of the NW¼NW¼, SW¼NW¼ and a portion of the NE¼NW¼ of Section 20; all within T. 43 N., R. 55 E., MDM.

Unnamed Spring #14 (Map 4) - NW¼NE¼ of Section 34, T. 43 N., R. 54 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 7,430 cattle _____ horses _____ sheep or wildlife (describe) _____
Date _____
Other _____

The watering was conducted during each of the following months _____

_____ BLM - May 1st thru December 31st _____

_____ Private - January 1st thru December 31st _____

_____ Enclosed is an Affidavit from Julian Goicoechea _____

(10) The approximate number of animals watered by the claimant in subsequent years was as
follows: _____ 7,430 Cow/Calf 14,860 _____

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
_____ 0.459 _____ 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 Map 4 _____

The 14,860 cows and calves listed in this proof are the same as listed in the proofs filed under Clear,
Hanks, Delaware, Chicken, Jacks, and Owyhee Creeks.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of
water by _____ Elias Fernando Goicoechea Family Trust Agreement _____

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.

Elias Fernando Goicoechea Family Trust Agreement

Claimant

Telephone No. (702) 758-6443

By William A. Fiebel Agent

421 Court Street

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

Elko, NV 89801

City, State, Zip Code No.

Telephone No. (702) 738-2121

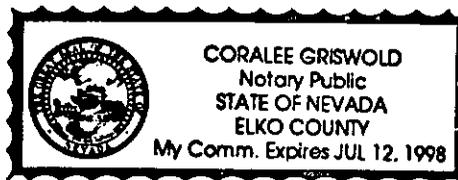
Subscribed and sworn to before me this 2 day of August, 1994.

Coralee Griswold

Notary Public in and for the County of Elko

My commission expires July 12, 1998

\$50 FILING FEE MUST ACCOMPANY PROOF



Original affidavit filed under Proof of Appropriation #06767 (Hanks Creek)

AFFIDAVIT

To Whom it May Concern:

I, Julian Goicoechea, retired, was born March 4, 1914, at Elko, Nevada. My parents, Pete and Guadalupe Goicoechea, were living at the Home Ranch on Hanks Creek at the time. The Home Ranch was purchased from Pete Corta Sheep Company in 1912 by the Goicoechea Brothers. I lived on the Home Ranch for many years. I went to school in Gold Creek at the Island Mtn. School. About 60 acres of hay on the Home Ranch were irrigated from ditches within the fenced property when purchased. It was my understanding that the Home Ranch on Hanks Creek was settled in about 1898. In those early times, hay land was fenced to protect against other cattle and sheep users. It was also my understanding that the Charlie Howard's main homestead on the upper Owyhee River, two miles from the Mountain City Highway on the Charleston Road and 3 miles northeast of Home Ranch, was also settled about the same time as the Home Ranch. From the time I can remember, these properties were fenced, hayed and watered. It was also my understanding that the Pete Corta Sheep Company was running about 10,000 head of sheep in 1912, at the time of purchase, and that it had done so for at least 10 years previous. It is also my understanding that Clayton and Hylton, which were property owners on the North Fork of the Humboldt River, grazed livestock in both the North Fork of the Humboldt River and the Upper Owyhee River watersheds in 1898, being some 10,000 head of cattle and 5,000 head of sheep.

I freely and willingly submit this information as a matter of public record.

Julian Goicoechea

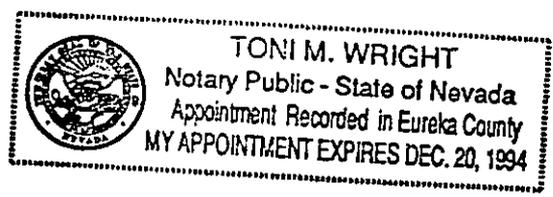
 Julian Goicoechea

State of Nevada)
 EUREKA) SS
County of ~~Eureka~~)

On this 16 day of July, 1994, personally appeared before me, Julian Goicoechea, who acknowledged that he executed the above instrument.

Toni M. Wright
Notary Public

Date
December 20, 1994
Commission Expires



ORIGINAL
STATE OF NEVADA

Serial No. 06778

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

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

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and completed _____ Date _____

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Remarks _____ **Use Map 4** _____

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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.

Elias Fernando Goicoechea, Family Trust Agreement

Claimant

Telephone No. (702) 758-6443

By William A. Probst Agent

421 Court Street

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

Elko, NV 89801

City, State, Zip Code No.

Telephone No. (702) 738-2121

Subscribed and sworn to before me this 22 day of June, 19 94.

Coralee Griswold

Notary Public in and for the County of Elko

My commission expires July 12, 1994

\$50 FILING FEE MUST ACCOMPANY PROOF

