

AMENDED  
STATE OF NEVADA

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

- (1) Name of Claimant Buck Creek Ranch, Inc.  
HC 85, Box 275 of Grandview  
Street and No. or P.O. Box No. City or town  
Idaho 83624  
State and Zip code No.
- (2) Source of water Buck Creek, One Unnamed Spring #8 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 1) SE $\frac{1}{4}$ SW $\frac{1}{4}$  Section 9, T. 46 N., R. 57 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 SE corner of Section 12, T. 46 N., R. 57 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.  
S. 87°06' E., 18,935 feet and also the NE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 16, T. 46 N., R. 57 E., MDM, at a point  
from which the NE corner of Section 13, T. 46 N., R. 57 E., MDM, bears N. 87°51' E., 16,527 feet  
and also the SE $\frac{1}{4}$ NW $\frac{1}{4}$  Section 15, T. 46 N., R. 57 E., MDM, at a point from which the NE corner  
of Section 13, T. 46 N., R. 57 E., MDM, bears N. 81°49' E., 13,620 feet and also the NE $\frac{1}{4}$ NE $\frac{1}{4}$   
Section 15, T. 46 N., R. 57 E., MDM, at a point from which the NE corner of Section 13, T. 46  
N., R. 57 E., MDM, bears N. 89°32' E., 11,988 feet and also the SW $\frac{1}{4}$ SW $\frac{1}{4}$  Section 11, T. 46 N.,  
R. 57 E., MDM, at a point from which the SE corner of Section 12, T. 46 N., R. 57 E., MDM,  
bears S. 82°39' E., 9,837 feet and also the SW $\frac{1}{4}$ NE $\frac{1}{4}$  Section 10, T. 46 N., R. 57 E., MDM, at a  
point from which the SE corner of Section 12, T. 46 N., R. 57 E., MDM, bears S. 77°08' E., 12,934

feet. (Map 3) and also SW $\frac{1}{4}$ NW $\frac{1}{4}$  Section 2, T. 46 N., R. 57 E., MDM, at a point from which the NW corner of Section 35, T. 47 N., R. 57 E., MDM, bears N. 05°57' W., 6,826 feet and also the NE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 1, T. 46 N., R. 57 E., MDM, at a point from which the SW corner of Section 31, T. 47 N., R. 58 E., MDM, bears N. 48°51' W., 311 feet and also the (Map 4) NW $\frac{1}{4}$ SE $\frac{1}{4}$  Section 20, T. 47 N., R. 58 E., MDM, at a point from which the SE corner of said Section 20 bears S. 46°29' E., 3,239 feet, which all of the above points follow the natural channels (Map 1, 3, 4, and 6) to a point in Lot 2 (Map 6) Section 4, T. 47 N., R. 58 E., MDM, from which the SW corner of said Section 4 bears S. 31°42' W., 5,396 feet.

Unnamed Spring #8 (Map 3) - NE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 1, T. 46 N., R. 57 E., MDM, at a point from which the SW corner of Section 31, T. 47 N., R. 58 E., MDM, bears N. 48°51' W., 311 feet.

- (5) The water is impounded in natural channel and spring  
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 Deed and public domain with grazing permit.  
Patented, deeded, public domain with grazing permit, etc.

(Map 1) SE $\frac{1}{4}$ SW $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$  and the S $\frac{1}{2}$ SE $\frac{1}{4}$  Section 9; SW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , E $\frac{1}{2}$ SE $\frac{1}{4}$  and S $\frac{1}{2}$ NE $\frac{1}{4}$  Section 10; SW $\frac{1}{4}$ NW $\frac{1}{4}$  and the W $\frac{1}{2}$ SW $\frac{1}{4}$  Section 11; NE $\frac{1}{4}$ NE $\frac{1}{4}$  and the E $\frac{1}{2}$ NW $\frac{1}{4}$  Section 15; NE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 16; all within T. 46 N., R. 57 E., MDM, (Map 3) N $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , a portion of the SW $\frac{1}{4}$ NW $\frac{1}{4}$  and a portion of H.E.S. #163, Section 1; SW $\frac{1}{4}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , a portion of the S $\frac{1}{2}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ , a portion of H.E.S. #163, and SE $\frac{1}{4}$ SW $\frac{1}{4}$  Section 2; N $\frac{1}{2}$ NW $\frac{1}{4}$  Section 11; all within T. 46 N., R. 57 E., MDM, NE $\frac{1}{4}$ SE $\frac{1}{4}$  and

the S<sup>1</sup>/<sub>2</sub>SE<sup>1</sup>/<sub>4</sub>, Section 36 within T. 47 N., R. 57 E., MDM, SW<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>, E<sup>1</sup>/<sub>2</sub>NE<sup>1</sup>/<sub>4</sub>, W<sup>1</sup>/<sub>2</sub>SE<sup>1</sup>/<sub>4</sub> and the SE<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub> Section 30; Lots 2, 3, and 4, E<sup>1</sup>/<sub>2</sub>NW<sup>1</sup>/<sub>4</sub> Section 31; all within T. 47 N., R. 58 E., MDM, (Map 4) NE<sup>1</sup>/<sub>4</sub>, E<sup>1</sup>/<sub>2</sub>SE<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>, SE<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub>, E<sup>1</sup>/<sub>2</sub>SW<sup>1</sup>/<sub>4</sub> and the SW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub> Section 17; E<sup>1</sup>/<sub>2</sub>SE<sup>1</sup>/<sub>4</sub> Section 19; W<sup>1</sup>/<sub>2</sub>NE<sup>1</sup>/<sub>4</sub>, NW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>, W<sup>1</sup>/<sub>2</sub>NW<sup>1</sup>/<sub>4</sub> and the NW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub> Section 20; all within T. 47 N., R. 58 E., MDM, (Map 6) Lots 2 and 3, SE<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub>, N<sup>1</sup>/<sub>2</sub>SW<sup>1</sup>/<sub>4</sub> and the SW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub> Section 4; SW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>, a portion of H.E.S. #57, and a portion of the E<sup>1</sup>/<sub>2</sub>SE<sup>1</sup>/<sub>4</sub> Section 8; a portion of the SW<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub>, a portion of H.E.S. #57, and the NW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub> Section 9; all within T. 47 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 Prior to 1905, was 1200 cattle 20 horses \_\_\_\_\_ sheep or wildlife (describe) \_\_\_\_\_

Date

Other

The watering was conducted during each of the following months 2218-U.S. Forest-July 1 thru Oct. 15th; 2420-BLM-Jan. 1st thru Dec. 31st; 2420-Private-Jan. 1st thru Dec. 31st.

"On the Diamond A Desert, between the Jarbidge and Bruneau Rivers, from the 1860's to 1889, Longhorn herds of southern Idaho's cattle barons (Dan Murphy, Byrne Brothers, and Barney Horne) ran in common with Pete Columbet's and John Dorsey's horse bands. Columbet and Dorsey were known as horse kings in this vicinity, from 1868 to 1889, and both had creeks named after them. After the severe winter of 1889-90, many of the large cattle and horse operations broke up and were replaced by smaller cattle outfits and flocks of sheep. Some of those were Ben Larios Ranch on Buck Creek; Fred Lancaster, located on Columbet Creek; Lou Eastman and Frank Winter on Dorsey Creek." (*Nevada's Northeast Frontier* - Page 649.)

Buck Creek Ranch is made up of two ranch units, the Larios Ranch and Brailsford Brothers. The U.S. Forest Paid Permit Record Cards indicate the following for the Larios Ranch:

In 1912, being the first record found, B.B. Larios had a paid permit of 50 cattle and 17 horses for the period of April 15 to October 31. In 1920, a permit to Pete Olabarria for 945 sheep with use from June 16 to October 15, was made. However, in 1928, an additional acquisition from Olabarria of a permit for 3,075 sheep, July 1 to October 15, was made. An additional permit of Fred L. Anderson was also transferred to Larios. The first permit record of Anderson in 1912 was

for 725 cattle and 50 horses, year long, in the Diamond A Division. By 1947, Daniela Larios was licensed for 171 cattle July 1 to October 15 and 120 cattle July 1 to August 31. It appears that a greater number had been grazed. In the distribution of the Estate of Ben B. Larios to Daniela Larios, the Order being in 1926 and recorded in Book 13 of Miscellaneous Records at Page 605, Elko County, Nevada Records, the estate inventory was for 450 head of cattle, 32 horses and 50 sheep.

The same Forest Service records show the following for the Brailsford Brothers:

A portion of the permit was acquired from Fred Lancaster, who was an original permittee, for 35 cattle and 25 horses. They also acquired, in 1945, a permit issued to Curran & Elorriaga for 1,250 sheep, June 11 to October 15.

(10) The approximate number of animals watered by the claimant in subsequent years was as follows: 1200 cow/calf = 2400 + 20 Horses, total 2420 (See Remarks)  
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 0.075 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, 3, 4, and 6

The 2420 cows, calves, and horses listed in this proof are the same as listed in the proofs filed under East Fork of Buck, West Fork of Buck, Columbet, Corral, Cow, Deer, Dorsey, Branch of Dorsey, Fawn, Sonovia Creeks, Unnamed Creek #1 and springs.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Buck Creek Ranch, Inc.

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.

Buck Creek Ranch, Inc.  
Claimant

Telephone No. ( 208 ) 834-2231

By William C. Aisbet

421 Court Street

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

Elko, Nevada 89801

City, State, Zip Code No.

Telephone No. ( 702 ) 738-2121

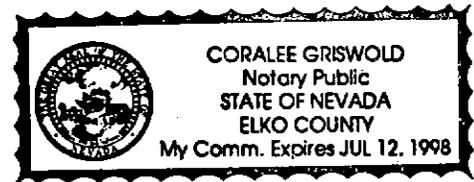
Subscribed and sworn to before me this 4th day of September, 19 96.

Coralee Griswold

Notary Public in and for the County of Elko

My commission expires July 12, 1996

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



ORIGINAL

Serial No. 06787

STATE OF NEVADA

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

(1) Name of Claimant Buck Creek Ranch, Inc.  
HC 85, Box 275 of Grandview  
Street and No. or P.O. Box No. City or town  
Idaho 83624  
State and Zip code No.

(2) Source of water Buck Creek, One Unnamed Spring #8 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 1) SE $\frac{1}{4}$ SW $\frac{1}{4}$  Section 9, T. 46 N., R. 57 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 SE corner of Section 12, T. 46 N., R. 57 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.

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31, T. 47 N., R. 58 E., MDM, bears N. 48°51' W., 311 feet and also the (Map 4) NW¼SE¼ Section  
20, T. 47 N., R. 58 E., MDM, at a point from which the SE corner of said Section 20 bears  
S. 46°29' E., 3,239 feet, which all of the above points follow the natural channels (Map 1, 3, 4, and  
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Unnamed Spring #8 (Map 3) - NE¼NE¼ Section 1, T. 46 N., R. 57 E., MDM, at a point from  
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Troughs, tanks, pools, reservoir, natural channel, etc.

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

(Map 1) SE¼SW¼, NE¼SE¼ and the S½SE¼ Section 9; SW¼, NW¼SE¼, E½SE¼ and S½NE¼  
Section 10; SW¼NW¼ and the W½SW¼ Section 11; NE¼NE¼ and the E½NW¼ Section 15;  
NE¼NE¼ Section 16; all within T. 46 N., R. 57 E., MDM, (Map 3) N½NE¼, NE¼NW¼,  
SE¼NW¼; a portion of the SW¼NW¼ and a portion of H.E.S. #163, Section 1; SW¼NW¼,  
E½NW¼, a portion of the S½NE¼, W½SE¼, a portion of H.E.S. #163, and SE¼SW¼ Section 2;  
N½NW¼ Section 11; all within T. 46 N., R. 57 E., MDM, NE¼SE¼ and the S½SE¼, Section 36  
within T. 47 N., R. 57 E., MDM, SW¼NE¼, W½SE¼ and the SE¼SW¼ Section 30; Lots 2, 3, and  
4, E½NW¼ Section 31; all within T. 47 N., R. 58 E., MDM, (Map 4) NE¼, E½SE¼, SW¼SE¼,  
SE¼NW¼, E½SW¼ and the SW¼SW¼ Section 17; E½SE¼ Section 19; W½NE¼, NW¼SE¼,

W $\frac{1}{2}$ NW $\frac{1}{4}$  and the NW $\frac{1}{4}$ SW $\frac{1}{4}$  Section 20; all within T. 47 N., R. 58 E., MDM, (Map 6) Lots 2 and 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$  and the SW $\frac{1}{4}$ SW $\frac{1}{4}$  Section 4; SW $\frac{1}{4}$ SE $\frac{1}{4}$ , a portion of H.E.S. #57, and a portion of the E $\frac{1}{2}$ SE $\frac{1}{4}$  Section 8; a portion of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ , a portion of H.E.S. 357, and the NW $\frac{1}{4}$ SW $\frac{1}{4}$  Section 9; all within T. 47 N., R. 58 E., MDM.

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

Buck Creek Ranch, Inc.

Claimant

Telephone No. ( 208 ) 834-2231

By William A. Bishop 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

Buck Creek, Unnamed Spring #8

Subscribed and sworn to before me this 17 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**

