Serial No. 06788

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.

Source of water East Fork Buck Creek, One Unnamed Spring #3 and tributaries
Name of natural water source.

(3) The water is diverted by Natural channels
Dam, ditch, pipe line, natural channel, spring area, etc.

(4) The water is diverted at the following point(s) (Map 1) SE¼NE¼ Section 15, 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 NE corner of Section 13, 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.

N. 80°42' E., 11,552 feet and also the NE¼SE¼ 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. 72°03' E., 11,348 feet and also the NE¼SW¼ Section 14, 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. 67°17' E., 9,663 feet, which all the above listed points follow the natural channels to a point in the (Map 3) SW¼NW¼ Section 1, T. 46 N., R. 57 E., MDM, from which the SE corner of Section. 36, T. 47 N., R. 57 E., MDM, bears N. 65°59' E., 4,544 feet.

Unnamed Spring #3 (Map 1) - NE¼SE¼ 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. 72°03' E., 11,348 feet.

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

(Map 1) SE¼NE¼, N½SE¼ and the SW¼SE¼ Section 11; W½NE¼, E½NW¼, SW¼NW¼ and the N½SW¼ Section 14; SE¼NE¼ and the NE¼SE¼ Section 15, all within T. 46 N., R. 57 E., MDM, (Map 3) NE¼NE¼ Section 11; NW¼NW¼ Section 12; SW¼SW¼, a portion of the NW¼SW¼, a portion of SW¼NW¼ and a portion of H.E.S. #163, Section 1, all within T. 46 N., R. 57 E., MDM.

Unnamed Spring #3 (Map 1) - NE¼SE¼ Section 15, T. 46 N., R. 57 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,
Date

was 1109 cattle _____horses _____sheep or wildlife (describe) _____.
Other

The watering was conducted during each of the following months _____

July 1st thru October 15th

"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.

) The approximate number of animals watered by the claimant in subsequent years was as

follows: 1109 cow/calf = 2218

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

0.075 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 and 3

The 2420 cows, calves, and horses listed in this proof are the same as listed in the proofs filed under 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

06788
East Fork Buck Creek, Unnamed Spring #3

Telephone No. (208) 834-2231

By William A. Gibbet 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 17 day of August, 19 94.

Coralee Griswold

Notary Public in and for the County of Elko

My commission expires July 12, 1998

$50 FILING FEE MUST ACCOMPANY PROOF

CORALEE GRISWOLD
Notary Public
STATE OF NEVADA
ELKO COUNTY
My Comm. Expires JUL 12, 1998