

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 Deer Creek 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) SW 1/4 NE 1/4 Section 24, 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 NE corner of Sec. 13, T. 46 N., R. 57 E., MDM, bears N. 16°04' E.,  
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.

6,908 feet and also in the NW 1/4 NE 1/4 Section 25, 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. 12°24' E., 10,983 feet and also

the SE 1/4 NE 1/4 Section 25, T. 46 N., R. 57 E., MDM, at a point from which the NE corner of Section

13, T. 46 N., R. 57 N., MDM, bears N. 04°21' E., 13,073 feet and also the SE 1/4 NW 1/4 Section 30,

T. 46 N., R. 58 E., MDM, at a point from which the NW corner of Section 18, T. 46 N., R. 58 E.,

MDM, bears N. 07°07' W., 13,001 feet and also the SE 1/4 NE 1/4 Section 30, T. 46 N., R. 58 E., MDM,

at a point from which the NW corner of Section 18, T. 46 N., R. 58 E., MDM, bears N. 17°05' W.,

13,126 feet and also the NE 1/4 SW 1/4 Section 20, T. 46 N., R. 58 E., MDM, at a point from which

the NW corner of Section 18, T. 46 N., R. 58 E., MDM, bears N. 40°48' W., 10,458 feet, which all

of the above points follow the natural channels to a point in the (Map 4) NW 1/4 SE 1/4 Section 28,

239  
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T. 47 N., R. 58 E., MDM, at a point from which the NW corner of said Section 28, bears  
N. 55°33' W., 4,759 feet.

(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.

The Place of Use is within the (Map 1) SW¼NE¼, E½E½ and the SW¼SE¼ of Section 24;  
NW¼NE¼ and the E½NE¼ of Section 25; within T. 46 N., R. 57 E., MDM. S½NW¼ and the  
W½SW¼ of Section 8; W½NW¼ of Section 17; SE¼NE¼, SE¼, and the SE¼SW¼ of Section 18;  
E½NW¼, Lots 2, 3, and 4, SE¼SW¼ and the E½E½ of Section 19; S½NW¼ and the NE¼SW¼  
of Section 20; E½NW¼ and the E½NE¼ of Section 30, all within T. 46 N., R. 58 E., MDM  
(Map 4) SW¼NW¼ and the E½NW¼ of Section 8; E½W½ of Section 5, all within T. 46 N.,  
R. 58 E., MDM, W½SE¼ and the E½SW¼ of Section 28, SW¼SE¼, N½SE¼ and the SE¼NE¼  
of Section 32; SW¼NW¼ and the N½NW¼ of Section 33, 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 1st thru October 15th; 2420 - BLM - January 1st thru December 31st;  
2420 - Private - January 1st thru December 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

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 Map 1 and 4

The 2420 cows, calves, and horses listed in this proof are the same as listed in the proofs filed under Buck, East Fork of Buck, West Fork of Buck, Columbet, Corral, Cow, 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 A. Nisbet 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**

