

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING OR WILDLIFE PURPOSES

(1) Name of claimant Jose Barinaga Trust, Marilyn R. Barinaga- Trustee & Marilyn R. Barinaga
854 E. 3600 North of Castleford
Street and No. or P. O. Box No. City or Town
Idaho 83321
State and Zip Code No.

(2) Source of water Hays Canyon Spring & Creek & Tributary Unnamed Springs
Name of natural water source

(3) The water is diverted by Natural Channel and Collection Boxes, Pipelines and Ponds
Dam, ditch, pipe line, natural channel, spring area, etc.

(4) The water is diverted at the following point(s) Throughout the reach of the creek, commencing
Describe as being within a 40-acre subdivision on public survey, and by course and distance to a section corner. If on unsurveyed land it should be stated.

at the following points: within the NE 1/4 SE 1/4 of Section 14 T.47N., R.60E. M.D.B.&M. from which
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.

the NE corner of Section 15, T.47N., R.60E. M.D.B.&M. bears ^N 61°54'00" ^W a distance of 5,825.0
feet and the SE 1/4 NE 1/4 of Section 14 T.47N., R.60E. M.D.B.&M. from which the NE corner of
Section 15, T.47N., R.60E. M.D.B.&M. bears ^N 66°21'00" ^W a distance of 5,765.0 feet and the
SW 1/4 NE 1/4 of Section 14 T.47N., R.60E. M.D.B.&M. from which the NE corner of Section 15,
T.47N., R.60E. M.D.B.&M. bears ^N 71°06'00" ^W a distance of 3,825.0 feet and the NW 1/4 NE 1/4 of
Section 14 T.47N., R.60E. M.D.B.&M. from which the NE corner of Section 15, T.47N., R.60E.
M.D.B.&M. bears ^N 76°24'00" ^W a distance of 3,090.0 feet and the NE 1/4 NE 1/4 of Section 14 T.47N.,
R.60E. M.D.B.&M. from which the NE corner of Section 15, T.47N., R.60E. M.D.B.&M. bears
^N 80°35'00" ^W a distance of 4,050.0 feet thence down the stream channels to the point of ending within
the NE 1/4 SW 1/4 of Section 11 T.47N., R.60E., M.D.B.&M. from which the NW corner of Section 11,
T.47N., R.60E. M.D.B.&M. bears ^N 32°02'00" ^W a distance of 3,830.0 feet.

(5) The water is impounded in Natural Channel and Collection Boxes, Pipelines and Ponds
Troughs, tanks, pools, reservoir, natural channel, etc.

(6) The construction of the ditch or other works was begun 1931 Date
and completed Present Date

(7) The nature of the claimant's title to the land upon which the source of water and place or use are
located is BLM Allotment No. 01066 & Patented Lands
Patented, deeded, public domain with grazing permit, etc.

(8) The Claimant's water right xxx (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 1871
Date

was 10,000-15,000 cattle 5000-7000 horses >30,000 sheep or wildlife (describe) _____
Other

The watering was conducted during each of the following months April 1 through November 30

(10) The approximate number of animals watered by claimant in subsequent years was as follows:

3000 head of sheep or 300 head of cattle from June 1 - October 7

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

_____ cubic feet per second.

448.83 gallons per minute equals 1 cubic foot per second.

(12) The works are located at Same as POD locations

Describe as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed land, it should be stated.

Remarks See enclosed copies of the following affidavits and publications; original copies were

submitted under Brackett Livestock Inc. Proofs 06955-06995:

1. Affidavit of Noy Elbert Brackett Jr. II

2. Affidavit of Clare N. Mahannah

3. "Sixty Years of Cooperation" published in 1977 by the "71" Livestock Association in cooperation with the U.S. Department of Agriculture, U.S. Forest Service and the U.S. Department of Interior, Bureau of Land Management.

Remarks _____

The undersigned, being duly sworn, deposes and says that the facts relative to the appropriation of water by Jose Barinaga Trust, Marilyn R. Barinaga- Trustee & Marilyn R. Barinaga 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.

Jose Barinaga Trust, Marilyn R. Barinaga- Trustee & Marilyn R. Barinaga
Claimant

Telephone No. (208) 537-6645



By *Clare N. Mahannah*
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P.O. Box 9066
Street and No., or P.O. Box No.
Reno, NV 89507
City, State, Zip Code No.

Telephone No. (747) 747-1100

Subscribed and sworn to before me this 14TH day of JUNE, 19 95.
Bonnie M. Urbancic

Notary Public in and for the County of WASHOE
My commssion expires 1/15/98

\$50 FILING FEE MUST ACCOMPANY PROOF