Serial No._07354___

AMENDED
THE STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR
STOCK WATERING PURPOSES

(1) Name of Claimant: UNITED STATES OF AMERICA - Forest Service
2035 Last Chance Road
Elko, Nevada 89801
(702) 738-5171

(2) Source of water: SCHMIDT CREEK SPRING

(3) The water is diverted by: HEADBOX AND PIPE

(4) The water is diverted at the following point(s):

Township	Range	Section	Subdivision	Meridian
39 N	53 E	05	SENW	MOUNT DIABLO

(5) The water is impounded in: TROUGH

(6) The construction of the ditch or other works was begun __post 1909_____ and completed__post 1909_____.

(7) The nature of the claimant's title to the land upon which the source of water and place of use are located, is the TREATY OF GUADELUPE HIDALGO OF 1848.

(8) The claimant's water right was not recorded in the office of the County Recorder.

(9) The approximate number of animals watered by the claimant during the first year 1875 was 296 cattle. The watering was conducted during each of the following months: Apr. 1 thru Nov. 30

(10) The approximate number of animals watered by the claimant in subsequent years was as follows: 296 cattle

(11) The amount of water which has been necessary to be diverted for this purpose has been 0.02 cubic feet per second.

(12) The works are located at:

Township	Range	Section	Subdivision	Meridian
39 N	53 E	05	SENW	MOUNT DIABLO

Remarks: The Forest Service has claims for stockwater based on use after creation of the National Forest. However, those claims are for the same amounts and quantities as will be decreed as vested rights, and thus do not need to be asserted herein.

Livestock watered at spring source until headbox, pipe, and trough were constructed post 1909.

SCHMITT CREEK C&H

Reference Information:

Forest Service ID No.: 17050105 48 0017

Map Sheet Number: 8-4

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by UNITED STATES OF AMERICA - USDA FOREST SERVICE are full and correct to the best of his or her knowledge and belief.

United States of America (USDA - Forest Service), Claimant

By Mary Wagner
for JACK A. BLACKWELL, Regional Forester
324 25th Street, Ogden, UT 84401

Subscribed and sworn to before me this 10th day of August 1998

CECE STEWART
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 98-2160-2 - Expires May 1, 2002

Cece Stewart
Notary Public in and for the County of ~~WEBER~~ Washoe

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STATE ENGINEER'S OFFICE

Serial No. 07354

THE STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR
STOCK WATERING PURPOSES

(1) Name of Claimant: UNITED STATES OF AMERICA - Forest Service
324 25th Street
Ogden, Utah 84401
(801) 625-5360

(2) Source of water: SCHMIDT CR SPR

(3) The water is diverted by: COMBINATION

(4) The water is diverted at the following point(s):

Township	Range	Section	Subdivision	Meridian
39 N	53 E	5	SENW	MOUNT DIABLO

(5) The water is impounded in:

(6) The construction of the ditch or other works was begun ____N/A_____
and completed _____N/A_____.

(7) The nature of the claimant's title to the land upon which the source of water and place of use are located is the TREATY OF GUADELUPE HIDALGO OF 1848.

(8) The claimant's water right was not recorded in the office of the County Recorder.

(9) The approximate number of animals watered by the claimant during the first year 1875 was 296 CATTLE . The watering was conducted during each of the following months: Apr.1 thru Nov.30

(10) The approximate number of animals watered by the claimant in subsequent years was as follows: 296 CATTLE

(11) The amount of water which has been necessary to be diverted for this purpose has been 0.02 cubic feet per second.

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(12) The works are located at:

Township	Range	Section	Subdivision	Meridian
39 N	53 E	5	SENW	MOUNT DIABLO

Remarks: The Forest Service has claims for stockwater based on use after creation of the National Forest. However, those claims are for the same amounts and quantities as will be decreed as vested rights, and thus do not need to be asserted herein.

SCHMITT CR C+H

Reference Information:

Forest Service ID No.: 04 09 17050105 48 0 0017 0

National Forest: HUMBOLDT

Map Sheet Number: 8-4

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by UNITED STATES OF AMERICA - USDA FOREST SERVICE are full and correct to the best of his or her knowledge and belief.

United States of America (USDA - Forest Service), Claimant

By Peter J. Stender
for DALE N. BOSWORTH, Regional Forester

324 25th Street, Ogden, UT 84401

Subscribed and sworn to before me this 16th day of JUNE, 1994.

Sandra S. Carlson
Notary Public in and for the County of WEBER
My commission expires December 11, 1996

SANDRA S. CARLSON
NOTARY PUBLIC - STATE of UTAH
735 SOUTH MAIN
P.O. BOX 306
WILLARD, UTAH 84340
COMM. EXP. 12-11-96

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