

**STATE OF NEVADA**  
**AMENDED**  
**PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING**  
**OR WILDLIFE PURPOSES**

(1) Name of Claimant Julian Tomera Ranches, Inc., Battle Mountain Division

P.O. Box 276 of Battle Mountain  
Street and No. or P.O. Box No. City or town  
Nevada 89820  
State and Zip code No.

(2) Source of water Slaven Canyon and springs, branches and tributaries  
Name of natural water source.

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

(4) The water is diverted at the following point(s) The Headwaters of Slaven Canyon Creek  
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.

consisting of the West Fork of Slaven Canyon Creek rising in the NW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub> Section 26, T. 30 N.,  
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.

R. 46 E., MDM following the natural channel of the West Fork and the Main Stem of Slaven  
Canyon Creek to its confluence with Unnamed Spring No. 3 in the NE<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub> Section 1, T. 30 N.,  
R. 46 E., MDM, and thence following the natural channel to its confluence with Unnamed Spring  
No. 4 in Lot 4 of said Section 1 and thence following the natural channel to its confluence with  
Unnamed Spring No. 5 in the NE<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub> Section 35, T. 31 N., R. 46 E., MDM, and thence following  
the natural channel to its confluence with Unnamed Spring No. 6 in the NW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub> of said Section  
35 and thence following the natural channel to a point in the SW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub> Section 22, T. 31 N., R. 46 E.,  
MDM from which the SE corner of said Section 22 bears S. 77°14' E., 5,267 feet; and Unnamed  
Tributary No. 4 rising in the SW<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub> Section 25, T. 30 N., R. 46 E., MDM and following the natural  
channel to its confluence with the West Fork of Slaven Canyon Creek in the SE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub> Section 23, T.



(7) The nature of the claimant's title to the land upon which the source of water and place of use are located is A combination of private land and public domain with grazing permit

Patented, deeded, public domain with grazing permit, etc.

(8) The claimant's water right was (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 1889,  
was 300 cattle 10 horses 2000 sheep or wildlife (describe) \_\_\_\_\_  
Date  
Other

The watering was conducted during each of the following months \_\_\_\_\_  
January 1 through December 31

(10) The approximate number of animals watered by the claimant in subsequent years was as follows: Same as #9

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 The Place of Use is as follows: W $\frac{1}{2}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$  Section 26; N $\frac{1}{2}$ NE $\frac{1}{2}$  and NW $\frac{1}{4}$  Section 25; and NW $\frac{1}{4}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$  Section 24 and SW $\frac{1}{4}$ SE $\frac{1}{4}$ , E $\frac{1}{2}$ E $\frac{1}{2}$  Section 23 and W $\frac{1}{2}$ W $\frac{1}{2}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 13 and SE $\frac{1}{4}$ SE $\frac{1}{4}$ , W $\frac{1}{2}$ E $\frac{1}{2}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$  Section 12 and E $\frac{1}{2}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , Lot 4 Section 1 all located in T. 30 N., R. 46 E., MDM; Lots 3, 4, 7, 8, and 9 Section 19 and Lots 15, 16, and 17 Section 18 all located in T. 30 N., R. 47 E., MDM; SW $\frac{1}{4}$ SE $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$  Section 35 and NE $\frac{1}{4}$ SE $\frac{1}{4}$ , E $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 34 and W $\frac{1}{2}$ SE $\frac{1}{4}$ , E $\frac{1}{2}$ W $\frac{1}{2}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$  Section 27 and S $\frac{1}{2}$ SW $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$  Section 22 all located in T. 31 N., R. 46 E., MDM.

Remarks The lower reaches of Slaven Canyon Creek are in the historical water use and range of the W.T. Jenkins ranching operation, which date back to 1889 and included usage for stockwatering, domestic and irrigation purposes. This portion of the ranch is now a part of the Julian Tomera

Ranches, Battle Mountain Division, whose Argenta Unit Grazing Allotment now encompasses these same grazing areas previously operated by W. T. Jenkins.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Julian Tomera Ranches, Inc., Battle Mountain Division 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.

Julian Tomera Ranches, Inc., Battle Mountain Division

Claimant

Telephone No. ( 702 ) 635-5610

By William A. Nisbet Agent

421 Court Street

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

Elko, NV 89801

City, State, Zip Code No.

Telephone No. ( 702 ) 738-2121

Subscribed and sworn to before me this 12 day of May, 1999.

By William A. Nisbet

Coralie Griswold

Notary Public in and for the County of Elko

My commission expires May 29, 2002

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

