

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING OR WILDLIFE PURPOSES

AMENDED

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(1) Name of claimant United States of America, Department of the Interior, Bureau of Land Management, Idaho State Office, 3380 Americana Terrace of Boise Idaho 83706-2500

(2) Source of water Deep Creek and tributaries

(3) The water is diverted by natural channel

(4) The water is diverted at the following point(s) POD, Beginning #1, NE 1/4 Sec. 23, T.47N., R.56E., MDM, at a point from which the SE corner of Sec. 13, T.47N., R.56E., MDM, bears N. 84°22' E., 6,269 ft.; POD, Beginning #2, NW 1/4 Sec. 24, T.47N., R.56E., MDM, at a point from which the SE corner of Sec. 13, T.47N., R.56E., MDM, bears N. 85°18' E., 4,770 ft.; POD, Beginning #3, SE 1/4 Sec. 13, T.47N., R.56E., MDM, at a point from which the SE corner of Sec. 12, T.47N., R.56E., MDM, bears N. 8°45' E., 2,679 ft.; POD, Beginning #4, NW 1/4 Sec. 13, T.47N., R.56E., MDM, at a point from which the SE corner of Sec. 12, T.47N., R.56E., MDM, bears N. 60°00' E., 2,621 ft.; POD, Ending #1, Lot 4, Sec. 02, T.47N., R.56E., MDM, at a point from which the SE corner of Sec. 12, T.47N., R.56E., MDM, bears S. 44°11' E., 13,993 ft.

Handwritten notes: 08884, R088664, VC7A720

(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 N/A Date  
and completed N/A 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 acquisition by the United States of America  
Patented, deeded, public domain with grazing permit, etc.  
from Mexico through the treaty of Guadalupe-Hidalgo in 1848.  
The land is surveyed public domain owned by the United States of America  
and managed by the U.S.D.I., Bureau of Land Management.

(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 1872, was \_\_\_\_\_ cattle, \_\_\_\_\_ horses, \_\_\_\_\_ sheep, or wildlife (describe) various amounts, wildlife  
Date Other

The watering was conducted during each of the following months \_\_\_\_\_  
Yearlong grazing was conducted by various amounts of livestock and wildlife.  
Number of animals was typically in excess of that claimed herein.

(10) The approximate number of animals watered by the claimant in subsequent years was as follows: Use over the years has varied, but the amount claimed is  
If water was not used, or used in reduced quantity at any time, full information  
based upon current usage. The current uses are:  
as to causes and duration of non-use should be given.

<u>571 cattle</u>	<u>04/01 to 10/30</u>	<u>0.0177 cfs</u>
<u>0 sheep</u>	<u>00/00 to 00/00</u>	<u>0.0000 cfs</u>
<u>13 horses</u>	<u>04/01 to 06/30</u>	<u>0.0004 cfs</u>
<u>various amounts, wildlife</u>	<u>01/01 to 12/31</u>	<u>0.0070 cfs</u>
	<u>TOTAL</u>	<u>0.0251 cfs</u>

Wildlife includes game and non-game species (some of which are deer, elk and antelope).

(11) The amount of water which has been necessary to be diverted for this purpose has been 0.0251 cubic feet per second. (Represents current usage)  
448.83 gallons per minute equals 1 cubic foot per second.

(12) The works are located at \_\_\_\_\_  
Describe as being within a 40-acre subdivision, section, township and

1. ~~SW~~~~NW~~ Sec. 01, T.47 N., R.56 E., MDM;  
and range of public survey. If on unsurveyed land, it should be stated.
2. ~~SE~~~~NW~~ Sec. 01, T.47 N., R.56 E., MDM;
3. ~~NE~~~~SW~~ Sec. 01, T.47 N., R.56 E., MDM;
4. ~~SE~~~~SW~~ Sec. 01, T.47 N., R.56 E., MDM;
5. ~~NW~~~~SE~~ Sec. 01, T.47 N., R.56 E., MDM;
6. ~~SW~~~~SE~~ Sec. 01, T.47 N., R.56 E., MDM;
7. Lot 1, Sec. 02, T.47 N., R.56 E., MDM;
8. Lot 2, Sec. 02, T.47 N., R.56 E., MDM;
9. Lot 3, Sec. 02, T.47 N., R.56 E., MDM;
10. Lot 4, Sec. 02, T.47 N., R.56 E., MDM;
11. ~~NE~~~~NE~~ Sec. 12, T.47 N., R.56 E., MDM;
12. ~~NW~~~~NE~~ Sec. 12, T.47 N., R.56 E., MDM;
13. ~~SW~~~~NE~~ Sec. 12, T.47 N., R.56 E., MDM;
14. ~~SE~~~~NE~~ Sec. 12, T.47 N., R.56 E., MDM;
15. ~~NE~~~~NW~~ Sec. 12, T.47 N., R.56 E., MDM;
16. ~~SE~~~~NW~~ Sec. 12, T.47 N., R.56 E., MDM;
17. ~~NE~~~~SW~~ Sec. 12, T.47 N., R.56 E., MDM;
18. ~~NW~~~~SW~~ Sec. 12, T.47 N., R.56 E., MDM;
19. ~~SW~~~~SW~~ Sec. 12, T.47 N., R.56 E., MDM;
20. ~~NW~~~~SE~~ Sec. 12, T.47 N., R.56 E., MDM;
21. ~~SW~~~~SE~~ Sec. 12, T.47 N., R.56 E., MDM;
22. ~~SE~~~~SE~~ Sec. 12, T.47 N., R.56 E., MDM;
23. ~~NE~~~~NE~~ Sec. 13, T.47 N., R.56 E., MDM;
24. ~~NW~~~~NE~~ Sec. 13, T.47 N., R.56 E., MDM;
25. ~~SE~~~~NE~~ Sec. 13, T.47 N., R.56 E., MDM;
26. ~~NW~~~~NW~~ Sec. 13, T.47 N., R.56 E., MDM;
27. ~~SW~~~~NW~~ Sec. 13, T.47 N., R.56 E., MDM;
28. ~~NW~~~~SW~~ Sec. 13, T.47 N., R.56 E., MDM;
29. ~~SW~~~~SW~~ Sec. 13, T.47 N., R.56 E., MDM;
30. ~~SE~~~~SE~~ Sec. 14, T.47 N., R.56 E., MDM;
31. ~~NE~~~~NE~~ Sec. 23, T.47 N., R.56 E., MDM;

32. NW~~1~~/~~NW~~4 Sec. 24, T.47 N., R.56 E., MDM;

33. SW~~1~~/~~SW~~4 Sec. 07, T.47 N., R.57 E., MDM;

34. Lot 1, Sec. 18, T.47 N., R.57 E., MDM;

Remarks This right and other water rights, for livestock grazing and wildlife, common to the same grazing allotment shall be limited to the quantity of water beneficially used within the allotment.

Some beginning and all ending points of diversion were obtained by intersections of USGS hydrographic data (from 1986 USGS mapping data) with Public Land Survey System (PLSS) data obtained from the Nevada BLM Geographic Coordinate Data Base (GCDB). The accuracy of these points vary from +/- 40 feet to +/- 200 feet in relation to the accuracy of the USGS and PLSS data in each area. These beginning and ending points are intended to represent where the stream intersects the property boundary line.

The location of some beginning Points of Diversion (POD), the referencing section corners as well as several Points along the Stream (POS), were determined in the field with Global Positioning System (GPS) equipment. Accuracy is within +/- 15 feet. GPS locations are as follows:

POD B1: 41° 57' 11.746" N. lat. GEOID Altitude 6,513.01 ft.  
115° 36' 43.555" W. long. (25B-5)

POD B2: 41° 57' 13.963" N. lat. GEOID Altitude 6,465.63 ft.  
115° 36' 23.906" W. long. (25A-1)

SE Corner: Sec.12 41° 58' 10.181" N. lat. GEOID Altitude 6,273.99 ft.  
T.47N. R.56E. 115° 35' 20.880" W. long. (26-5)

SE Corner: Sec.13 41° 57' 17.821" N. lat. GEOID Altitude 6,499.40 ft.  
T.47N. R.56E. 115° 35' 21.012" W. long. (26-1)

POS 01: 41° 59' 25.424" N. lat. GEOID Altitude 5,583.61 ft.  
115° 35' 57.878" W. long. (25B-3)

POS 02: 41° 57' 26.052" N. lat. GEOID Altitude 6,364.72 ft.  
115° 36' 29.737" W. long. (25A-2)

POS 03: 41° 57' 47.422" N. lat. GEOID Altitude 6,244.62 ft.  
115° 36' 20.086" W. long. (25B-1)

POS 04: 41° 57' 43.119" N. lat. GEOID Altitude 6,380.84 ft.  
115° 35' 26.264" W. long. (26-3)

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by United States of America are full and correct to the best of his knowledge and belief.

Deponent represents claimant by virtue of appointment as the

If proof is not made by claimant, deponent should state on this line by virtue of what authority he

Acting State Director of the Bureau of Land Management in Idaho.

represents the claimant.

United States of America

Claimant

Telephone No. (208) 384-3000

BY Elena C. Daly  
Elena C. Daly, Acting State Director

U.S.D.I., Bureau of Land Management

Idaho State Office

3380 Americana Terrace

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

Boise, Idaho 83706-2500

City, State, Zip Code No.

Telephone No. (208) 384-3000

Subscribed and sworn to before me this 4<sup>th</sup> day of March, 1996.

Jacqueline L. Ripley  
Jacqueline L. Ripley, Notary Public

Notary Public in and for the county of Ada County, Idaho

My commission expires April 7, 1999