Serial No. 09774

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING OR WILDLIFE PURPOSES

(1) Name of claimant James E. & Vera L. Baumann
P.O. Box 308 of Eureka
Street and No. or P.O. Box No. City or town
Nevada 89316
State and Zip Code No.

(2) Source of water Fairbury Well
Name of natural water source.

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

(4) The water is diverted at the following point(s) NE1/4 SW1/4 Sec 31, T. 18N R. 55E M.B.&M
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.
(used NAPE imagry & top 8's) -Swazlian- 12/29/08
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.

(5) The water is impounded in Tank and troughs
Troughs, tanks, pools, reservoir, natural channel, etc.

(6) The construction of the ditch or other works was begun _____
Date
and completed 1934.
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 Public domain with grazing permit
Patented, deeded, public domain with grazing permit, etc.
located in the Silverado allottment.
In White Pine County

(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 1934
Date

was 200 cattle _____ horses _____ sheep or wildlife (describe) _____
Other

The watering was conducted during each of the following months Janurary 1st thru December 31st

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

about 200 hd more or less over the years

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.

this well has been used Continously since 1934

(11) The amount of water which has been necessary to be diverted for this purpose has been

2 cubic feet per second.

448.83 gallons per minute equals 1 cubic feet per second.

(12) The works are located at NE 1/4 SW 1/4 Sec 31, T. 18N R. 55E MDB'M
-Swazilian-

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

G.P.S. Lat.: 39° 23.15N Lon: 115° 49.83W

Remarks Support documents for the chain of title for Simpson Creek Ranch/James E. & Vera L. Baumann are provided in Water Right's Vol I filed with the Nevada Division of Water Resources

Specific support documents for Fairbury Well are in Vol II also filed with the Nevada Division of Water Resources.

Remarks This well is a hand dug well. Completed in 1934 by CCC Crew (See support documents Vol II)

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by James E. & Vera L. Baumann are full and correct to the best of his knowledge and belief.

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

James E. Baumann Vera L. Baumann
Claimant

Telephone No. (775) 237-5452

By _____

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

City, State, Zip Code No.

Telephone No. (___) _____

Subscribed and sworn to before me this Seventh day of September, 2008

MARYJO CASTANEDA
NOTARY PUBLIC • STATE of NEVADA
Eureka County • Nevada
CERTIFICATE # 97-2687-8
APPT. EXP. JUNE 25, 2009

Maryjo Castaneda
Notary Public in and for the County of Eureka

My commission expires June 25, ~~2009~~ 2009

$50 FILING FEE MUST ACCOMPANY PROOF

2008 SEP 11 PM 3:38

(NSPO Rev. 9-05)