

STATE OF NEVADA

**PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING OR WILDLIFE PURPOSES**

(1) Name of claimant John Uhalde & Company  
PO Box 151088 of Ely  
Street Address or PO Box City or Town  
Nevada 89301  
State and ZIP Code

(2) Source of water Snow cover on Badger Spring Allotment in Jake's Valley, Basin 174, White Pine County, NV  
Name of natural water source

(3) The water is diverted by:  
Livestock randomly eating snow to satisfy its moisture needs.

Dam, ditch, pipe line, natural channel, spring area, etc.  
(4) The water is diverted at the following point(s):

39Deg. 20' .00" N., 115Deg. 14' 36.61" W., apparent relatively-recent-geologically high-water level of dry lake bed to which all of Badger Spring Allotment drains.

Alternatively, lowest point on Jake's Valley lake bed to which northern basin-surface drains may be designated POD.

39Deg. 15' 55.11" N., 115Deg. 14' 03.20" W., apparent minimum water level of Jake's Valley dry lake bed.

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. Diversion over a channel reach must be described by course and distance to a section corner for both the beginning and end of such.

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

(6) The construction of the ditch or other works was begun NA  
completed NA NA  
Date 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:  
Prior forage/grazing rights established and continuously exercised by applicant's predecessors and applicant pursuant to state law, local custom, and subsequent federal-agency adjudication, which are applicable to grazing areas now designated and depicted on maps as Badger Spring Allotment, north and west of Ely, Nevada.

Patented, deeded, public domain with grazing permit, etc.  
(8) The claimant's water right 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 1896  
Date  
was 300 cattle 3000 horses 3000 sheep or wildlife (describe)

The watering was conducted during each of the following months:  
All months during which snow was available, including from snowbanks at higher elevations in warm and hot seasons and from general snow cover at lower elevations during cool and cold seasons.

174-WIP

(10) The approximate number of animals watered by the claimant in subsequent years was as follows:  
A mix of sheep and cattle equivalent to 1000 cattle or 5000 sheep.

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

10 AFA cubic feet per second.

448.83 gallons per minute equals 1 cubic foot per second

(12) The works are located at:

NA

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

Remarks

Following the first snowstorm each fall, snow blew and drifted into dry washes, depressions, and shady spots, which served banks and drifts to satisfy livestock moisture needs long after general snow-cover melted. Many snowbanks at higher elevations remained for much of the following summer. It was natural and customary for our and our predecessors' livestock, as it was for wildlife, to satisfy its moisture needs by eating snow when available. Following the first seasonal snowfall, livestock no longer generally depended on live water but moved or were driven to fresh feed on random snow sources throughout their range, thus facilitating good range management through more-uniform livestock distribution.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by John Uhalde & Company are full and correct to the best of his/her knowledge and belief.

Gracian N. Uhalde, President and Agent of John Uhalde & Company.

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

John Uhalde & Company

Name of Claimant

By

Gracian N. Uhalde

Telephone No. (775) 289-4802

Gracian N. Uhalde, Pres.

PO Box 151088

Ely, Nevada 89301

Telephone No. (775) 296-0599

Subscribed and sworn to before me this 27<sup>th</sup> day of February, 20 12

Notary Public in and for the County of White Pine.

My commission expires 9/23/14

Jackie Kopp  
Notary signature

