

STATE OF NEVADA

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

(1) Name of claimant Duncan Family 2002 Trust  
6500 Old Emigrant Rd. of Lovelock,  
Street Address or PO Box City or Town  
Nevada 89419  
State and ZIP Code

(2) Source of water Coal Canyon Spring aka Marker Spring  
Name of natural water source

(3) The water is diverted by:  
Natural spring, spring box and water line

Dam, ditch, pipe line, natural channel, spring area, etc.

(4) The water is diverted at the following point(s):  
SE1/4 NE1/4, Sec. 20, T27N, R33E, MDM

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 2,000 gallon water trough  
Troughs, tanks, pools, reservoir, natural channel, etc.

(6) The construction of the ditch or other works was begun Natural spring prior to 1905  
and completed Natural spring prior to 1905  
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:  
The land was grazed by claimant's predecessors as part of the public domain. This property comprises a portion of claimant's grazing license and allotment. Claimant also holds a water right certificate (No. 2196) for this source.

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 1888  
Date  
was 200 cattle 30 horses sheep or wildlife (describe)

The watering was conducted during each of the following months:

Unknown

*Lovelock Valley  
4-7-77  
pe*

(10) The approximate number of animals watered by the claimant in subsequent years was as follows:  
Up to 200 head cattle

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

0.0031 cubic feet per second.

448.83 gallons per minute equals 1 cubic foot per second

(12) The works are located at:

SE1/4 NE1/4, Sec. 20, T27N, R33E, MDM

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

Remarks

See Coal Canyon Poker Brown Allotment Water Use Summary, and Affidavit of Water Use Abigah E. Duncan.

The filing of this vested claim is to confirm the earliest priority of use, but is not intended to replace or supersede claimant's water use confirmed under certificate (No. 2196) for this source.

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

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

Duncan Family 2002 Trust

Name of Claimant

By Abigah E. Duncan

Telephone No. (775) 273-0855

Abigah E. Duncan

PO Box 532

Lovelock, NV 89419

Telephone No. (775) 273-0855

Subscribed and sworn to before me this 24 day of March, 2013



Patricia J. Speer

Notary Public in and for the County of Pershing

My commission expires May 1, 2016

**AFFIDAVIT OF WATER USE  
ABIGAH E. DUNCAN  
RE: COAL CANYON SPRING AKA MARKER SPRING**

**State of Nevada**        )  
                                  ) ss.  
**County of Pershing** )

I, Abigah Elum Duncan, do hereby swear, under penalty of perjury, that the assertions of this affidavit are true to the best of my knowledge and belief:

1. My name is Abigah Elum Duncan or “Bige,” and sometimes referred to as AE Duncan or Abigah Elum Duncan Sr.
2. I am a resident of Pershing County, Nevada. My address is 6500 Old Emigrant Road, Lovelock, NV 89419. My phone number is 775-273-0855.
3. I was born in Duncan, Arizona on February 25, 1920. As of the date of this affidavit I am 93 years old.
4. I make this affidavit in support of claiming a vested water right for stock water on the Coal Canyon-Poker Allotment, USDI, BLM Permit #00104.

Real Property Ownership

5. In 1946 I acquired property in Pershing County, Nevada. Before that time, I lived on a ranch in Kingman, Arizona with my parents Gus and Nora Duncan. In July of 1946, the drought forced us to relocate, so we loaded all of our stock onto railroad cattle cars and I rode the train with the livestock headed north. The stock and I departed the train in Lovelock, Nevada. From there, my parents and I drove (via horseback) our livestock to Kitten Springs. We camped out with the livestock on the Kitten Springs ranch until I purchased the Salinas Ranch in October of 1946.
6. The ranch property I acquired is described as the Salinas Ranch, now known as the Duncan Ranch and is more particularly described as more than 4900 acres located in Pershing County, Nevada; our various parcels are located within T28N R32E, T29N R32E, T29N R33E MDM, and 80 acres in T32N R34E MDM. Our private property is located south of Rye Patch Dam along the Humboldt River in Pershing County. See Exhibit 1.
7. At the time I acquired the property it was understood that I purchased a 485 head permit, including all water, water rights, ditch, ditch rights, range, range rights and grazing permits. I have purchased additional railroad parcels since that time.

8. The Duncan Ranch is currently titled to the Duncan Family 2002 Trust and is operated by Bige, Maxine, Dan, Joan, and Abigah John "AJ" Duncan.

#### Grazing Use and Grazing Preference

9. As part of my ranching operation, I first began grazing cattle and horses on the Star Peak Allotment in 1946. The Star Peak Allotment was located on the east side of the railroad. There were no fences on the allotments and I grazed our cattle with other permittees on the allotments. In 1954, I sold some of my property in the Star Peak Allotment and moved to the Rochester Allotments.
10. In 1946, the grazing season of use was from November 1<sup>st</sup> to June 30<sup>th</sup>. At the end of the grazing season, the cattle were brought to our private ground along the Humboldt River, where they remained from July 1<sup>st</sup> to October 31<sup>st</sup>. Each year we repeated this cycle, continuing to turn out the cattle onto the allotment from November to June and bring the cattle to the river from July to October.
11. In 1960, I acquired a railroad lease from Henry Brink on the west side of the railroad in the Poker allotment. Later in the 1960s, I acquired William "Bill" Able's grazing permit on the west side of the railroad in the Poker Allotment. A map and documents from the BLM of the grazing area are attached as Exhibit 2. I continued the November to June grazing pattern from 1946 until 1967 in the Poker Allotment.
12. In 1967 the United States Department of Interior, Bureau of Land Management ("BLM") adjudicated the grazing rights for the Rochester and Poker Allotments. The adjudication was completed in 1971.
13. As a result of the BLM adjudication, the Rochester Allotment and Poker Allotment were fenced and I was issued a grazing permit known as the Coal Canyon Poker Allotment Permit #00104. I relinquished some of my grazing ground in the Rochester Allotment, on the east side of the railroad to the other permittees in exchange for BLM fencing my allotment, as well as to become the sole permittee in the Coal Canyon Poker Allotment. A map of my grazing allotment is attached as Exhibit 3, and a copy of my grazing permit is attached as Exhibit 4.
14. My grazing permit authorizes me to run 2587AUMs year around, utilizing different pastures or locations within the allotment at different times of the year. We continue to bring the cattle to our private ground along the Humboldt River from July 16<sup>th</sup> until October 31<sup>st</sup>. November 1<sup>st</sup> we turn the cattle out on our range rotating from the west side of the railroad to the east side of the railroad each year.
15. Since 1946, I have made continuous use of the grazing preferences on the Coal Canyon Poker Allotment.
16. I, or my son, have made continuous use of our grazing preference pursuant to the terms of the grazing permit since 1946 to the present day.

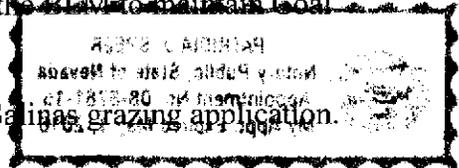
RECEIVED

APR 11 2013

STATE ENGINEER'S OFFICE

Water Use

17. Coal Canyon/Marker Springs is located in SE1/4 NE1/4, Sec. 20, T27N, R33E, MDM. Exhibit 5.
18. This source consists of a spring box with a small water line that conveys water to a trough.
19. The water line is approximately 3/4 of an inch, and runs around 300 yards to the water trough that holds approximately 2,000 gallons of water.
20. Every other year that we are using this source we maintain this source by checking the water line and cleaning it out if needed, and making sure the trough is in working condition, ie no cracks.
21. In 1970, I entered into a Cooperative Use Agreement with the BLM to maintain Coal Canyon/Marker Spring. Exhibit 6.
22. Coal Canyon Spring was expressly referenced in the E.B. Salinas grazing application. Exhibit 7.
23. E.B. Salinas submitted an application for water use (No. 7574) in 1926 for stock watering. Exhibit 8. A certificate was issued to Salinas in 1936 (No. 2196). Exhibit 9. Abigah E. and Maxine Duncan are the current owners of Certificate No. 2196. The water use permits watering 50 head of cattle.
24. In 1936, the Division of Grazing, Department of the Interior submitted an application to appropriate water from the spring for 2,500 cattle and 12,000 sheep, showing previous use of the spring for stock watering. Exhibit 10.
25. Marker Spring was referenced in notices of mining claims from 1889. Exhibit 11.
26. Marker Springs naturally runs all the time.
27. Generally we water up to 50 head of cattle, including pairs, at this location.
28. When we are using this water source, we only check it about three times a month as getting to this location is very difficult as terrain is rugged.



///

///

///

///

29. We have used this source the entire time I have had a grazing preference for this area.

DATED this 24 day of March, 2013.

Abigah Elum Duncan  
Abigah Elum Duncan

SUBSCRIBED AND SWORN to before me by Abigah Elum Duncan this 24 day of March, 2013.



Patricia J. Speer  
Notary Public for Nevada  
My commission expires: May 1, 2013

RECEIVED

APR 01 2013

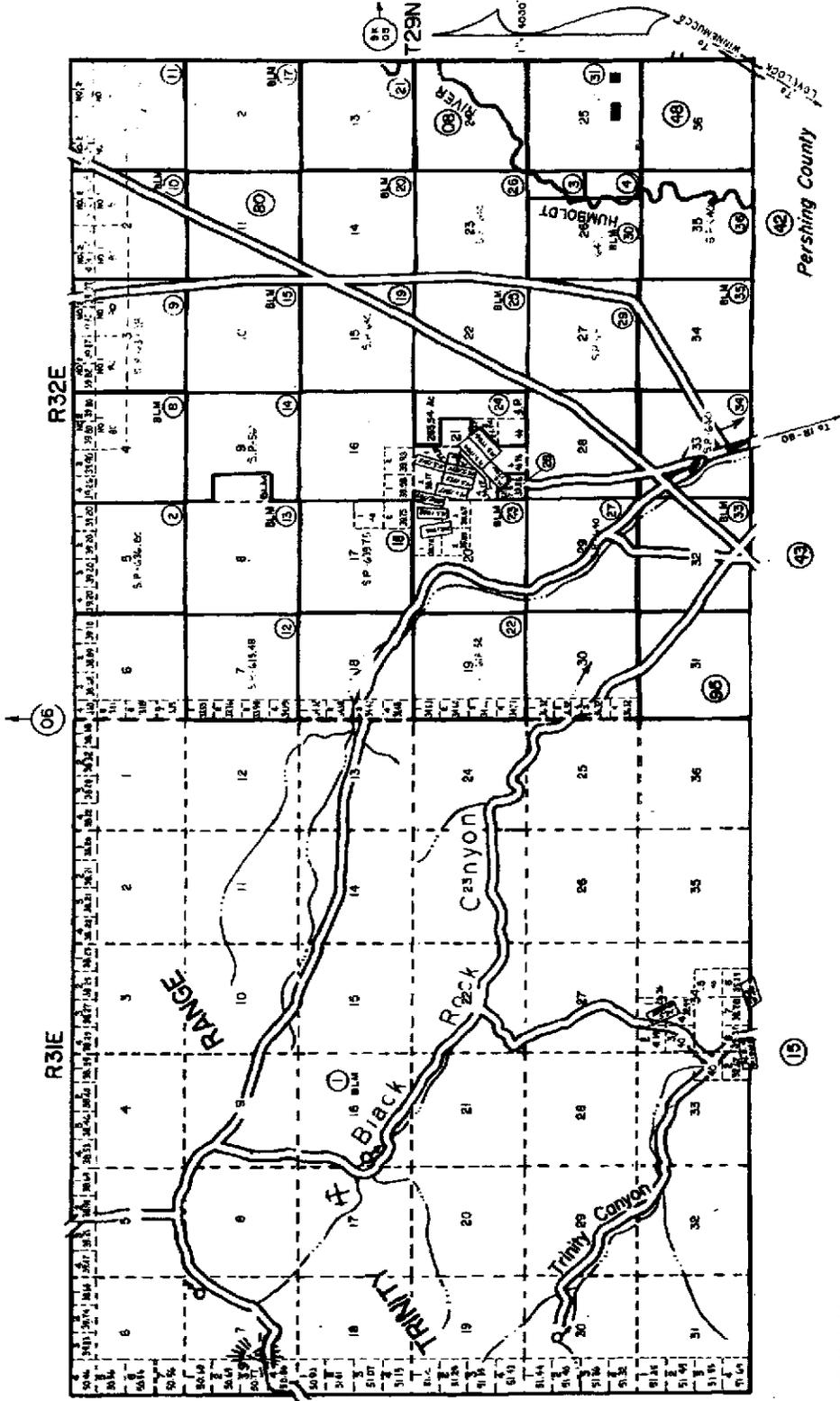
STATE ENGINEER'S OFFICE

**EXHIBIT 1: DUNCAN PROPERTY (CURRENT)**

<b>Parcel #</b>	<b>Legal Description</b>
003-421-01	T28N R32E Sec 3, All
003-421-02	T28N R32E Sec 2, SW ¼ SW ¼
003-421-04	T28N R32E Sec2, SW ¼ SE ¼
003-421-07	T28N R32E Sec 2, E ½ NE ¼; NE ¼ SE ¼
003-421-08	T28N R32E Sec 1, NW ¼: PTN SW ¼
003-421-16	T28N R32E Sec 10, NW ¼; N ½ NE ¼; W ½ SW ¼ T29N R32E Sec 15, All
003-431-15	T28N R32E Sec 16, SE ¼ NE ¼
003-431-19	T28N R32E Sec 16, SW ¼ S ½
003-441-06	T28N R32E Sec 20, E ½ NE ¼ T29N R32E Sec 21, All
003-451-01	T28N R32E Sec 22, N ½ NW ¼; NW ¼ NE ¼
003-071-04	T29N R32E Sec 26, E ½ SE ¼
003-071-36	T29N R32E Sec 35, NW ¼: PTN SW ¼
003-481-01	T29N R32E Sec 36, W ½ W ½
011-010-02	T29N R33E Sec 6, PTN Sec 6
011-010-26	T29N R33E Sec 7, E ½; W ½
011-010-27	T29N R33E Sec 18, W ½ W ½
008-220-16	T32N R34E Sec 28, W ½ NW ¼

\*\*\* THIS IS AN UNOFFICIAL COPY \*\*\*

03-07  
03-07

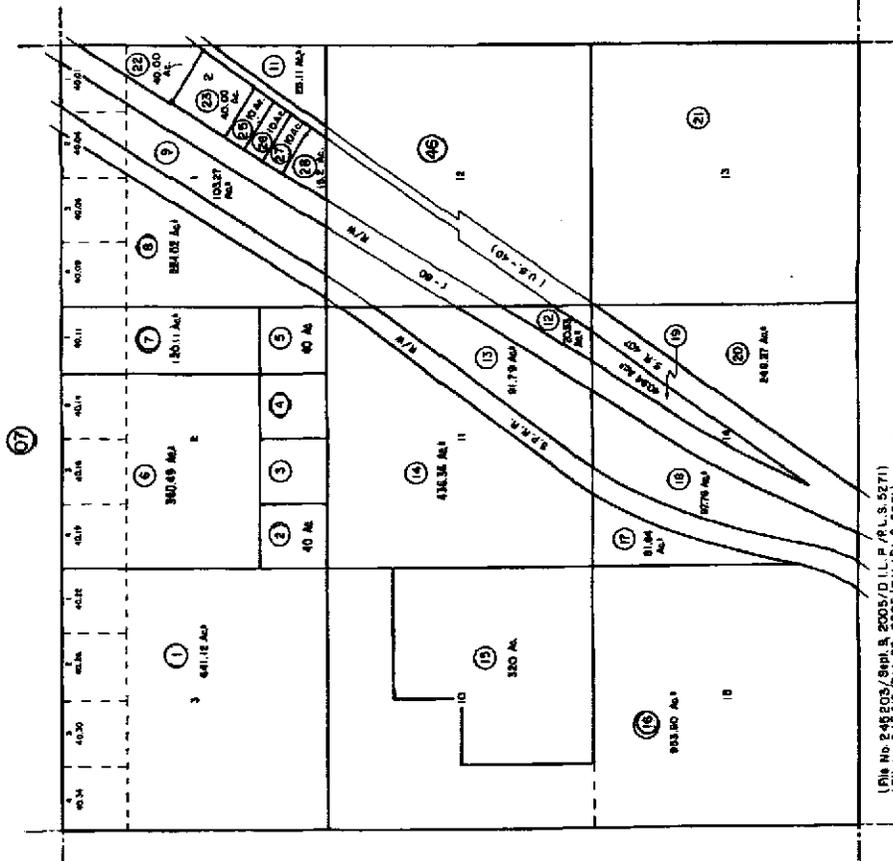


HTG/DBS/TS

\*\*\* THIS IS AN UNOFFICIAL COPY \*\*\*

T.28N., R.32E., M.D.B.B.M.

03-42



Bl. 05



NOTE: This plat is for assessment use only and does not represent a survey. No liability is assumed as to the accuracy of the data delineated herein. Use of this plat for other than assessment purposes is prohibited. Prepared by the Dept. of Taxation, Division of Assessment Services.

(File No 248205/Sept. 8, 2005/D.L.P./P.L.S. 5271)  
 (File No 248415/Oct. 22, 2005/P.M./P.L.S. 5271)

REV/DMS/AN/06/04T  
 REV/DMS/OCT 05/04T  
 DOT/DOAS/FEB 07/04

PERSHING COUNTY

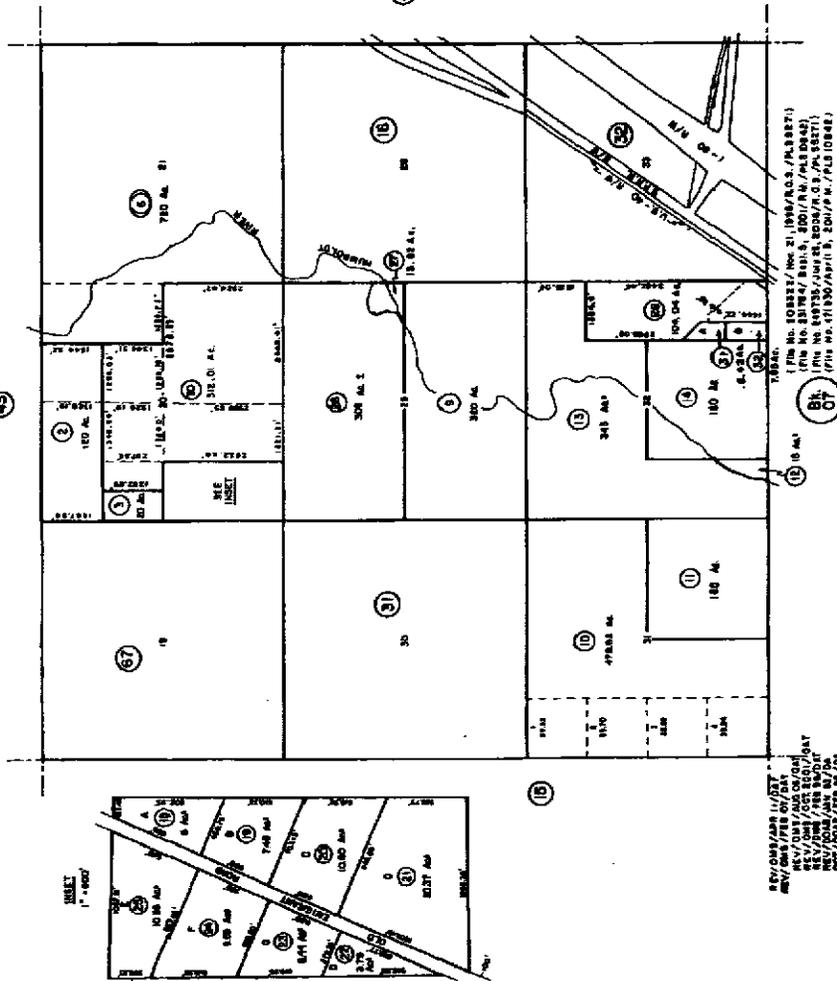
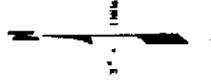


\*\*\* THIS IS AN UNOFFICIAL COPY \*\*\*

T.28N.,R.32E., M.D.B&M.  
T.28N.,R.32E., M.D.B&M.

03-44

NOTE: This plot is for assessment use only and should not be used for any other purpose. The liability for any harm or damage resulting from the use of this plot for other than assessment purposes is forbidden unless approved by the Dept. of Taxation, Division of Assessment Standards.



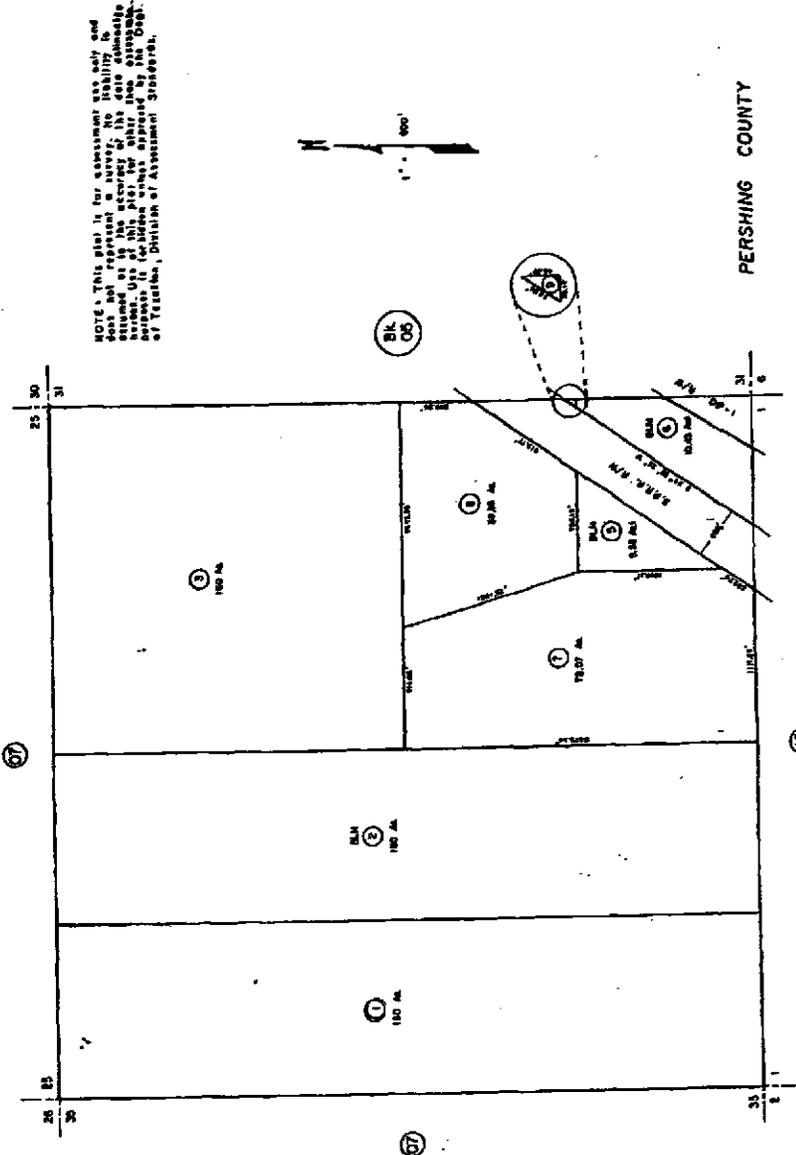
REV/045/008 11/07/07  
REV/045/008 07/07/07  
REV/045/008 05/07/07  
REV/045/008 03/07/07  
REV/045/008 01/07/07  
REV/045/008 11/06/06  
REV/045/008 09/06/06  
REV/045/008 07/06/06  
REV/045/008 05/06/06  
REV/045/008 03/06/06  
REV/045/008 01/06/06  
REV/045/008 11/05/05  
REV/045/008 09/05/05  
REV/045/008 07/05/05  
REV/045/008 05/05/05  
REV/045/008 03/05/05  
REV/045/008 01/05/05  
REV/045/008 11/04/04  
REV/045/008 09/04/04  
REV/045/008 07/04/04  
REV/045/008 05/04/04  
REV/045/008 03/04/04  
REV/045/008 01/04/04  
REV/045/008 11/03/03  
REV/045/008 09/03/03  
REV/045/008 07/03/03  
REV/045/008 05/03/03  
REV/045/008 03/03/03  
REV/045/008 01/03/03  
REV/045/008 11/02/02  
REV/045/008 09/02/02  
REV/045/008 07/02/02  
REV/045/008 05/02/02  
REV/045/008 03/02/02  
REV/045/008 01/02/02  
REV/045/008 11/01/01  
REV/045/008 09/01/01  
REV/045/008 07/01/01  
REV/045/008 05/01/01  
REV/045/008 03/01/01  
REV/045/008 01/01/01  
REV/045/008 11/00/00  
REV/045/008 09/00/00  
REV/045/008 07/00/00  
REV/045/008 05/00/00  
REV/045/008 03/00/00  
REV/045/008 01/00/00



\*\*\* THIS IS AN UNOFFICIAL COPY \*\*\*

03-48  
03-48

Sec. 36, R32E, T29N, M.D.B.B.M.

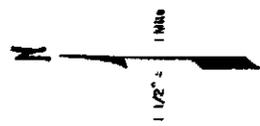
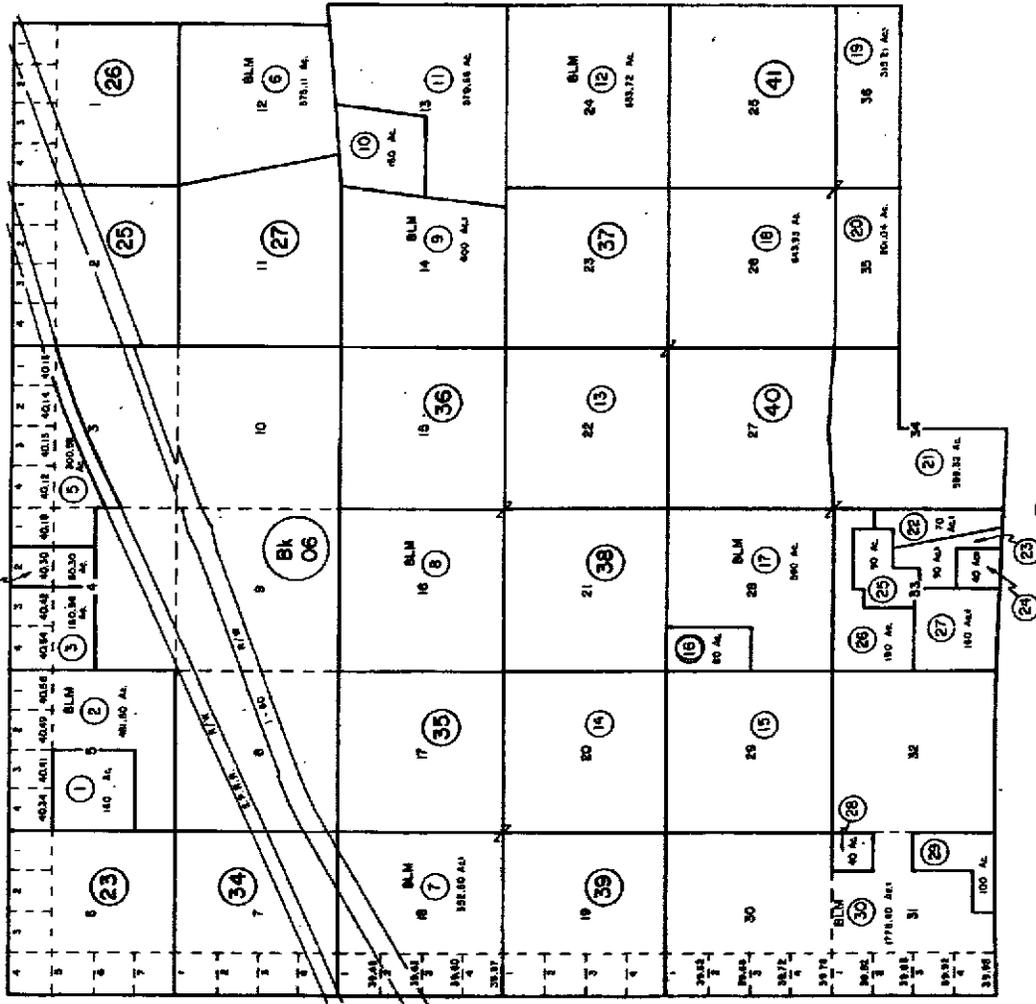


REV/2008 / FEB 05/DA  
DPT/2008/418 05/08

PERSHING COUNTY

T32N, R34E

08 - 22



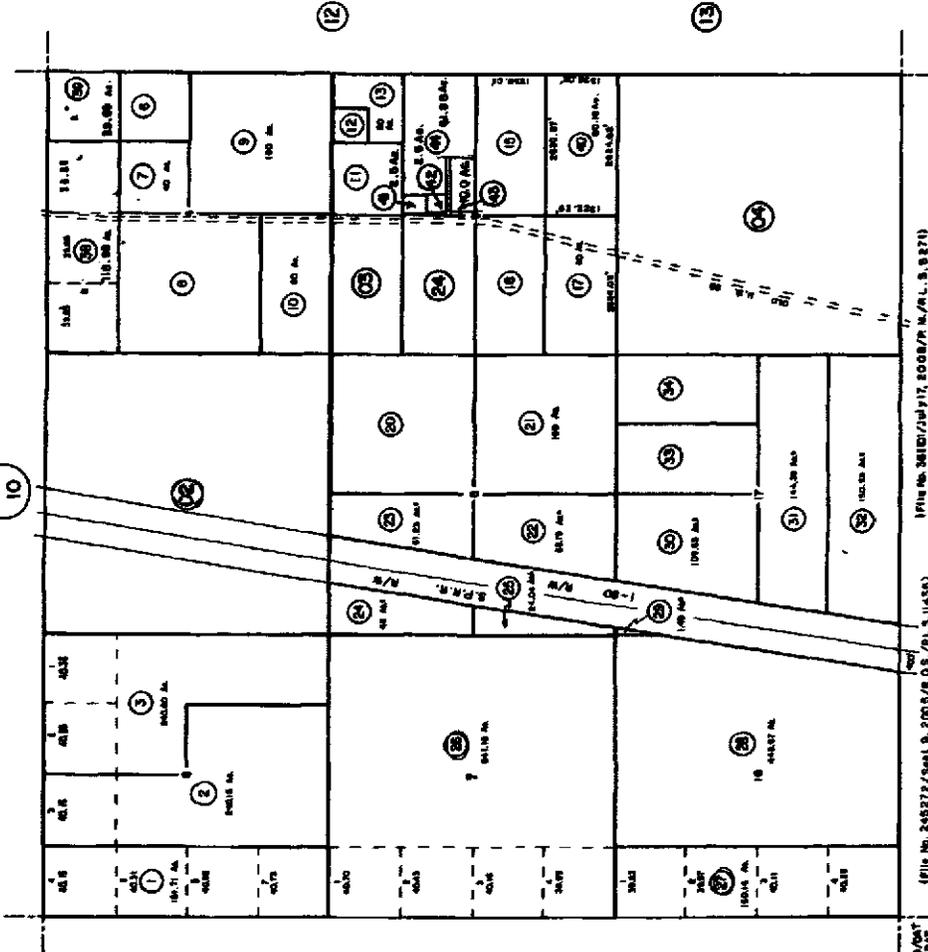
PERSHING COUNTY

NOTE: This plat is for assessment use only

\*\*\* THIS IS AN UNOFFICIAL COPY \*\*\*

T. 29N., R. 33E., M.D.B.&M.  
1. 29N., R. 33E., M.D.B.&M.

11-01  
11-01



NOTE: This plat is for assessment use only and does not represent a survey. No liability is assumed for the accuracy of the data delineated herein. Use of this plat for any other purpose is prohibited without approval of the Dept. of Taxation, Division of Assessment Standards.

REV/DNS/AUG 08/DAT  
 REV/DNS/JAN 07/DAT  
 REV/DNS/OCT 05/DAT  
 REV/DNS/JUL 01/DAT  
 DOT/DDAS/MAR 99/DA

(File No. 245275/9461 S. 2005/R. DS./RL S. 11455) (35)  
 (File No. 38181/10717, 8008/P. M./R. S. 9271) (36)  
 (37)

PERSHING COUNTY



IN REPLY REFER TO:

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
POST OFFICE BOX 71  
WINNEMUCCA, NEVADA 89445

NOTICE OF ADVISORY BOARD RECOMMENDATION

CERTIFIED MAIL # 10,390  
RETURN RECEIPT REQUESTED

December 14, 1967

Marvin Myers  
Chickenville Star Route  
Elko, Nevada 89418

Dear Mr. Myers:

The Advisory Board of the State of Nevada, Winnemucca Grazing District Number 2, on December 6, 1967 when reviewing the range divisions, allotment management plans, and future range improvement program in the Rochester Unit considered the following information:

In the interest of developing allotment management plans, the Bureau with mutual consent on the majority of the range users negotiated a range division to establish the Coal Canyon and Rochester Common Allotments in the Rochester Unit. These allotments were proposed considering the base property qualifications, exchange-of-use agreements (Southern Pacific Company leases), grazing capacities from range inventories, and adjudication in the Rochester Unit on February 4, 1966.

Base property qualifications, exchange-of-use agreements, and Federal Range grazing capacities of each allotment are listed below in animal unit months:

Coal Canyon Allotment:

Federal Range Qualifications	2,121 AUMs
Exchange-of-Use Forage	<u>469 AUMs</u>
Total Authorized Use	2,590 AUMs

Total Estimated Grazing Capacity (Federal Range, and Exchange of-Use) in Allotment	2,654 AUMs
--	------------

Rochester Common Allotment:

Federal Range Qualifications	4,314 AUMs
Exchange-of-Use Forage	<u>2,099 AUMs</u>
Total Authorized Use	6,413 AUMs

Total Estimated Grazing Capacity  
(Federal Range, and Exchange-  
of-Use) in allotment

6,482 AUMs

The figures include the trade of Federal Range qualifications and Exchange-of-Use forage necessary to equitably satisfy grazing use and livestock water on both sides of the division line.

For detailed location and legal description of allotment line, see attached map & agreement. This agreement has been executed by all range users except Marvin A. & Fannie E. Myers, Unionville Star Route, Inlay, Nevada.

After review of the above information, data, and range agreement, the Advisory Board recommended as follows:

1. That the proposed range line be recognized, establishing the Coal Canyon Allotment and Rochester Common Allotment. However, it is recognized that this division line will not be fenced until after July of 1968.

2. The range users designated to use these allotments will be as follows:

Coal Canyon Allotment:

A. E. Duncan  
Star Sheep Company  
Gus Duncan

Rochester Common Allotment:

Marvin Myers  
Paris Brothers  
Clarence & Henry Anderson  
Paul Engle  
Star Sheep Company  
Marie Anderson Estate  
Jake Baird  
Wm. H. Abel

The recommendation together with the executed agreement has been considered by me. I concur with the Advisory Board and their recommendation.

If you wish to protest this recommendation, please appear in person, by attorney or representative or submit your protest in writing, on January 17, 1968, at 2:30 p.m., Winnemucca District Office, at which time and place the advisory board will hear protests in the presence of a representative of the Bureau of Land Management.

In the absence of a protest within the time allowed, the above recommendation shall constitute the District Manager's decision on your application. Should this notice become the District Manager's decision and if you wish to appeal such decision for the purpose of a hearing before an Examiner, in accordance with 43 CFR 1853, you are allowed thirty (30) days from receipt of this notice within which to file such appeal with the District Manager, Bureau of Land Management. An appeal should specify clearly and concisely why you think the decision is in error.

Very truly yours,

  
E. A. Moore  
District Manager

Attachment

Carbon Copies To:

A. E. Duncan  
Star Sheep Company  
Gus Duncan  
Paris Brothers  
Clarence & Henry Anderson  
Paul Engle  
Marie Anderson Estate  
Jake Baird  
Wm. H. Abel  
T. J. Longseth (Southern Pacific Co.)

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
RANGE LINE AGREEMENT

Place

Date

7/12/67

In accordance with the provisions of Grazing Regulations (43 CFR 4111.3-2(c)), we, the undersigned, hereby agree to the establishment or adjustment of our respective range allotment boundaries as shown on the attached map and further described as follows:

SEE ATTACHED SHEET

It is further agreed that the above-described allotment boundary constitutes a fair, equitable, and practical range division, based on the respective qualifications of our dependent base property under the Grazing Regulations, and as such shall be binding upon our respective heirs, executors, administrators, successors in interest or assigns.

Maryin A. and Fannie E. Myers <i>Maryin A. Myers</i> (Signature of Applicant)	7-12-67 (Date)
<i>Abigail Duncan</i> (Signature of Applicant)	7-21-67 (Date)
<i>Gus Duncan</i> (Signature of Applicant)	7-21-67 (Date)
Star Sheep Co. By <i>Shirlean Belgarona</i> <i>Shirlean Belgarona</i> (Signature of Applicant)	7-8-67 (Date)
<i>M. W. Abel</i> (Signature of Applicant)	7-28-67 (Date)

RECOMMENDED APPROVAL	APPROVED
(Chairman, Advisory Board)	(District Manager)
(Date)	(Date)

Beginning at a point at the intersection of Interstate 90 and the approximate NW $\frac{1}{4}$  corner of Section 5, T. 29 N., R. 33 E. Thence due east for approximately 4 $\frac{1}{2}$  miles to the NE corner of Section 1, T. 29 N., R. 33 E. Thence NE approximately 1 mile following the ridge to the SW corner of Section 32, T. 30 N., R. 33 E. Thence south along the watershed divide on the unit line between Rochester Unit and Buena Vista Unit for approximately 11 miles, to Weaver Saddle in T. 28 N., R. 34 E., Section 27, approximately 1320 feet east of the NW corner. Thence SW along the ridge approximately 1 mile to a point approximately 500 feet NW of the SW corner of Section 27, T. 28 N., R. 34 E. Thence SW approximately 2 $\frac{1}{4}$  miles to the SW corner of Section 32, T. 28 N., R. 34 E. Thence SW approximately 4.1 miles to the Packard Flat windmill. Thence west picking up and following the watershed divide between Coal Canyon and Muttieberry Canyon for approximately 6 miles to a point approximately 1900 feet north of the SE corner of Section 24, T. 27 N., R. 32 E. Thence NW approximately 5.4 miles to its intersection with the Southern Pacific Railroad right-of-way fence in NW $\frac{1}{4}$  Section 4, T. 27 N., R. 32 E.

It is also agreed that this line shall be accepted as stacked on the ground adhering as close as possible to the above described line.

**Special Conditions:**

1. A. E. & Gus Duncan agrees to make all their use both Federal and exchange-of-use north and west of the above described line.
2. Marvin Myers, Jake Baird, & William Abel agreed to make their use south and east of this line including Federal and exchange-of-use land.

Clarence & Henry Anderson, Dixie Valley Cattle Co., & Paris Brothers are not directly affected by this line but will make their use south and east of this line.

3. Theodore Belzarena agrees to make 492 AUMs use north of the above line and 1400 AUMs use south and east of the line which includes his Stillwater use.
4. All parties agree that the above line does not necessarily satisfy their Federal or exchange-of-use AUMs taken separately but that it does satisfy their demand as a whole. Therefore, all parties agree to keep their Railroad leases in good standing. If any party should drop or lose their Railroad lease it should go to the parties in which the land lies, (north of the line or south). At that time the Railroad and Federal AUMs will be straightened out on a permanent basis, which means A. E. Duncan would relinquish approximately 320 AUMs Federal range demand and pick the same amount of Southern Pacific Railroad exchange-of-use. The parties south of the line would pick up Federal range lost by A. E. Duncan.
5. All parties agree to adhere as close as possible to the above described line until such time as it can be built in approximately 1969 Fiscal Year.
6. It is agreed by all parties that the water at Packard Flat windmill will be split.

*NHA* *add TB & D*



POKER COMMON ALLOTMENT

Beginning at a point-said point being within the Humboldt River in the S $\frac{1}{2}$  of SW $\frac{1}{4}$  Section 31, T. 30 N., R. 33 E., MDB&M, Nevada; thence westerly along the township line common to T. 29 N & T. 30 N. to the corner common to Section 32 & 33, T. 30 N., R. 31 E., and Section 4 & 5, T. 29 N., R. 31 E., thence northwesterly for approximately 1.7 miles to a turning point in the SE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 29; T. 30 N., R. 31 E., thence in a northwesterly direction for a distance of .6 mile to a turning point in the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 20, T. 30 N., R. 31 E., thence in a northwesterly direction for a distance of approximately .8 miles to the  $\frac{1}{4}$  corner common to Sections 17&20, T. 30 N., R. 31 E.; thence in a northwesterly direction for a distance of approximately 3 miles to a point on the township line common to T. 30 N., R. 31 E., approximately .4 miles west of the northwest corner of Section 4, T. 30 N., R. 31 E., to its intersection with the township line common to T. 30 N., & 31 N.; thence due west along the township line common to T. 30 N & T. 31 N., for a distance of approximately 7.5 miles to the NW corner of Section 6, T. 30 N., R. 30 E., thence south along the range line common to R. 29 E. & R. 30 E., for a distance of approximately 12 miles to the SW corner of Section 31, T. 29 N., R. 30 E.; thence east along the township line for a distance of approximately 12 miles to the SE corner of Section 36, T. 29 N., R. 31 E.; thence south along the range line for a distance of approximately 7 miles to its intersection with the Humboldt River; thence north and east following the Humboldt River for a distance of approximately 14 miles to the point of beginning.

Further it will be agreed as staked on the ground.

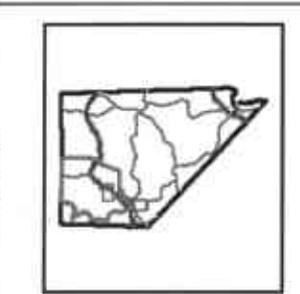
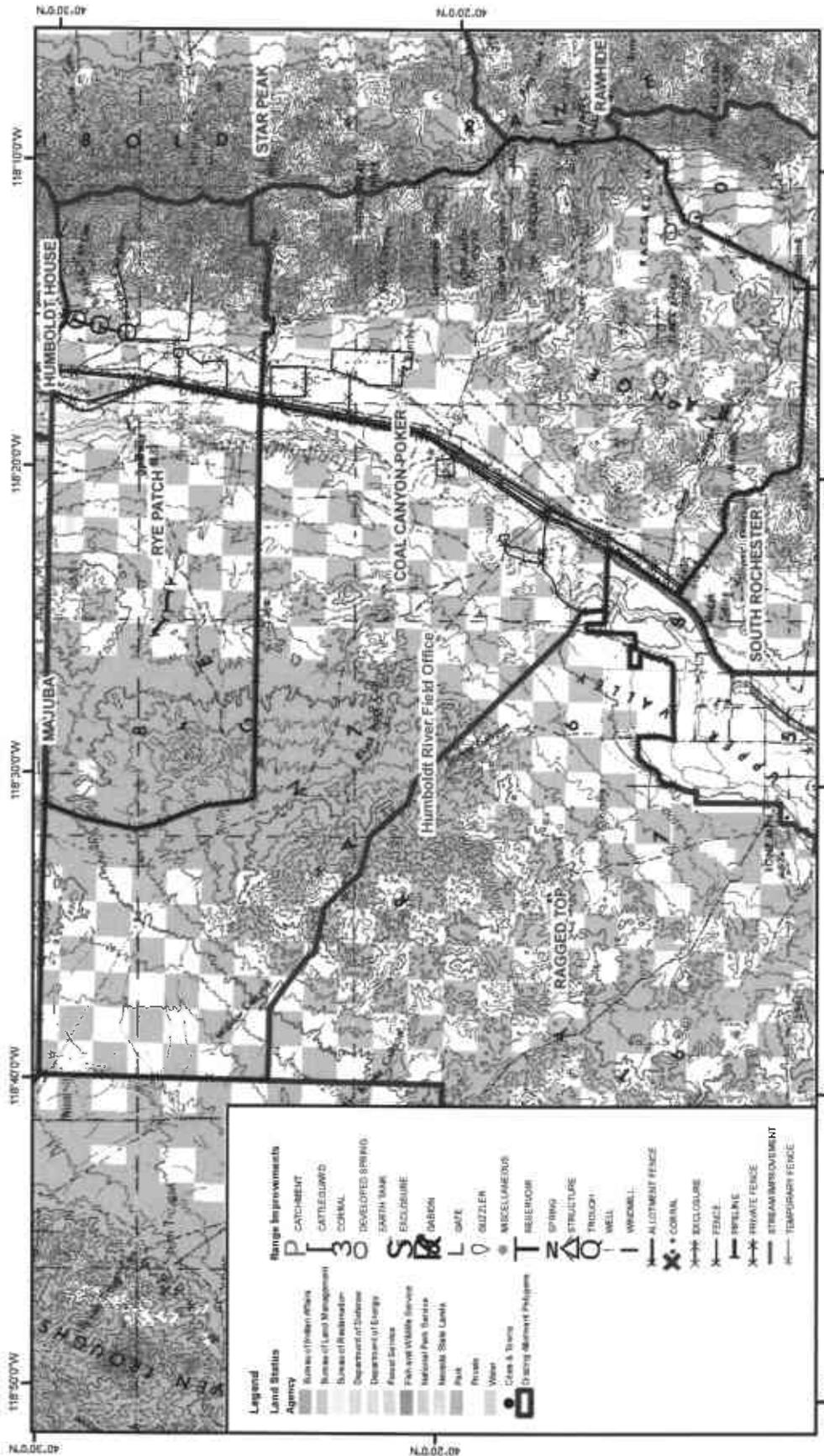
Special Stipulation

1. That the above parties agree to the following breakdown of AUMs in the Poker Common Allotment:

- A. William H. Abel - 2247 AUMs
- B. Abijah Elum Duncan - 678 AUMs
- C. Henry T. Brink Estate - 126 AUMs

*21 7/8 Abel*  
*Abijah Duncan*  
*Prot. H. Brink*  
*John W. Brink*

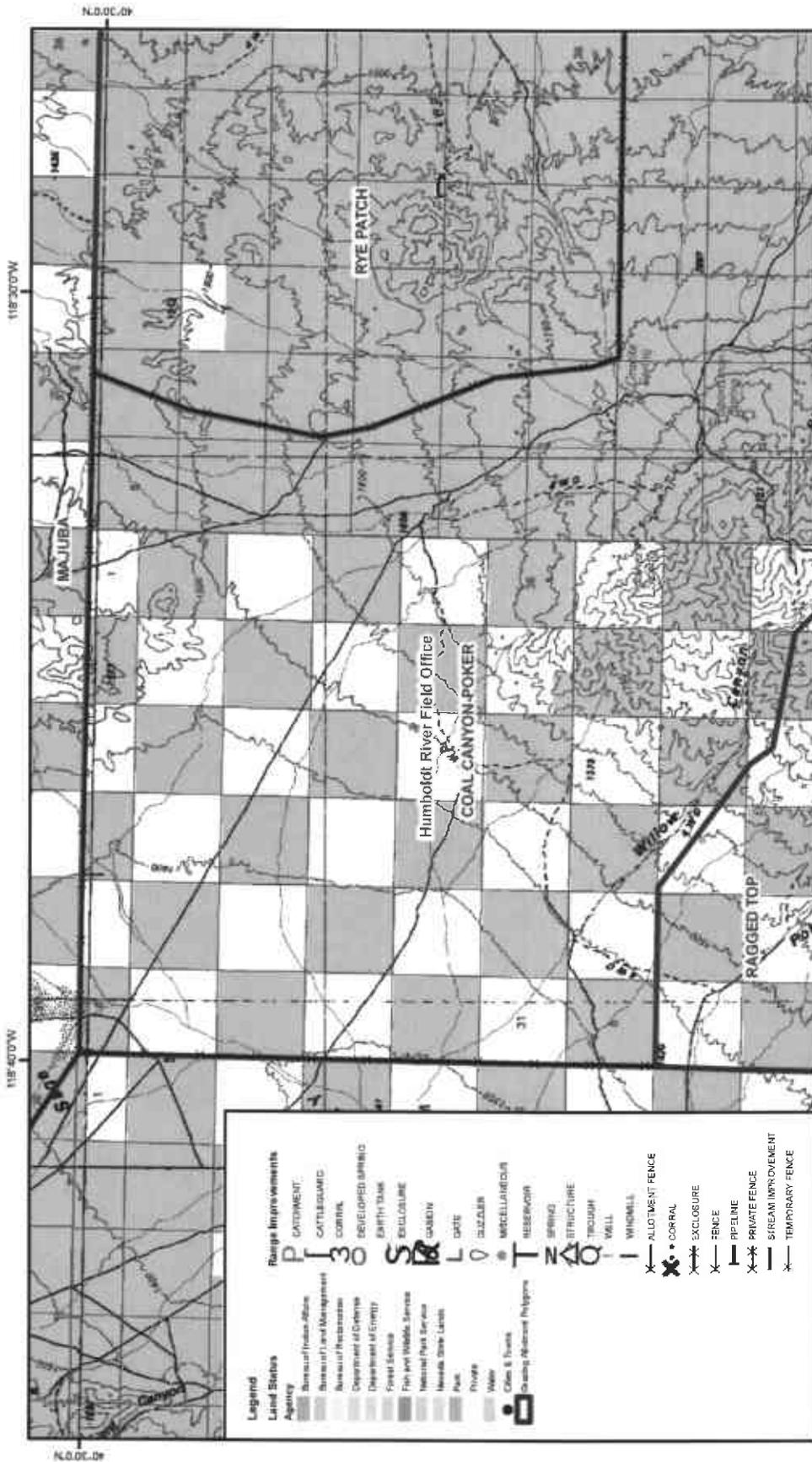




**A. E. DUNCAN PERMIT**  
**Map Name : Coal Canyon-Poker Brown**  
**Grazing Allotment**  
**Range Specialist Name: W. Barry**  
**Map Date: May 24, 2012**

**Winemucca District Office**  
 Humboldt River Field Office  
 5100 E. Winemucca Blvd  
 Winemucca, NV 89445

No warranty is made by the Bureau of Land Management as to the accuracy, reliability, or completeness of these data. The data were compiled from various sources. The information may not meet National Map Accuracy Standards. The product was developed through digital means and may be updated without notification.



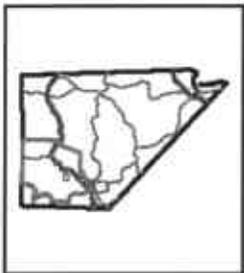
**Winnemucca District Office**  
 Humboldt River Field Office  
 5100 E. Winnemucca Blvd  
 Winnemucca, NV 89445

No warranty is made by the Bureau of Land Management as to the accuracy, reliability, or completeness of these data. The data are provided "as is" without any warranty of accuracy or reliability. The data were developed through digital means and may be updated without notification.

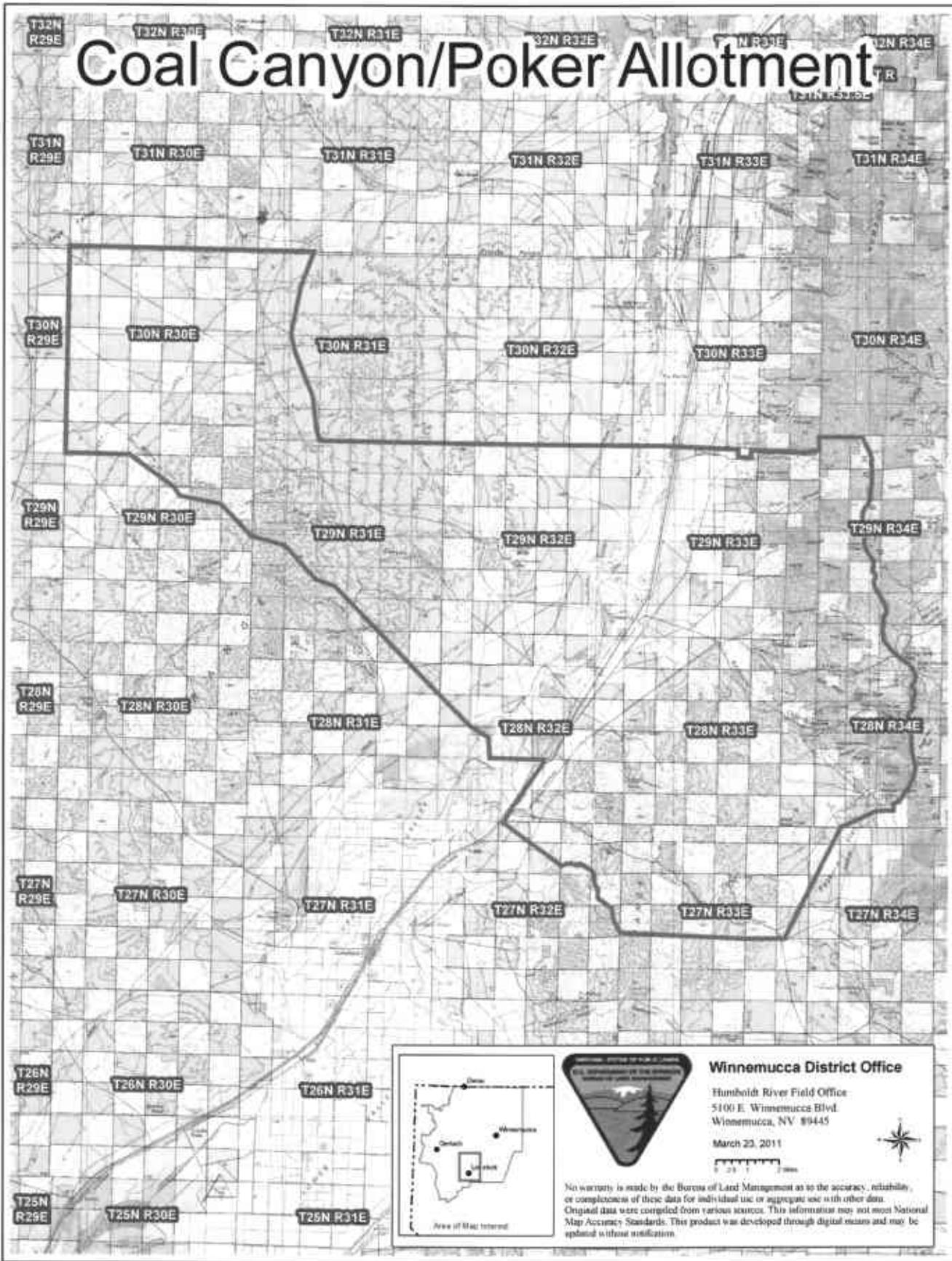
**A. E. DUNCAN PERMIT**  
**Map Name : Coal Canyon-Poker Brown**  
**Grazing Allotment**  
**Range Specialist Name: W. Barry**  
**Map Date: May 24, 2012**

  
 1:100,000





# Coal Canyon/Poker Allotment



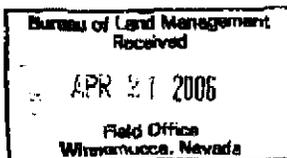
CASE FILE COPY

AUTH NUMBER: 2702031  
DATE PRINTED: 3/15/2006

Form 4130-2a  
(February 1999)

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

GRAZING PERMIT



STATE NV  
OFFICE 020  
AUTH NUMBER 2702031  
PREFERENCE CODE 03  
DATE PRINTED 03/15/2006  
TERM 03/01/2006 TO 02/28/2016

ABIGAH E. DUNCAN  
P O BOX 532  
LOVELOCK NV 89419

BUREAU OF LAND MANAGEMENT  
WINNEMUCCA FO  
5100 E WINNEMUCCA BL  
WINNEMUCCA NV 89445

THIS GRAZING PERMIT IS OFFERED TO YOU UNDER 43 CFR PART 4100 BASED ON YOUR RECOGNIZED QUALIFICATIONS. YOU ARE AUTHORIZED TO MAKE GRAZING USE OF LANDS, UNDER THE JURISDICTION OF THE BUREAU OF LAND MANAGEMENT AND COVERED BY THIS PERMIT, UPON YOUR ACCEPTANCE OF THE TERMS AND CONDITIONS OF THIS PERMIT AND PAYMENT OF GRAZING FEES WHEN DUE. CONTACT YOUR LOCAL BLM OFFICE AT 775-623-1500 IF YOU HAVE QUESTIONS.

MANDATORY TERMS AND CONDITIONS

ALLOTMENT	PASTURE	LIVESTOCK NUMBER KIND	GRAZING PERIOD		% PL TYPE USE	AUMS
			BEGIN	END		
00104 COAL CANYON-POKER		493 CATTLE	03/01	07/15	60 ACTIVE	1332
		36 CATTLE	07/16	10/31	60 ACTIVE	77
		3 CATTLE	07/16	10/31	100 ACTIVE	11
		490 CATTLE	11/01	02/28	60 ACTIVE	1167

OTHER TERMS AND CONDITIONS:

LIVESTOCK GRAZING WILL BE IN ACCORDANCE WITH THE COAL CANYON-POKER AMP

EXCHANGE OF USE AUTHORIZATION IS CONDITIONAL PENDING ANNUAL SUBMISSION OF LEASE AGREEMENTS.

PURSUANT TO 43 CFR 10.4(G) THE HOLDER OF THIS AUTHORIZATION MUST NOTIFY THE AUTHORIZED OFFICER, BY TELEPHONE, WITH WRITTEN CONFIRMATION IMMEDIATELY UPON DISCOVERY OF HUMAN REMAINS, FUNERARY OBJECTS, SACRED OBJECTS, OR OBJECTS OF CULTURAL PATRIMONY (AS DEFINED AT 43 CFR 10.2). FURTHER, PURSUANT TO CFR 10.4(C) AND (D), YOU MUST STOP ACTIVITIES IN THE IMMEDIATE VICINITY OF THE DISCOVERY AND PROTECT IT FROM YOUR ACTIVITIES FOR 30 DAYS OR UNTIL NOTIFIED TO PROCEED BY THE AUTHORIZED OFFICER.

THE TERMS AND CONDITIONS OF THIS GRAZING PERMIT ARE IN CONFORMANCE WITH THE STANDARDS AND GUIDELINES FOR THE SIERRA FRONT-NORTHWESTERN GREAT BASIN RESOURCE ADVISORY COUNCIL, APPROVED BY THE SECRETARY OF THE INTERIOR ON FEBRUARY 12, 1997.

IN ACCORDANCE WITH SEC. 325, TITLE III, H.R. 2691, DEPARTMENT OF THE INTERIOR AND RELATED AGENCIES APPROPRIATIONS ACT, 2004 (P.L. 108-108), WHICH WAS ENACTED ON NOVEMBER 10, 2003, THIS GRAZING PERMIT OR LEASE IS RENEWED UNDER SECTION 402 OF THE FEDERAL LAND POLICY AND MANAGEMENT ACT OF 1976, AS AMENDED (43 U.S.C. 1752), TITLE III OF THE BANKHEAD-JONES FARM TENANT ACT (7 U.S.C. 1010 ET SEQ.), OR, IF APPLICABLE, SECTION 510 OF THE CALIFORNIA DESERT PROTECTION ACT (16 U.S.C. 410AAA-50). IN ACCORDANCE WITH PUBLIC LAW 108-108, THE TERMS AND CONDITIONS CONTAINED IN THE EXPIRED OR TRANSFERRED PERMIT OR LEASE HAVE BEEN INCORPORATED INTO THIS PERMIT OF LEASE AND SHALL

CASE FILE COPY

AUTH NUMBER: 2702031  
DATE PRINTED: 3/15/2011

Standard  
Terms and Conditions

1. Grazing permit or lease terms and conditions and the fees charged for grazing use are established in accordance with the provisions of the grazing regulations now or hereafter approved by the Secretary of the Interior.
2. They are subject to cancellation, in whole or in part, at any time because of:
  - a. Non-compliance by the permittee/lessee with rules and regulations.
  - b. Loss of control by the permittee/lessee of all or a part of the property upon which it is based.
  - c. A transfer of grazing preference by the permittee/lessee to another party.
  - d. A decrease in the lands administered by the Bureau of Land Management within the allotment(s) described.
  - e. Repeated willful unauthorized grazing use.
  - f. Loss of qualifications to hold a permit or lease.
3. They are subject to the terms and conditions of allotment management plans if such plans have been prepared. Allotment management plans MUST be incorporated in permits or leases when completed.
4. Those holding permits or leases MUST own or control and be responsible for the management of livestock authorized to graze.
5. The authorized officer may require counting and/or additional or special marking or legging of the livestock authorized to graze.
6. The permittee's/lessee's grazing case file is available for public inspection as required by the Freedom of Information Act.
7. Grazing permits or leases are subject to the nondiscrimination clauses set forth in Executive Order 11246 of September 24, 1964, as amended. A copy of this order may be obtained from the authorized officer.
8. Livestock grazing use that is different from that authorized by a permit or lease MUST be applied for prior to the grazing period and MUST be filed with and approved by the authorized officer before grazing use can be made.
9. Billing notices are issued which specify fees due. Billing notices, when paid, become a part of the grazing permit or lease. Grazing use cannot be authorized during any period of delinquency in the payment of amounts due, including settlement for unauthorized use.
10. Grazing fee payments are due on the date specified on the billing notice and MUST be paid in full within 15 days of the due date, except as otherwise provided in the grazing permit or lease. If payment is not made within that time frame, a late fee (the greater of \$25 or 10 percent of the amount owed but not more than \$250) will be assessed.
11. No Member of, or Delegate to, Congress or Resident Commissioner, after his/her election of appointment, or other before or after he/she has qualified, and during his/her continuance in office, and no officer, agent, or employee of the Department of the Interior, other than members of Advisory committees appointed in accordance with the Federal Advisory Committee Act (5 U.S.C. App. 1) and Sections 306 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.) shall be admitted to any share or part in a permit or lease, or derive any benefit to arise therefrom; and the provision of Section 3741 Revised Statute (41 U.S.C. 22), 18 U.S.C. Sections 431-433, and 43 CFR Part 7, enter into and form a part of a grazing permit or lease, so far as the same may be applicable.

THIS PERMIT: 1. CONVEYS NO RIGHT, TITLE OR INTEREST HELD BY THE UNITED STATES IN ANY LANDS OR RESOURCES AND 2. IS SUBJECT TO (A) MODIFICATION, SUSPENSION OR CANCELLATION AS PROVIDED BY LAND PLANS AND APPLICABLE LAW; (B) REVIEW AND MODIFICATION OF TERMS AND CONDITIONS AS APPROPRIATE; AND (C) THE TAYLOR GRAZING ACT, AS AMENDED, THE FEDERAL LAND POLICY AND MANAGEMENT ACT, AS AMENDED, THE PUBLIC RANGELANDS IMPROVEMENT ACT, AND THE RULES AND REGULATIONS NOW OR HEREAFTER PROMULGATED THEREUNDER BY THE SECRETARY OF THE INTERIOR.

ACCEPTED:  
 SIGNATURE OF PERMITTEE: *Delgado B. Hernandez* DATE: 4-19-2006  
 APPROVED  
 BLM AUTHORIZED OFFICER: *Robert E. Hinson* DATE: 6-29-06

CASE FILE COPY

AUTH NUMBER: 2702031  
DATE PRINTED: 3/15/2006

CONTINUE IN EFFECT UNDER THE RENEWED PERMIT OR LEASE UNTIL SUCH TIME AS THE SECRETARY OF THE INTERIOR COMPLETES PROCESSING OF THIS PERMIT OR LEASE IN COMPLIANCE WITH ALL APPLICABLE LAWS AND REGULATIONS, AT WHICH TIME THIS PERMIT OR LEASE MAY BE CANCELED, SUSPENDED OR MODIFIED, IN WHOLE OR IN PART, TO MEET THE REQUIREMENTS OF SUCH APPLICABLE LAWS AND REGULATIONS.

ALLOT NO CONDITIONS

(none)

SALT AND/OR MINERAL BLOCKS SHALL NOT BE PLACED WITHIN ONE QUARTER (1/4) MILE OF SPRINGS, STREAMS, MEADOWS, RIPARIAN HABITATS, OR ASPEN STANDS.

THE PERMITTEE IS REQUIRED TO PERFORM NORMAL MAINTENANCE ON THE RANGE IMPROVEMENTS AS PER THEIR SIGNED COOPERATIVE AGREEMENTS/SECTION 4 PERMITS PRIOR TO TURNING OUT IN A PASTURE OR USE AREA SCHEDULED FOR LIVESTOCK USE.

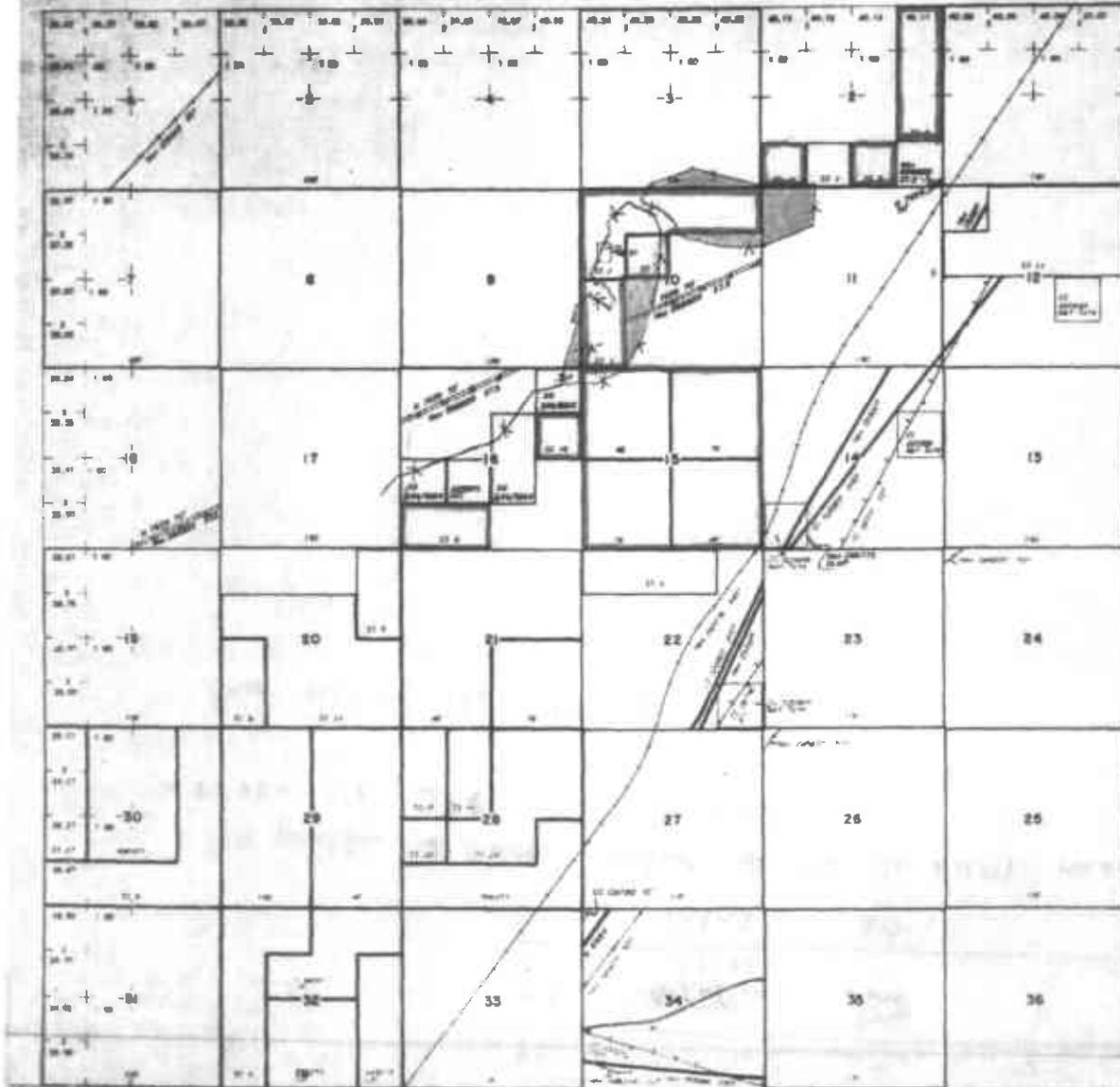
THE PERMITTEES CERTIFIED ACTUAL USE REPORT, BY PASTURE/USE AREA, IS DUE 15 DAYS AFTER THE END OF THE AUTHORIZED GRAZING PERIOD.

ALLOTMENT SUMMARY (AUMS)

<u>ALLOTMENT</u>	<u>ACTIVE AUMS</u>	<u>SUSPENDED AUM</u>	<u>PERMITTED USE</u>
00104 COAL CANYON-POKER	2588	0	2,588

TOWNSHIP 28 NORTH RANGE 32 EAST OF THE MOUNT DIABLO MERIDIAN, N

PERKINS COUNTY  
WYOMING



- ⊛ Fenced Federal Land
- ⊞ Not Fenced Federal Land
- A.E. Duman Private Land

SCALE  
1" = 40' 0"  
50' 0" to the bar

FORM NO. 4-1248  
(September, 1957)

*Rye Patch*

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
Bureau of Land Management

Operator Duncan A. E.  
Address Havelock, Nev.

Units) \_\_\_\_\_

Allotment \_\_\_\_\_

Area \_\_\_\_\_  
State NEVADA  
Grazing District N-2

DEPENDENT PROPERTY RECORD

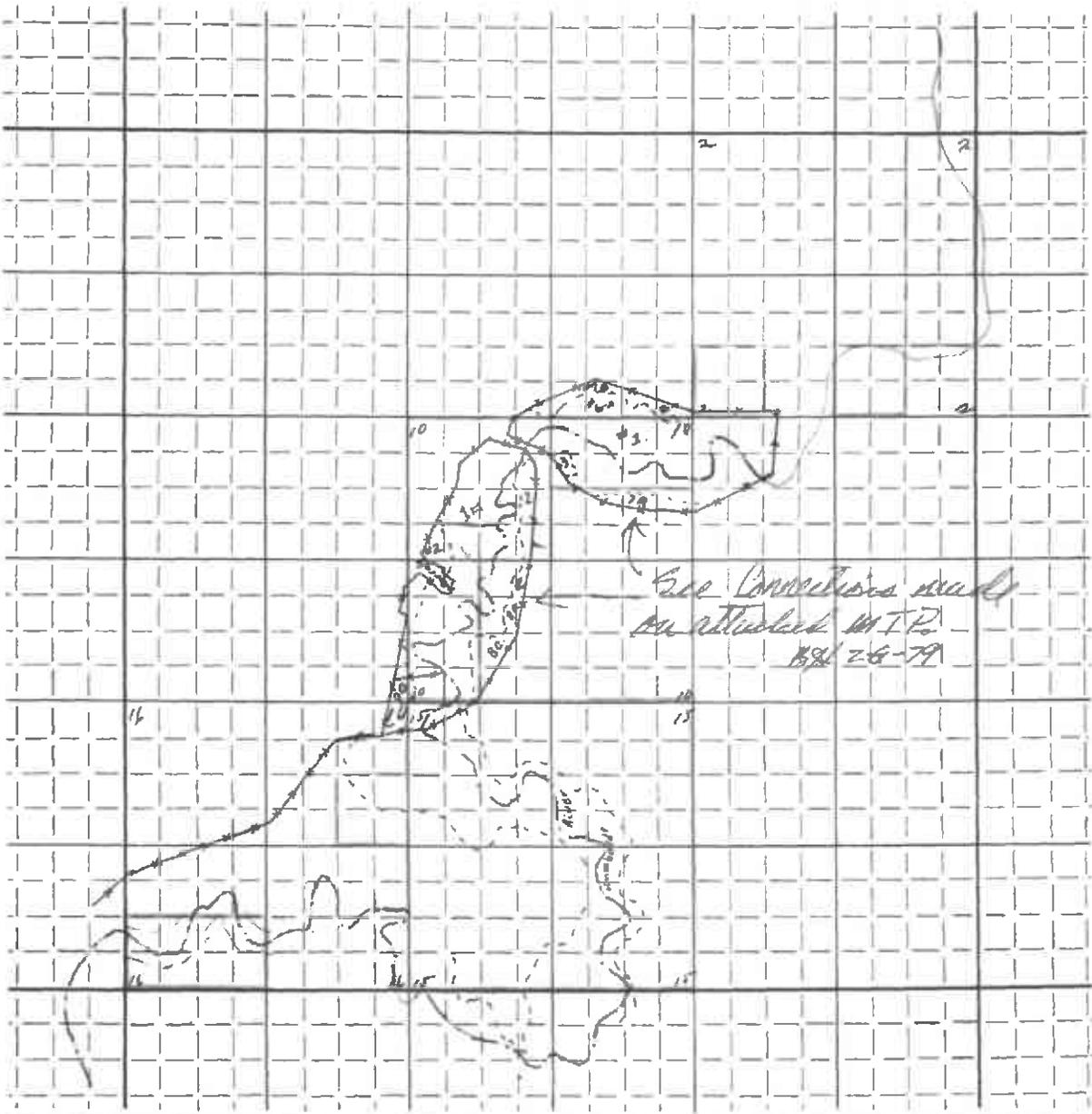
Township R8N

Range 32E

Compiled by \_\_\_\_\_  
*A. E. Duncan*  
(Operator's Signature)

Date 11/4/64

Date \_\_\_\_\_



Form No. 4-1049  
September, 1957)

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
Bureau of Land Management

Operator Duncan A.E.  
Address Lovehock, Nev

Units) \_\_\_\_\_

Allotment \_\_\_\_\_

Area \_\_\_\_\_

DEPENDENT PROPERTY RECORD

Township 29N

Range 32E

State NEVADA

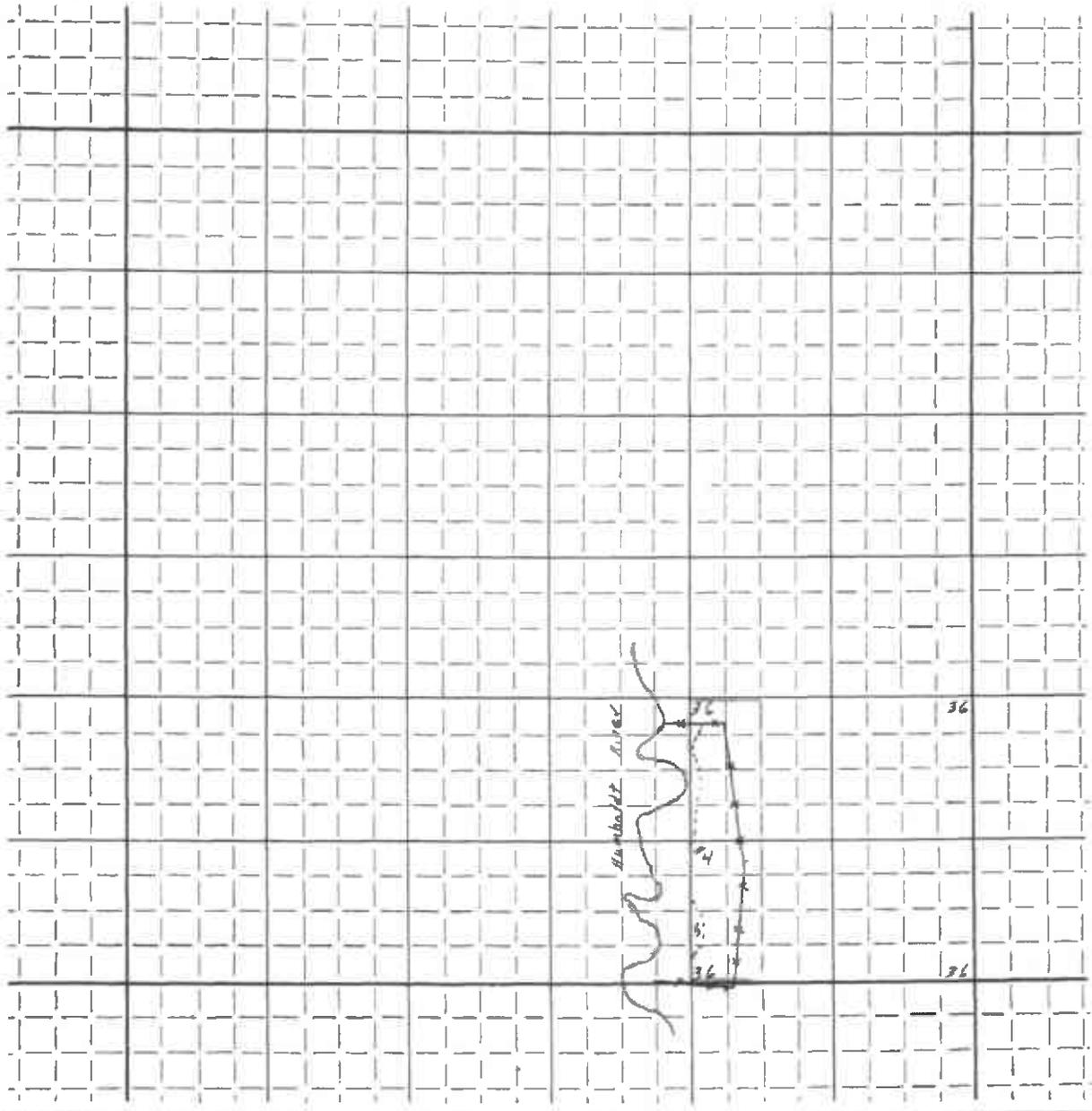
Grazing District \_\_\_\_\_

Compiled by \_\_\_\_\_

Date 11/14/69

REF A.E. Duncan  
FR  
(Operator's Signature)

Date \_\_\_\_\_



Form 4-1949  
Revised, 1957

*Py Patch*

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
Bureau of Land Management

Operator Duane A.E.  
Address Lovelock, Nev

Units) \_\_\_\_\_

Allotment \_\_\_\_\_

DEPENDENT PROPERTY RECORD

Township 28N

Range 32E

County \_\_\_\_\_

State Nevada

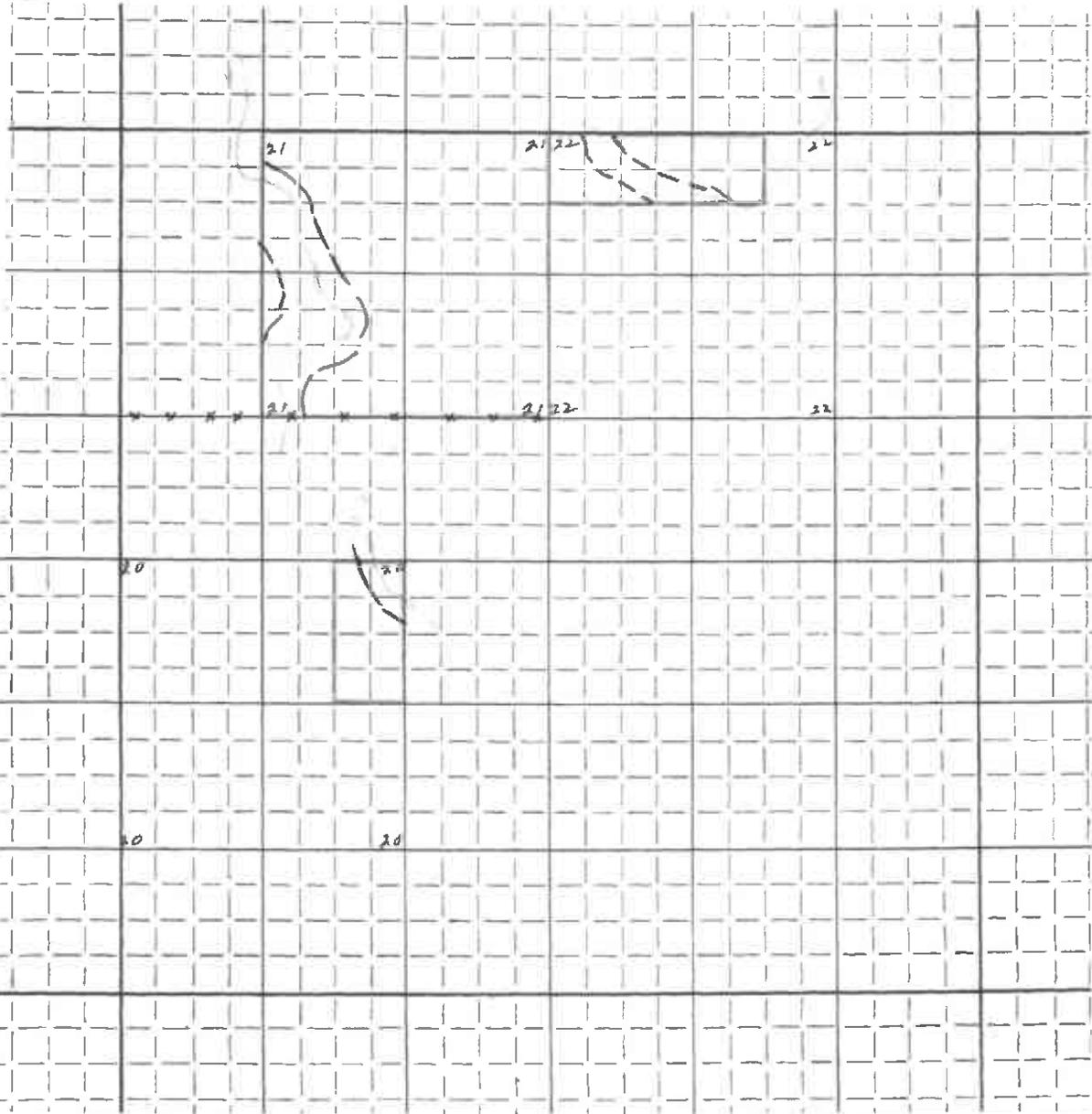
Recording District N-2

Date 11/4/69

Date \_\_\_\_\_

Compiled by \_\_\_\_\_

A.E. Duane  
(Operator's Signature)



Form 4-1249  
(September, 1957)

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
Bureau of Land Management

Operator Duncan A.E.  
Address Lowhook, Nev.

Units) \_\_\_\_\_

Allotment \_\_\_\_\_

DEPENDENT PROPERTY RECORD

Township 29N

Range 33E

County \_\_\_\_\_

State Nevada

Mining District N-2

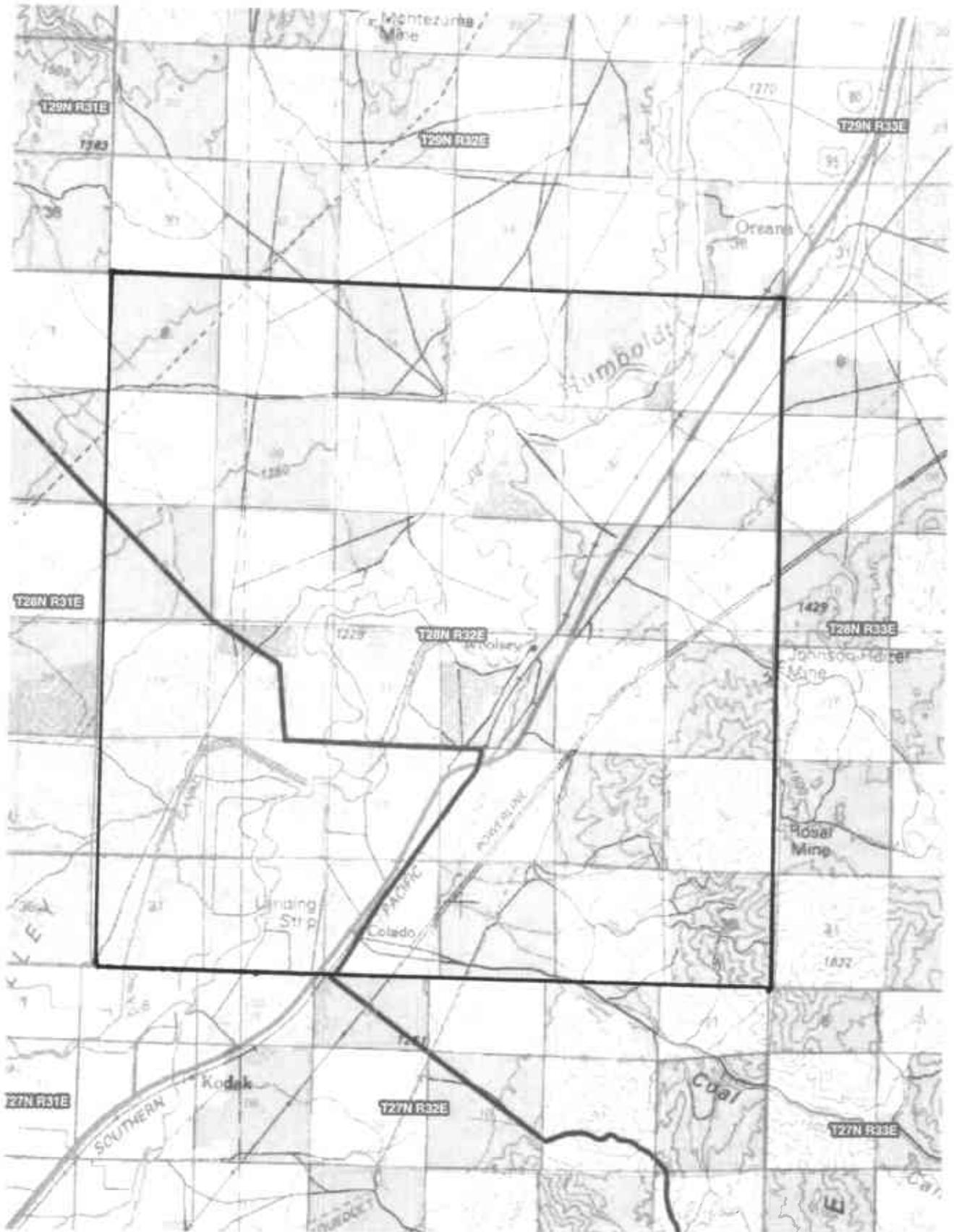
Date 11/4/69

Compiled by \_\_\_\_\_

Date \_\_\_\_\_

A.E. Duncan  
(Operator's Signature)

6		6		3		3
6		6		3		3
18		18		22		22
6		6		22		22





UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
  
COOPERATIVE AGREEMENT  
RANGE IMPROVEMENTS AND CONSERVATION  
PRACTICES

FOR OFFICE USE ONLY

Expires	EXTENDED TO
<b>Indefinite</b>	<b>Indefinite</b>
Job Number(s)	
<b>N2-R-4065</b>	
Job Name(s)	
<b>Coal Canyon Spring</b>	

1. I, (We) **A. E. Duncan** of **Lovelock, Nevada**,  
of \_\_\_\_\_,  
of \_\_\_\_\_,  
and \_\_\_\_\_ of \_\_\_\_\_,

hereinafter called cooperator(s) and the United States of America, by the Bureau of Land Management, hereinafter called the Bureau, for and in consideration of the mutual benefits hereunder, and in accordance with the Taylor Grazing Act (43 U.S.C. 315, 315a-r), as amended, and the National Soil Conservation Act (16 U.S.C. 590a-q(1)), as amended, do enter into this cooperative agreement for the construction and/or maintenance of range improvements, installation of conservation works or establishment of conservation practices, hereinafter referred to collectively as improvements, for the benefit of the Federal Range or other public lands and of the cooperator(s).

2. The improvements known as the **Coal Canyon Spring**

will be  are located upon: **N 1/2 ~~1/4~~ Sec(s) 33**, T. **28 N.**,  
R. **33 E.**, Meridian,  
County of **Pershing**, State of **Nevada**

3. IT IS MUTUALLY AGREED:

(a) The parties hereto will furnish labor, materials, and equipment as required, the total cost or value not to exceed the amount listed below for each of the parties respectively for the initial construction and/or installation of the improvements indicated in paragraph 2.

NAME(S) OF COOPERATOR(S)	ITEMS	TOTAL COST OR VALUE
<b>A. E. Duncan</b>	<b>Maintenance</b>	\$ <b>Indefinite</b>
BUREAU OF LAND MANAGEMENT	<b>Construction</b>	<b>\$700.00</b>
AGGREGATE COST		\$ <b>Indefinite</b>

(See instructions on last page)



1-291

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
DIVISION OF GRAZING CONTROL

0-18864

APR 3 1935

LAKE FIELD DIVISION  
GENERAL LAND OFFICE

Application for Grazing Permit

Date 4-28-1935

I, Elmer B. Salinas of Lovelock  
(Name of applicant) (Address)

herely apply for a permit to graze 200 cattle; 30 horses;  
sheep; \_\_\_\_\_ goats upon lands of the United States within  
the Nevada #2 Grazing District, in common with other users, or

Winter range from Oreana to Cole Canyon summit; summer range, Eldorado  
Canyon south to Sacramento Canyon and territory adjacent thereto;  
East to summit of Humboldt range, west boundary Humboldt river.

My brands and earmarks are no ear mark - D on right hip.

1. Are you a citizen of the United States? Yes By birth? yes  
by naturalization? \_\_\_\_\_ (If by naturalization, state when naturalized.)

If not a citizen, have you filed the necessary declaration of intention to  
become such? \_\_\_\_\_ When? \_\_\_\_\_ Where? \_\_\_\_\_

2. Are you interested, directly or indirectly, in any grazing permit held  
or applied for by any other person, firm, or corporation in this or any other  
grazing district? If so, give name of permittee and nature and extent of your  
interest. No



8. Have you previously used the lands covered by this application for grazing permit? yes. If so, how many years and what is the usual period of use each year? Bought cattle and iron from Mrs. Joe O'Neil 1914; run cattle there since; Joe O'Neil operated cattle before me on this range since  
How many stock have you grazed thereon during the average year? see, 1888.

9. How many head of livestock do you own? 125 cattle; 70 horses; \_\_\_\_\_ sheep; \_\_\_\_\_ goats. Does any other person own an interest in the stock to be grazed under the permit herein requested? No. If so, give name, nature and extent of interest I take care of about 75 head for John Dotta and Ed. Green.

10. How many range stock do you usually run under normal weather and economic conditions? 200

11. How many milch cows do you keep? 2. How many work horses? 4

12. If running cattle, do you operate on a cow and calf, steer, or mixed basis? mixed

13. Do you feed your stock in winter? YES

If so, where? on ranches in Lovelock Valley when necessary

How long? Dec. 1 to March 1, and generally only old cows and calves.

How many tons of hay or forage per head is fed? from 1/4 to 1/2 ton

14. If you do not winter feed, where do you winter your stock?

The cattle I do not bring in to feed, winter from Greens to Cole Canyon to Summit of Humboldt range.

(If public land or national forest, give location; if private land, give section, township and range.)

15. State your usual method of handling stock the year round...during mild winters cattle in good shape winter well on the winter range described; in case of heavy storm I am able to get them to Lovelock valley, old cow and calves are turned on summer range with other cattle in spring.

16. If stock are trailed from one range to another in your system of operation, describe routes used. No. \_\_\_\_\_

I certify that all of the foregoing answers and statements are true and correct to the best of my knowledge and belief.

*Elmer B. Salinas*  
(Signature of applicant)

*April 26, 1935*  
(Date)

NOTE: Animals which are under six months old at the time of entry and which are the natural increase of stock to be grazed under the permit applied for will not be counted and therefore should not be included in this application.

AMENDED

ASSIGNED

APPLICATION FOR PERMIT

Serial No. 7574

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office NOV 17 1925
Returned to applicant for correction NOV 24 1925
Corrected application filed DEC -5 1925

The undersigned E. B. Salinas Name of applicant
of Lovelock County of Pershing
State of Nevada hereby make application for
permission to appropriate the public waters of the State of Nevada, as
hereinafter stated. (If applicant is a corporation, give date and place
of incorporation.)

- 1. The source of the proposed appropriation is Coal Canyon
2. The amount of water applied for is 0.1 second-feet.
3. The water to be used for Stockwatering
4. The water is to be diverted from its source at the following point:
On S.E. 1/4 of N.E. 1/4 Sec. 20, T. 27 N., R. 33 E. M.D.M. Whence N.E.
Cor. said sec. 20 To. and R. bears N. 23°0' E. 2010 ft..

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is
(b) Description of land to be irrigated
(c) Use of water
Irrigation will begin about January 1st and end about
December 31st of each year.

IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE
FOLLOWING INFORMATION:

- (d) Power to be developed is horsepower.
(e) Works to be located On S.E. 1/4 of N.E. 1/4 Section 20 T. 27 N., R.
33 E. of M.D.M.
(f) Point of return of water to stream
(g) Remarks 400 head of cattle will be watered

AMENDED

ASSIGNED

APPLICATION FOR PERMIT

Serial No. 7574

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office. NOV 17 1925
Returned to applicant for correction. NOV 24 1925
Corrected application filed DEC -5 1925

The undersigned E. B. Salinas
Name of applicant
of Lovelock, County of Pershing,
State of Nevada, hereby make application for
permission to appropriate the public waters of the State of Nevada, as
hereinafter stated. (If applicant is a corporation, give date and place
of incorporation.)

- 1. The source of the proposed appropriation is Coal Canyon
Name of stream, lake, or other source
2. The amount of water applied for is 0.1 second-feet.
One-second-foot equals 40 miners' inches
3. The water to be used for Stockwatering
Irrigation, power, mining, manufacturing, domestic, or other use
4. The water is to be diverted from its source at the following point:
On S.E. 1/4 of N.E. 1/4, Sec. 20, T. 27 N., R. 33 E. M.D.M. Whence N.E.
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section-corner. If on unurveyed land, it should be so stated.
Cor. said sec. 20 To. and R. bears N. 23°0' E. 2010 ft.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is
(b) Description of land to be irrigated
Describe by legal subdivision, or if on unurveyed land it should
be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

Use of water
(c) Irrigation will begin about January 1st and end about
December 31st, of each year.
Month Month

IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- (d) Power to be developed is horsepower.
(e) Works to be located On S.E. 1/4 of N.E. 1/4 Section 20 T. 27 N., R.
33 E. of M.D.M.
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section-corner.
(f) Point of return of water to stream
Describe in same manner as point of diversion.
(g) Remarks 400 head of cattle will be watered

DESCRIPTION OF PROPOSED WORKS

Water is in an old mining tunnel which has been abandoned for over twenty-five years and it is proposed to clean out same and pipe water to troughs nearby

- 5. Estimated cost of works \$200.00
6. Estimated time required to construct works One year.
7. Remarks

E. B. Salinas, Applicant.

By

Compared EF AQ

This sheet inspected

, Engineer.

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit is issued subject to all prior rights on the source. The State reserves the right to regulate the use of the water herein granted at any and all times. It is distinctly understood that applicant agrees to the terms herein contained.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0125 cubic feet per second.

Actual construction work shall begin on or before September 25, 1926.

Proof of commencement of work shall be filed before October 25, 1926.

Work must be prosecuted with reasonable diligence and be completed on or before September 25, 1927.

Proof of completion of work shall be filed before October 25, 1927.

Application of water to beneficial use shall be made on or before

September 25, 1928. Proof of the application of water to beneficial

use must be filed with State Engineer on or before October 25, 1928.

Proof of labor filed Dec. 1, 1926

WITNESS MY HAND AND SEAL this 25th day

Map Filed October 20, 1932 of June, 1926

Proof of beneficial use filed OCT 18 1935

Certificate No. 2146 issued February 11, 1926

Recorded Feb. 11, 1926

San Diego County Records

State Engineer.

**ASSIGNED**

Application No. 787A Certificate Record No. 2196 Book 7 Page 2196

THE STATE OF NEVADA  
CERTIFICATE OF APPROPRIATION OF WATER

E. B. Salinas has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from Coal Canyon through pipeline and spring for stockwatering purposes. The point of diversion of water from the source is as follows: SE 1/4 NE 1/4 Sec. 20, T. 27 N., R. 35 E., M.D.R.A.M., or at a point which bears S. 24° 07' W., 2028 ft. from NE corner of said Sec. 20. situated in Pershing County, State of Nevada.

to-wit: Know Ye, That the State Engineer, under the provisions of Section 72, Chapter 140, Statutes of 1913 has determined the date, source, purpose and amount of such appropriation, together with the place to which such water is appurtenant, as follows:

Name of appropriator E. B. Salinas  
Post-office address Lovelock, Nevada  
Amount of appropriation 0016 a.f.s. OR sufficient to water 50 head of cattle.  
Period of use, from January 1 to December 31 of each year  
Date of priority of appropriation November 17, 1925

Description of WORKS OF DIVERSION, MANNER AND PLACE OF USE:  
Water developed by an open cut 24 ft. long and 4 ft. wide and conveyed through 20 ft. of 1 1/2 inch pipe and 30 ft. of one inch pipe to a trough 16 ft. long. Place of use in the SE 1/4 NE 1/4 Sec. 20, T. 27 N., R. 35 E., M.D.R.A.M.

The right to water hereby determined is limited to the amount which can be beneficially used, not to exceed the amount above specified, and the use is restricted to the place where acquired and to the purpose for which acquired.

In Testimony Whereof, I, ALFRED HERBERT SMITH, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 11th day of February, A. D. 1926.

*Alfred Herbert Smith*  
State Engineer  
County Clerk Feb. 13, 1926  
Pershing County Nevada

ORIGINAL

APPLICATION FOR PERMIT

Serial No. 9962

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office MAR -6 1936  
Returned to applicant for correction AUG 19 1936  
Corrected application filed OCT 15 1936

The undersigned Division of Grazing, Department of Interior, U.S.A.  
of P. O. Box 649, Reno, County of Washoe,  
State of Nevada, hereby make S application for  
permission to appropriate the public waters of the State of Nevada, as  
hereinafter stated. (If applicant is a corporation, give date and place  
of incorporation.)

1. The source of the proposed appropriation is an un-named spring  
Name of stream, lake, or other source
2. The amount of water applied for is one-half ( $\frac{1}{2}$ ) second-feet.  
One-second-foot equals 40 miners' inches
3. The water to be used for stock watering  
Irrigation, power, mining, manufacturing, domestic, or other use
4. The water is to be diverted from its source at the following point:  
SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Sec. 20, T. 27 N., R. 33 E.  
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land, it should be so stated.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is \_\_\_\_\_
- (b) Description of land to be irrigated \_\_\_\_\_  
Describe by legal subdivision, or if on unsurveyed land it should

be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

- (c) Use will begin about \_\_\_\_\_ and end about \_\_\_\_\_, of each year.  
Month Month

IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- (d) Power to be developed is \_\_\_\_\_ horsepower.
- (e) Works to be located SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Sec. 20, T. 27 N., R. 33 E.  
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section-corner.
- (f) Point of return of water to stream \_\_\_\_\_  
Describe in same manner as point of diversion.
- (g) State number and kinds of animals to be watered 2500 cattle and 12000 sheep
- (h) Use will begin about Jan. 1 and end about Dec. 31st of each year.  
Month Month
- (i) Remarks \_\_\_\_\_

DESCRIPTION OF PROPOSED WORKS

Development to be by means of excavation and appropriate rock work. Water will be led from spring to troughs through pipe line. The spring proper will be fenced to prevent pollution by stock.

5. Estimated cost of works \$750.00

6. Estimated time required to construct works Now constructed

7. Remarks: Applicant is developing water in the public interest and the water will be available for public stock watering under proper regulations.

Division of Grazing, ECW
Department of the Interior, U.S.A. Applicant.

By John C. Sales, Engr.

Compared

This sheet inspected

Engineer.

Signature of Alfred Herriott Smith, State Engineer, dated NOV 19 1936

OF STATE ENGINEER

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to the following limitations and conditions:

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed cubic feet per second.

Actual construction work shall begin on or before

Proof of commencement of work shall be filed before

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed before

Application of water to beneficial use shall be made on or before

Proof of the application of water to beneficial use must be filed with State Engineer on or before

WITNESS MY HAND AND SEAL this day

of

State Engineer.

Notices  
B. E.  
176

Notice. Lardock, Mrs. Humboldt Co.  
mch 1st 1889

Notice is hereby given that I have this day located Black Not  
Spine known as the Black Not Spine for the purpose of locating  
mineral lands situated in Black Not creek for the purpose of locating  
and staking mining purposes

J. M. Montebony

Filed for record at request of J. M. Montebony March 4, 1889 at 2 o'clock  
P.M.

J. J. Hill  
County Recorder

Notice

We the undersigned claim for here bounded 1500 feet on this mineral  
bearing land. Commencing at this notice and monument and running  
thence 750 feet in a Northwesterly direction and 750 feet in a South Easterly  
direction from said notice and monument. We also claim 500 feet on  
each side of the vein and all other premises accorded by the mining laws  
of Congress this location is known as & and is now called the locatd  
Hetherington mine Sitd March 7th 1889

J. A. Fawcett  
James Hard

Filed for record at the request of J. A. Fawcett March 7th 1889 at 5 o'clock P.M.

J. J. Hill  
County Recorder

Notice

Black Not mine District Humboldt County March 5th 1889

Notice is hereby given that the undersigned have this day discovered a mineral  
bearing vein, claims and located in accordance with the provisions of  
the Congress laws of Congress of date May 10, 1872. The vein known as Lardock  
situated in Black Not creek together with all dipr spine and  
angles and all mineral bearing contained. Commencing at this notice  
and running in a Northwesterly direction 500 feet 1000 feet to a  
monument built of stone along side of Black Not mine also  
running in a Southerly direction 1000 feet to a monument built of wood  
and then running 100 feet each side of this ledge vein or belt. This claim  
adjoins and runs parallel upon the West side of the claim known as the  
Portland and situated 1 1/2 miles from Mackay water Tunnel and Station  
North East and 1 mile more or less North East from the summit of the local  
road. This claim shall be known as the Lardock claim

Henry J. Bordin  
Locater and Discoverer

Notices  
BKE  
Pg 177

Filed for record at request of J. J. Hill March 11, 1889 at 8 o'clock A.M.

J. J. Hill  
County Recorder

Notice

Black Knot Locust Humboldt Co Nov. 16<sup>th</sup> 1889  
Notice is hereby given that the undersigned a citizen of the United States claims and locates in accordance with the provisions of the mining laws of Congress of date May 10, 1872. fifteen hundred linear feet of his lode vein or mineral belt together with all dips spurs and angles commencing at the north end running in a westerly direction to the south end line and monument of the Black Knot mine a ledge (1500 ft) three hundred and fifty feet also in a southerly direction (1500 ft) three hundred and fifty feet to a show monument and notice and (500 ft) three hundred feet each way of the ledge or vein. This claim is a continuation of the Black Knot ledge south and situated 1 1/2 miles from Mackay water spring and station North East and on local road Canyon. This claim shall be known as the Fortuna and governed by the Fortuna Co.

H. H. Hutchings Locator  
by J. J. Hill County Recorder

Filed for record at the request of H. H. Hutchings March 11, 1889 at 1 P.M.

J. J. Hill  
County Recorder

Notice

Black Knot Locust Humboldt County Nov. 16<sup>th</sup> 1889  
Notice is hereby given that the undersigned a citizen of the United States claims and locates in accordance with the provisions of the mining laws of Congress of date May 10, 1872. fifteen hundred linear feet of his lode vein or mineral belt together with all dips spurs and angles commencing at the north end line of his Black Knot mine a ledge (500 ft) three hundred feet also in a southerly direction to a show monument and notice (1200 ft) three hundred feet and (500 ft) three hundred feet each way of the ledge or vein. This claim is a continuation of the Black Knot ledge north and situated 1 1/2 miles north east of the Mackay water spring and station and on local road Canyon. This claim shall be known as the Hartford and governed by the Hartford Co.

H. H. Hutchings Locator

Filed for record at request of H. H. Hutchings March 11, 1889 at 5 o'clock P.M.

J. J. Hill  
County Recorder

Bk E  
Notices  
Pg. 191

State of Nevada }  
County of Humboldt }

On this 11th day of April, in the year one thousand eight hundred and eighty nine, before me George Young, a Notary Public in and for said Humboldt County residing therein, duly commissioned and sworn, personally appeared W. C. Pitt, and J. D. Hawkins, known to me to be the persons described in, whose names are subscribed to, and who executed the within instrument, and they acknowledged to me that he executed the same for the uses and purposes herein mentioned. In witness whereof I have hereunto set my hand and affixed my official seal, at my office in the County of Humboldt, at the day and year in this Certificate first above written.

Notary Public  
Geo Young,  
By Seal,  
Humboldt Co. Nev.

Geo Young Notary Public.

Filed for record at request of W. C. Pitt, April 12, 1889 at 4 o'clock, P.M.

J. J. Hill,  
County Recorder.

Notice

Black Horse District, Humboldt County, Nev. March 8, 1889  
Notice is hereby given that the undersigned a citizen of the United States claims and locates the accompanying with the provisions of the Mining laws of Congress of act May 10<sup>th</sup> 1872 fifteen hundred ten acres feet of this Nev. more or less mineral bet. with all dip. spurs, auger and all minerals contained thereon commencing at this notice and running in a such westerly direction to a stone monument, seven hundred and fifty feet also in a North westerly direction to the side line of the claim known as the Starport and a stone monument seven hundred and fifty feet and three hundred feet each side of said bet. more or less mineral bet. with line This claim is north of coal road Cannon Road 1 1/2 miles North East of the marker Water Spring Station. This claim shall be known as the Springfield and known by the locator

J. P. Hayden, Locator  
By H. H. Mitchem's Agent

Filed for Record at request of H. H. Mitchem April 15 1889 at 2 o'clock P.M.

J. J. Hill,  
County Recorder

## COAL CANYON POKER BROWN ALLOTMENT WATER USE HISTORY

### Poker Brown Allotment

The "Poker Allotment" is the western half of the current Coal Canyon-Poker Brown Grazing Allotment managed by the U.S. Department of the Interior, Bureau of Land Management. Exhibit 1. The Duncan Ranch grazes its cattle on this portion of the Allotment every other year, alternately with the east side of the Allotment.

Beginning prior to 1865, Joseph B. "Poker" Brown owned several ranches near Lovelock. He grazed his cattle in the Trinity mountains north of Lovelock, and several landmarks in that area are named after him, including Poker Brown Spring, Poker Brown Canyon, Poker Brown Camp, Poker Brown Camp Road, Poker Brown Gap, Poker Peak, and Brown Peak. Exhibit 1. On March 8, 1873, the news publication *Silver State* reported that Poker Brown ran as many as 500 head of hogs and 100 head of cattle. Exhibit 2.

One of Poker Brown's ranches was located near the "Junction House," which is still located in Township 28 North, Range 32 East, Section 15 (currently owned by the Duncan Family 2002 Trust). A deed from Brown to L.N. Carpenter and Jerome Lowry in 1873 conveyed the J.B. Brown Ranch and the Billman Ranch, each 160 acres, and water ditches in the Lovelock Valley. Exhibit 3. The transfer shows up on the 1873 and 1874 Humboldt County assessment rolls. Exhibit 4.

Peter Andrews held a possessory claim in Sections 15 and 21 prior to June 12, 1880, which is the date he deeded the property to Peter Marker. Exhibit 5. *See also*, 1877 Humboldt County Assessment, showing Peter Marker as the property owner. Exhibit 6. Andrews and Marker occupied the land prior to the time the United States patented the land to the Central Pacific Railroad Company on June 15, 1886 and August 9, 1897 (Patent Nos. 46 and 76).

The transfer from Andrews to Marker included the cattle range in the Trinity Mountains and water rights and springs in that area, including all ditches, flumes and tunnels to convey the water. Specifically, the deed includes the "west range in the Trinity Mountains" and "Granite Springs." Exhibit 5. Peter Marker and his brother, Hans Marker, formed the H.C. Marker Company. The company grazed cattle in the Trinity Mountains, and there is a spring named after the Marker Family in the Trinity grazing area. Exhibit 1. It is reported that Marker grazed hundreds of head of cattle, and an 1894 assessment of H.C. Marker & Company shows the Company holding 20 work horses, 200 stock horses, 100 stock cattle, 100 hogs, and ranch property. Exhibit 7.

The lands previously claimed by Andrews and Marker, Sections 15 and 21, were thereafter transferred from the railroad to several other owners before the acquisition by Bige Duncan in 1950 and the Duncan Family 2002 Trust in 2002. The conveyances transfer the property with water rights, ditch rights, right of ways, and grazing rights. Exhibit 8.

In 1913, Peter Serena purchased livestock, brands, and range rights from others with long prior use of range lands, including the Trinity Mountains. A range map held in the Nevada State Engineer's files shows that Serena's range included the Trinity Mountains, and expressly identifies springs and a well in South Trinity Canyon, Trinity Canyon, and Black Rock Canyon. Exhibit 9. As explained more fully in the next section, Serena claimed to run 500 to 800 head of cattle, averaging 600 head annually.

The Duncan Family also owns property that was once owned by John G. Taylor, including property in Township 28 North, Range 32 East, Sections 2 and 16. Exhibit 10. In 1886, Taylor purchased the Joseph O'Neal Ranch, which ran up to 700 head of cattle in the Rye Patch area. Exhibit 11; Exhibit 12. Taylor amassed additional properties, leased a substantial amount of land, and became the predominant sheep herder in the area. In 1893, an assessment showed Taylor running 10,000 sheep, and his grazing area included the Trinity Mountains. Exhibit 13. Taylor continued ranching in the area into the 1930s. Exhibit 14.

A publication, *Lovelock Review Miner*, reported on January 4, 1935 that six springs were developed in the Trinity area due to a county-wide drought relief project. Exhibit 15. Cattle troughs and reservoirs were constructed to serve the ranchers grazing the Trinity Mountains.

### **Coal Canyon Allotment**

The "Coal Canyon Allotment" is the eastern half of the current Coal Canyon-Poker Brown Grazing Allotment managed by the U.S. Department of the Interior, Bureau of Land Management. Exhibit 1. The Duncan Ranch grazes its cattle on this portion of the Allotment every other year, alternately with the west side of the Allotment.

From approximately 1871 to 1882, horses belonging to the Kyle Brothers ranged from the Kyle Horse Ranch in Pleasant Valley to the Humboldt River. The horses watered at springs throughout the Packard Flat area. The bands of horses numbered between 50 and 70. The Brothers also owned up to 200 head of cattle that they ran in the vicinity of their ranches. Exhibit 16 (excerpts of testimony from *C.A. Kyle v. C.T. Kyle*, Judgment entered June 15, 1882 in the District Court of the Fourth Judicial District of the State of Nevada for the County of Humboldt).

The 1880 transfer from Andrews to Marker also included the eastern range. Exhibit 5. The deed transferred the "cattle range and water rights the lands and claims of said First Party and known as the East Range of said First Party easterly of Oreana on the mountains east of the Humboldt River in the County of Humboldt." There is a spring in the Coal Canyon Allotment named after the Marker Family. Exhibit 1.

Marker also purchased a brand, branding iron, horses, mules, water rights, troughs, flumes, and watering places for cattle in Limerick Canyon from C.F. Moeller for \$8,010. Exhibit 17. Moeller registered his brand in 1874 and Marker registered the brand in 1884. Exhibit 18. In 1879 the Humboldt County assessment roll showed that Moeller had 8 horses and 250 stock cattle. Exhibit 19.

In 1909, Marker filed a proof of vested right of water (No. V0738) for stock watering. Exhibit 20. The means of diversion included pipes, troughs, open cuts, and more, indicating multiple watering sites. Marker identified 1875 as the date the springs were enlarged and improved for stock purposes. The application is filed in the Packard Flat area in the State Engineer's office.

Taylor also grazed sheep in the Coal Canyon Allotment, as shown by his property and grazing lease map. Exhibit 14. In 1912, Taylor filed Application No. 2592 for a permit for two second-feet of water in the Coal Canyon Allotment for irrigation, stock and domestic use. Exhibit 21.

John Joseph McCarthy purchased ranch property in Township 28 South, Range 32 East, Section 10 in 1883 from Robert Hope (a state land contract holder). Exhibit 22. He ran approximately 100 cattle and horses in the area between the ranch property and the possessory claim in Limerick Canyon. McCarthy utilized water from springs in his grazing area from at least 1878 to 1918. In 1918, John McCarthy sold his possessory claim and two vested water rights in Limerick Canyon to Andrew Hansen. Exhibit 23. That same year, McCarthy also sold his ranch property in Section 10 to Robert Scholtz, who in 1919 deeded the property to E.B. Salinas. Exhibit 24.

John McCarthy was not the only party with vested rights to McCarthy Spring. A water right permit and certificate for McCarthy Spring issued to the Limerick Canyon Gold Company for mining and milling was specifically subject to the rights of Serena and his business partner, Duccini, for stock watering. Exhibit 25.

Peter Serena began his livestock business in Rochester, Nevada in 1913, purchasing cattle, brands, and range rights from predecessor ranchers. In Serena's 1935 Application for Grazing Permit to the U.S. Department of the Interior, Serena claimed to run up to 600 head of cattle annually in the Coal Canyon Allotment. Exhibit 26. Serena's 1935 Application claimed use of water by him and his predecessors since 1888. He specifically claimed the right to continued use of McCarthy Spring in Limerick Canyon, Chucker Spring in Rochester Canyon, and a spring in Wevil Canyon (also known as Weaver and Weevil). Serena further claimed to control the water in O'Neil (or O'Neal), Horse, Sacramento, Spring Valley, South American, and American Canyons on the east side of the Coal Canyon Allotment. Private property owned by Serena identified in Serena's 1935 Application is owned by the Duncan Family today.

In 1928, W.C. Pitt also claimed the range near McCarthy's house and range in Limerick Basin, based on a range map Pitt filed with the Division of Water Resources. Exhibit 27. Pitt grazed livestock on the range to the north and east of Limerick Canyon.

Two affidavits were submitted with Serena's grazing application. Exhibit 28. Sam Thomas attested to purchasing cattle in 1905 and running cattle with Fred Pflum in the Coal Canyon Allotment until selling his cattle to Pflum in 1908 or 1909. From 1910 to 1918, Thomas ran cattle for T.J. Powell and continued to see Pflum running cattle in the Coal Canyon Allotment. Fred Pflum also submitted an affidavit, swearing to running cattle in the Coal Canyon

Allotment from approximately 1890 for about ten to twelve years, when he sold his cattle to John Luzarreta.

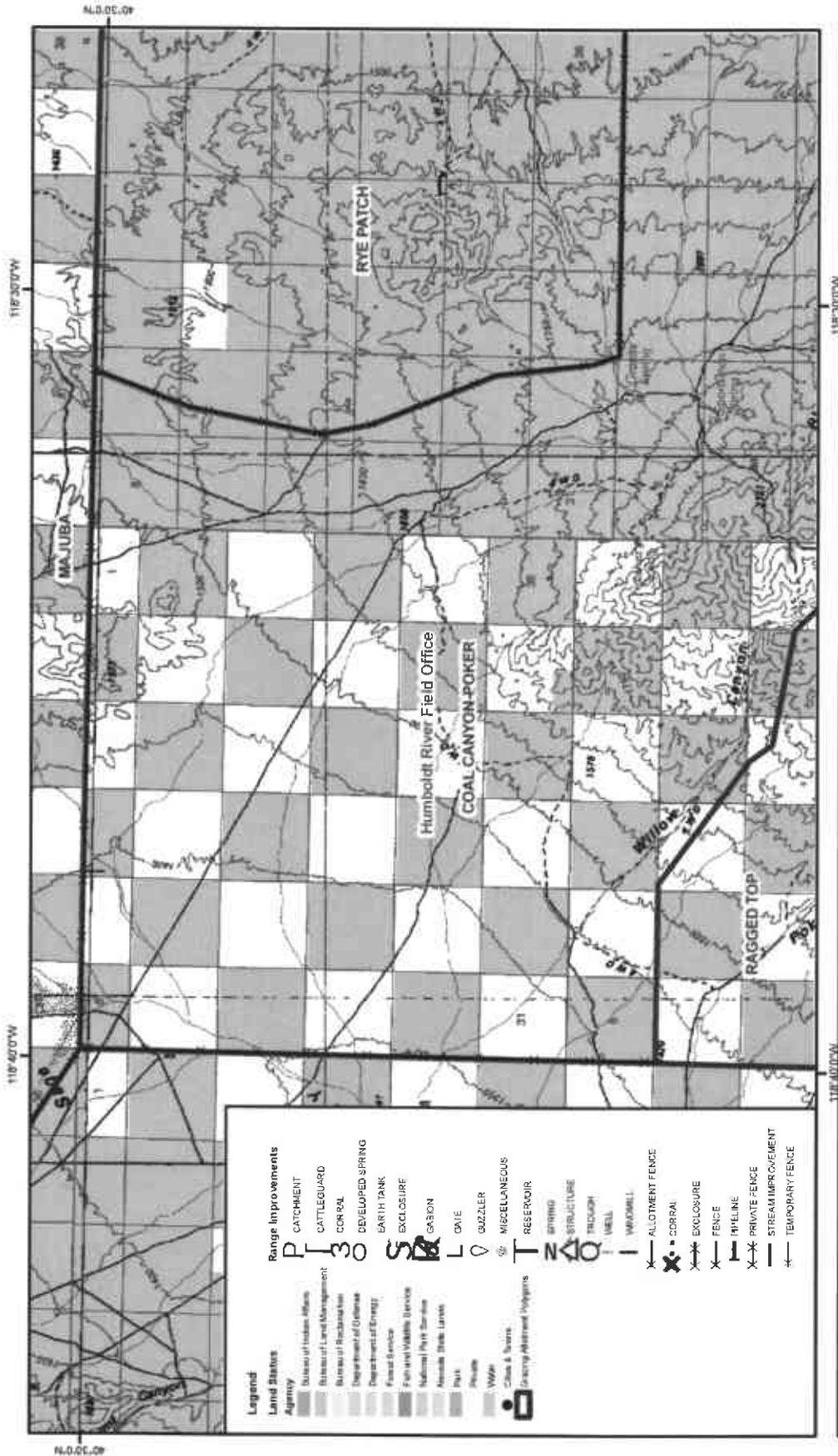
Elmer Salinas moved to the Lovelock Valley in 1913, and married Katie McCarthy (John McCarthy's daughter). They bought the McCarthy FD Ranch at Oreana and grazed cattle in the Humboldt Range. Exhibit 24. From 1919 to 1940, Salinas purchased several parcels of property that now make up the Duncan Ranch. Salinas grazed in common with other livestock owners in the Rochester Range, and later part of the Seven Troughs Range. Salinas' brand was a backwards F attached to a D. Exhibit 29. The brand was originally registered by Frank Dorman in Humboldt County in 1884. Dorman sold the iron to O'Neal, who registered it in 1888. Salinas registered the brand in 1915, and the Duncans acquired it in 1947. Exhibit 29A.

Salinas reported he had 35 horses and between 110 and 150 cattle on the range between 1932 and 1934. Exhibit 30. Salinas claimed priority of grazing privileges based on his predecessor's use, Joe O'Neil (O'Neal). Salinas' 1935 Application for Grazing Permit claims control of Cole Canyon Spring for stock watering. In a 1937 Supplement to his Application, Salinas claimed vested rights in Cold (or Cole/Coal) Canyon and Sacramento Springs since 1878. In 1942 to 43, Salinas ran 100 head of cattle and 25 horses in common from Oreana to Coal Canyon. In 1946, Salinas sold his ranch, 176 cattle, and two brands with branding irons to Abigah Duncan. Exhibit 31.

Between 1934 and 1936 western Nevada experienced a drought. The United States Civilian Conservation Corps provided wells, troughs, and spring improvements throughout Pershing County. The Lovelock Review Miner reported on January 4, 1935 that the program for the county developed 48 springs, dug seven wells, drilled two wells, and erected nine windmills at a cost of \$17,000. Exhibit 15. Several of the projects still benefit the Duncan Ranch today.

### **Duncan Family**

Abigah ("Bige") Duncan is the successor to the historic users that ran cattle in common prior to the Taylor Grazing Act, summarized in part above. The Duncan Family's water use is summarized in the Affidavits of Water Use By Abigah E. Duncan, filed concurrently herewith for each spring.



**Legend**

**Land Status**

**Agency**

- Bureau of Indian Affairs
- Bureau of Land Management
- Bureau of Reclamation
- Department of Defense
- Department of Energy
- Federal Service
- Fish and Wildlife Service
- National Park Service
- Available State Lands
- PAI
- Private
- WPA
- Game & Scenic

**Range Improvements**

- P CATCHMENT
- L CATTLEGUARD
- 3 CORRAL
- 0 DEVELOPED SPRING
- S EARTH TANK
- S EXCLUSION
- S GASON
- L ONE
- 0 BUZZLER
- SE MISCELLANEOUS
- T RESERVOIR
- Z SPRING
- △ STRUCTURE
- △ TROUGH
- △ WELL
- △ WINDMILL

**Grazing Allotment Symbols**

- X- ALLOTMENT FENCE
- X- CORRAL
- X- EXCLUSION
- X- FENCE
- X- PIPELINE
- X- PRIVATE FENCE
- STREAM IMPROVEMENT
- TEMPORARY FENCE



**Winnemucca District Office**  
 Humboldt River Field Office  
 5100 E. Winnemucca Blvd  
 Winnemucca, NV 89445

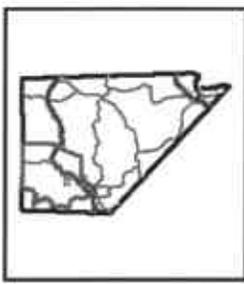
No warranty is made by the Bureau of Land Management as to the accuracy, reliability, or completeness of these data for purposes other than those for which they were prepared. All data were compiled from various sources. This information may not meet national map accuracy standards. The product was developed through digital means and may be updated without notification.

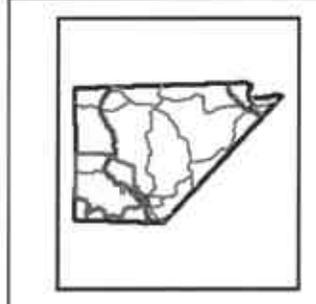
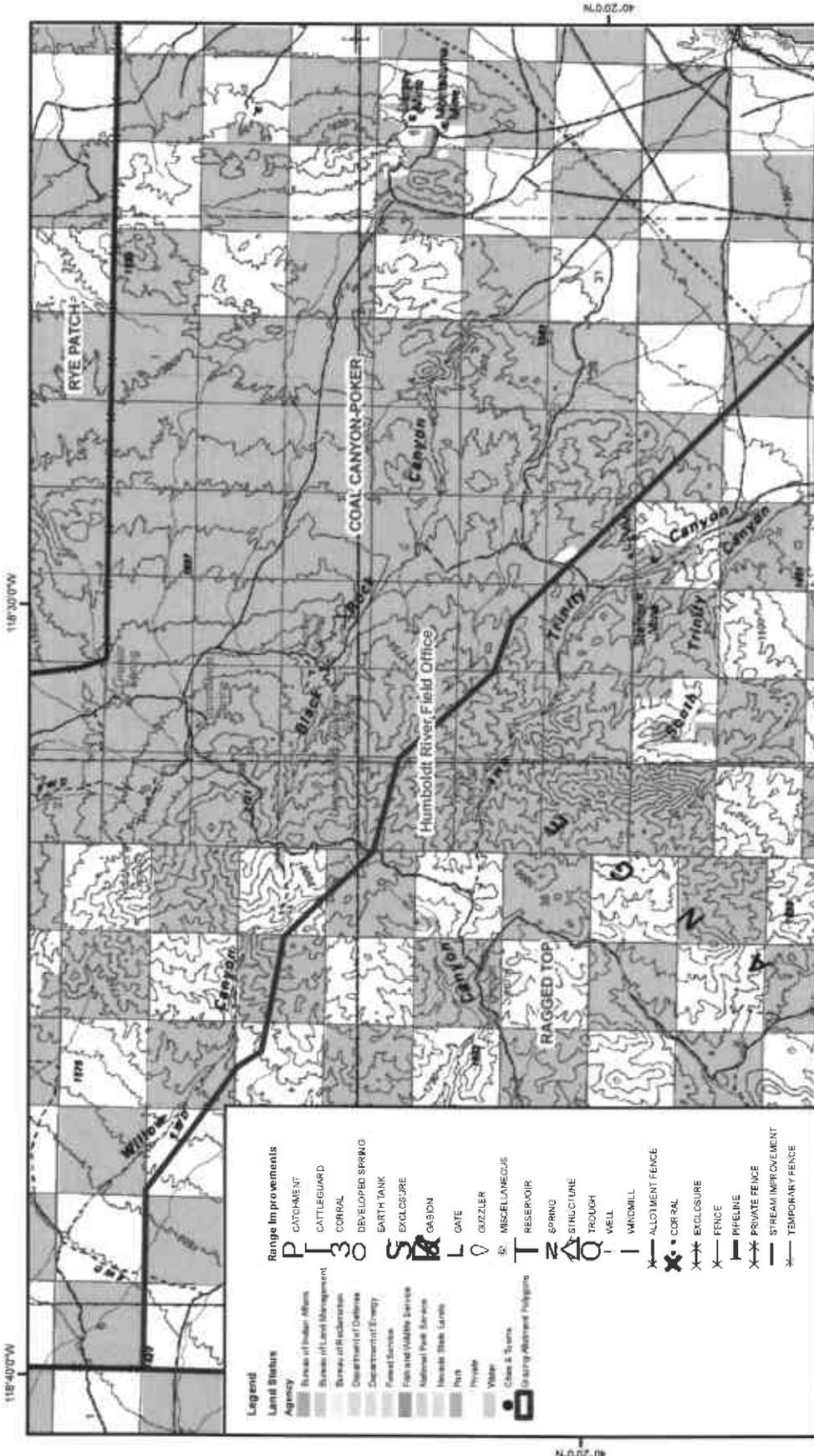


1:100,000



**A. E. DUNCAN PERMIT**  
**Map Name : Coal Canyon-Poker Brown**  
**Grazing Allotment**  
**Range Specialist Name: W. Barry**  
**Map Date: May 24, 2012**





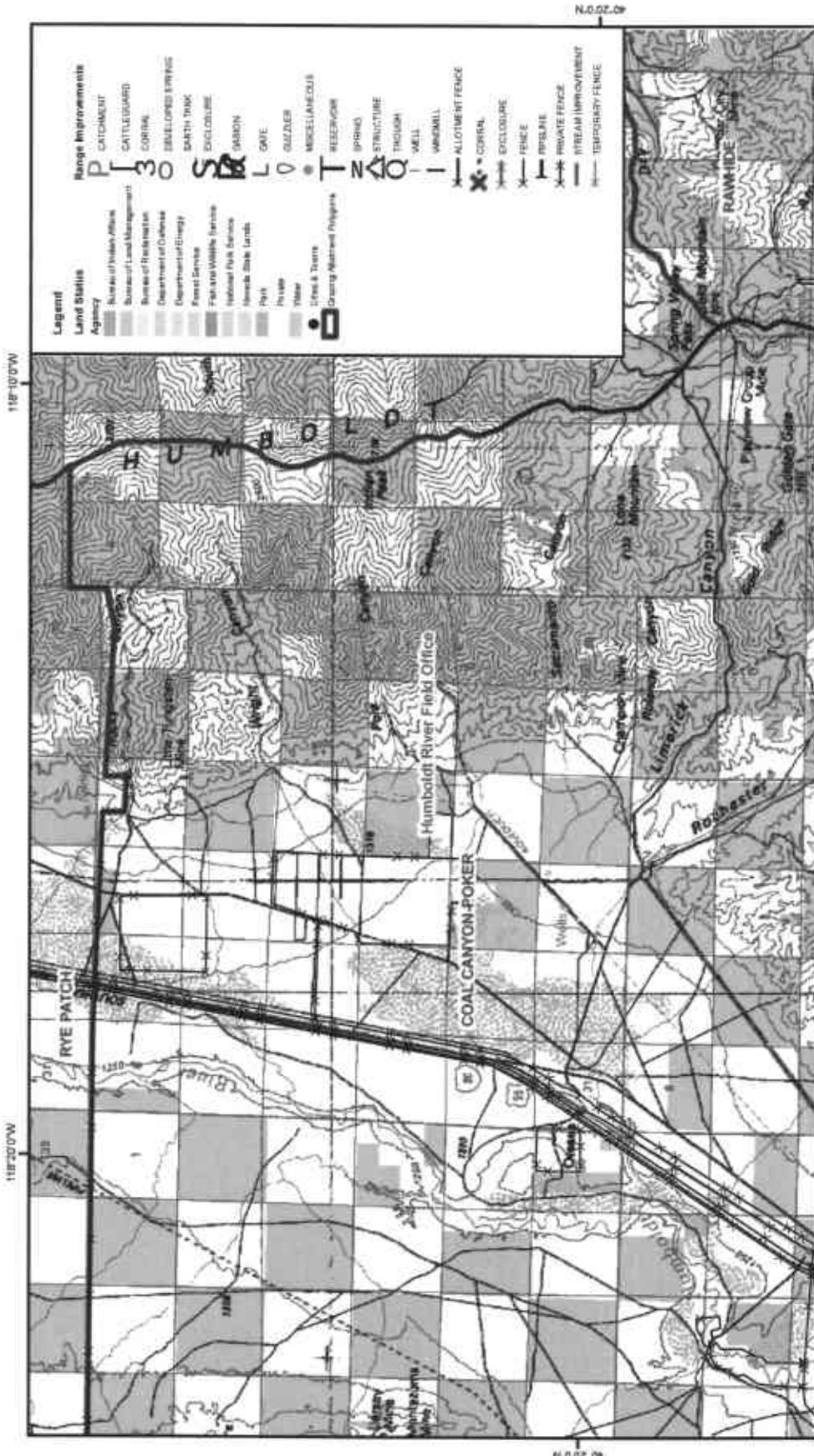
1:100,000

**A. E. DUNCAN PERMIT**  
**Map Name : Coal Canyon-Poker Brown**  
**Grazing Allotment**  
**Range Specialist Name: W. Barry**  
**Map Date: May 24, 2012**



**Winnemucca District Office**  
 Humboldt River Field Office  
 5100 E. Winnemucca Blvd  
 Winnemucca, NV, 89445

No warranty is made by the Bureau of Land Management as to the accuracy, reliability, or completeness of these data for individual use or aggregate use with other data. Original data were compiled from various sources. This information may not meet National Map Accuracy Standards. This product does not constitute a legal instrument and may be updated without notification.



**Winnemucca District Office**  
 Humboldt River Field Office  
 5100 E. Winnemucca Blvd  
 Winnemucca, NV 89445

This warranty is made by the Bureau of Land Management as to the accuracy/reliability of cartographic data for use in the field for individual use or aggregate use with other data. Original data were compiled from various sources. This information may not meet national map accuracy standards. This product is not a legal document and may be updated without notification.

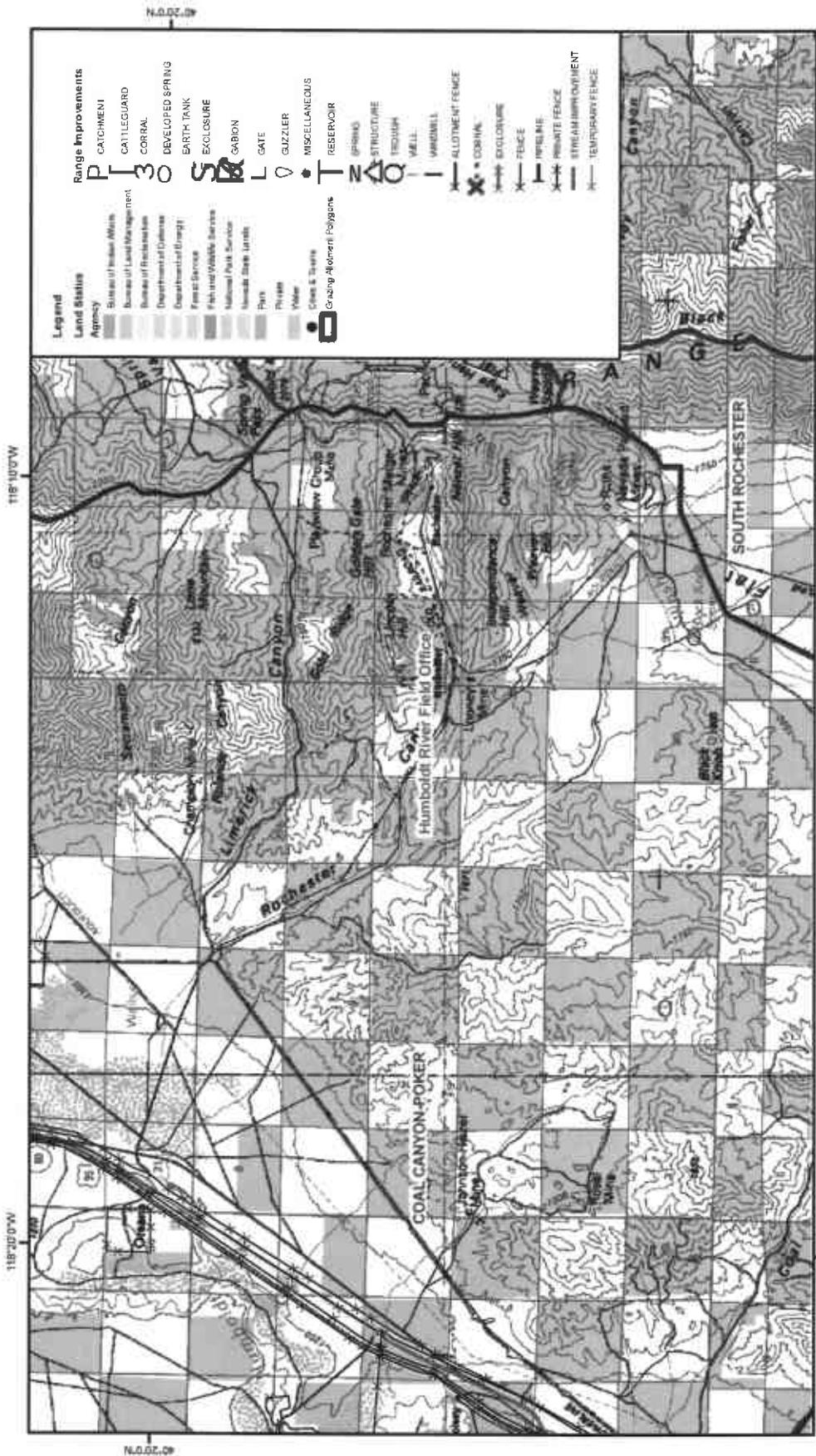
**A. E. DUNCAN PERMIT**  
**Map Name : Coal Canyon-Poker Brown**  
**Grazing Allotment**  
**Range Specialist Name: W. Barry**  
**Map Date: May 24, 2012**

0 0.5 1 2 Miles

1:100,000





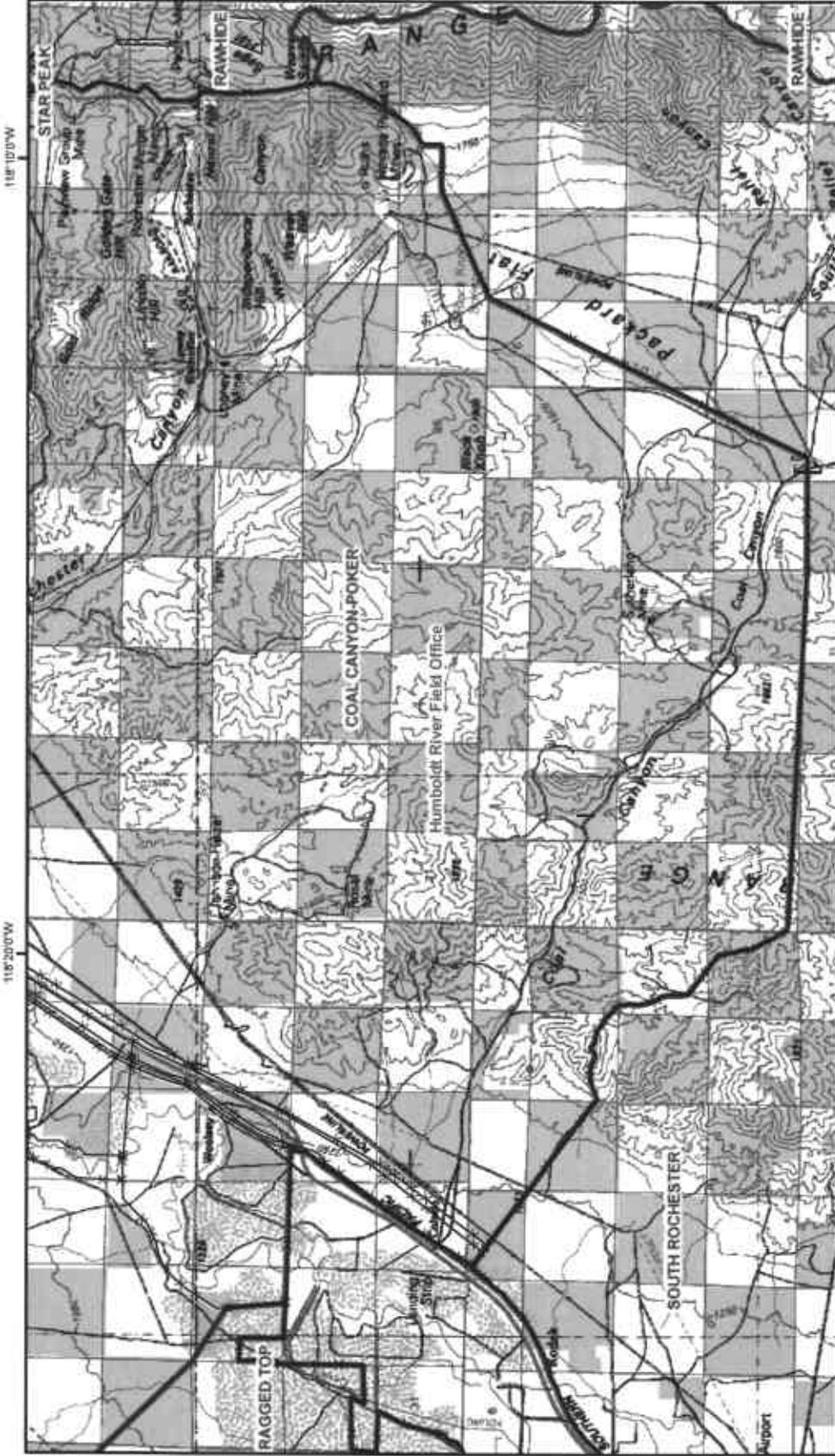


**A. E. DUNCAN PERMIT**  
**Map Name : Coal Canyon-Poker Brown**  
**Grazing Allotment**  
**Range Specialist Name: W. Barry**  
**Map Date: May 24, 2012**

1:100,000

**Winnemucca District Office**  
 Humboldt River Field Office  
 5100 E. Winnemucca Blvd  
 Winnemucca, NV 89445

No warranty is made by the Bureau of Land Management as to the accuracy, reliability, or completeness of these data for individual use or aggregate use with other data. Original data were compiled from various sources. This information may not meet National Map Accuracy Standards. This product may not meet National Accuracy Standards and may be updated without notification.



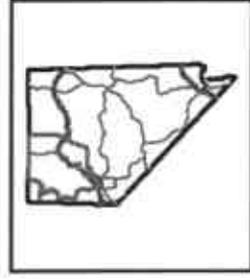
Winnemucca District Office  
 Humboldt River Field Office  
 5100 E. Winnemucca Blvd  
 Winnemucca, NV 89445

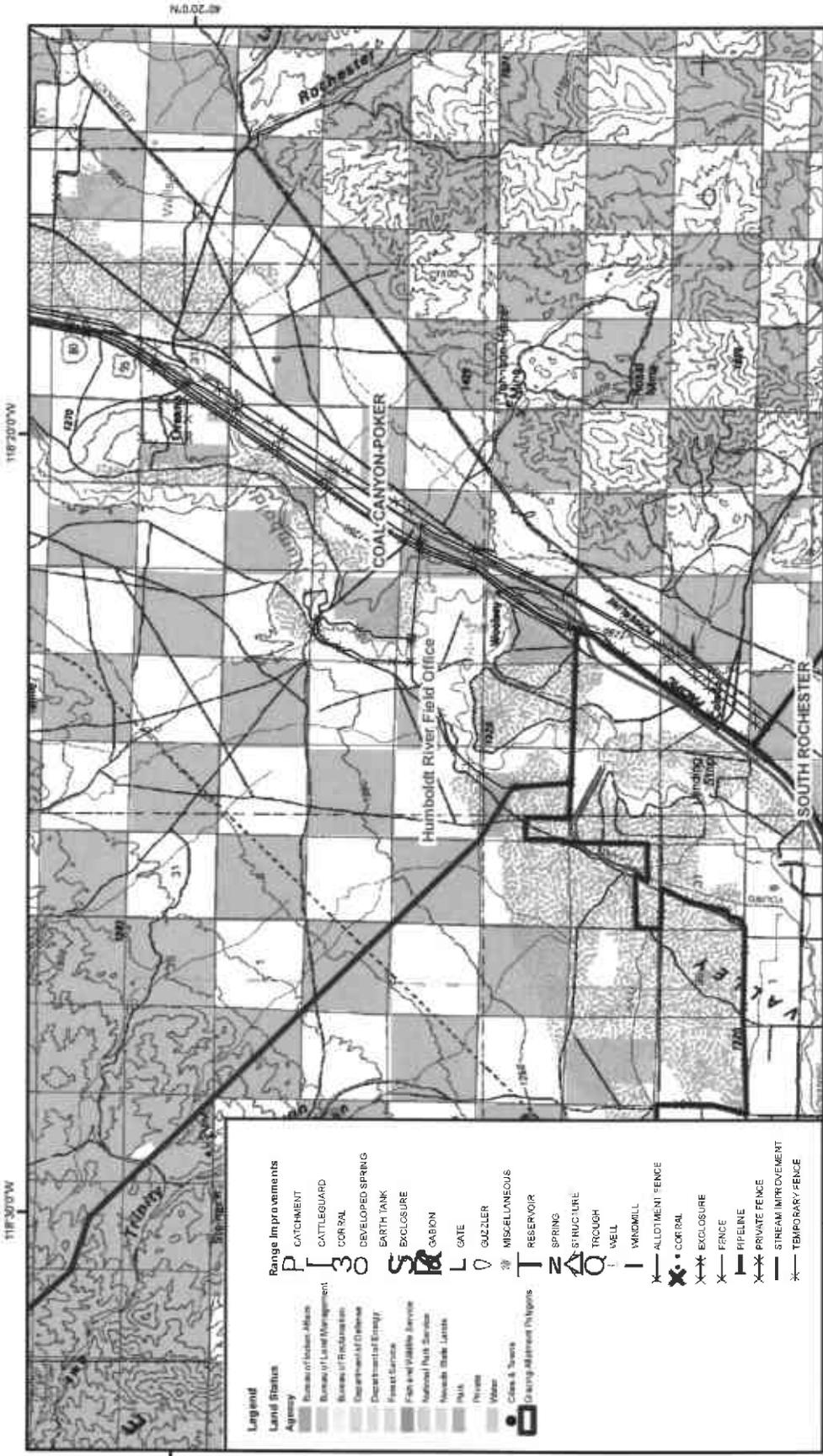
No warranty is made by the Bureau of Land Management as to the accuracy, reliability, or completeness of these data for individual use or aggregate use with other data. Original data were compiled from various sources. This information may not meet National Map Accuracy Standards. This product is not intended for navigation purposes and may be updated without notification.

**A. E. DUNCAN PERMIT**  
**Map Name : Coal Canyon-Poker Brown**  
**Grazing Allotment**  
**Range Specialist Name: W. Barry**  
**Map Date: May 24, 2012**



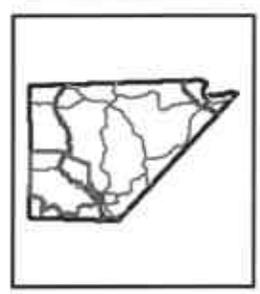
1:100,000





**Winnemucca District Office**  
 Humboldt River Field Office  
 5100 E. Winnemucca Blvd  
 Winnemucca, NV, 89445

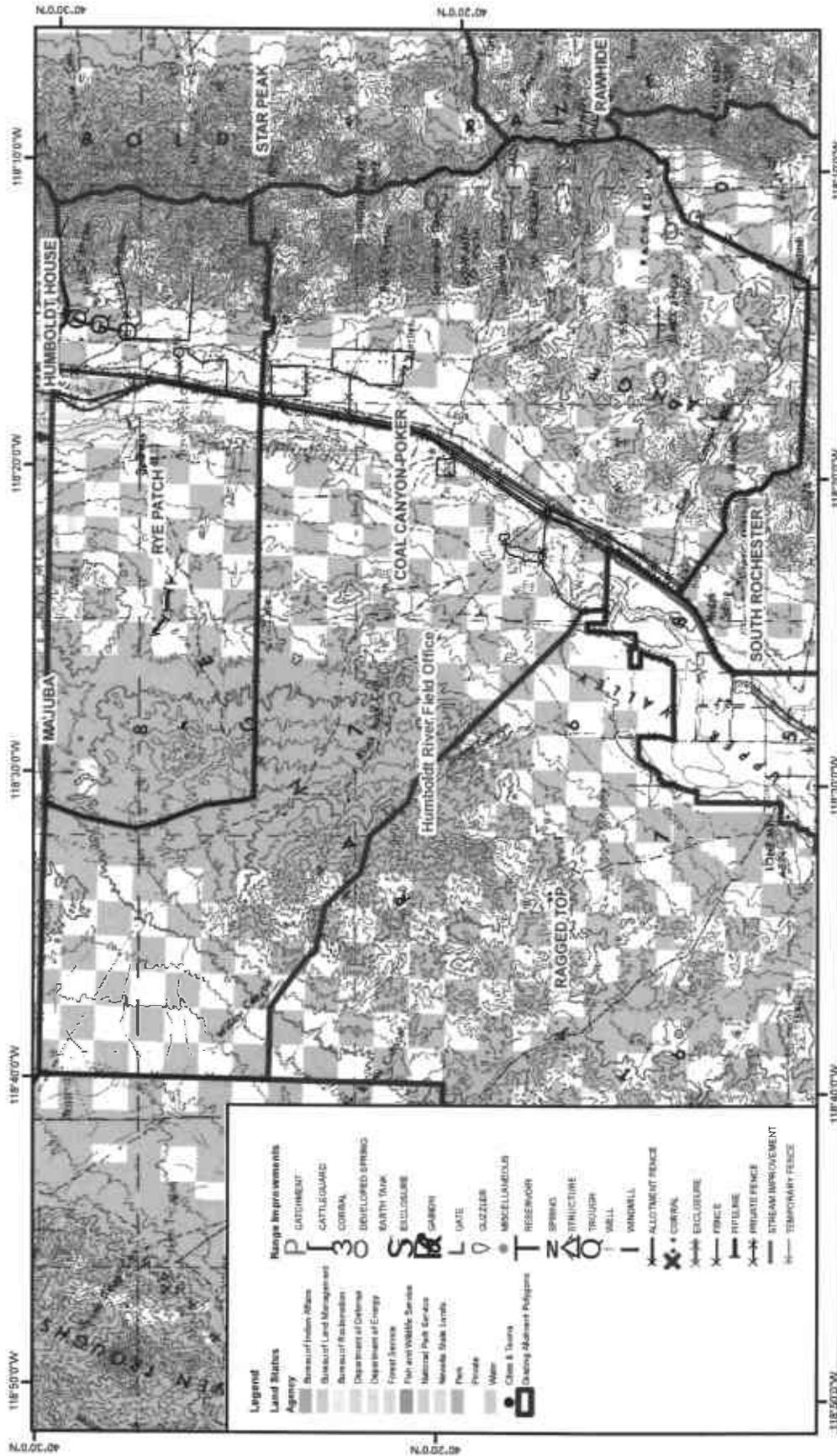
No warranty is made by the Bureau of Land Management as to the accuracy, reliability, or completeness of these data for individual use or aggregate use with other data. Original data were compiled from various sources. This information may not meet National Map Accuracy Standards. This product was developed through digital means and may be updated without notification.



1:100,000



**A. E. DUNCAN PERMIT**  
**Map Name : Coal Canyon-Poker Brown**  
**Grazing Allotment**  
**Range Specialist Name: W. Barry**  
**Map Date: May 24, 2012**



**Legend**

**Land Status**

- Bureau of Indian Affairs
- Bureau of Land Management
- County of Washoe
- Department of Defense
- Department of Energy
- Forest Service
- Public Lands
- Nevada State Lands
- Private
- Water
- Claim & Town
- Quarry Allotment Polygons

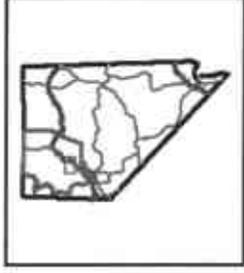
**Range Improvements**

- GATE
- CATTLE GUARD
- CORRAL
- DEVELOPED SPRING
- EARTH TANK
- ENCLOSURE
- GARBN
- GATE
- GRIZZLER
- MISCELLANEOUS
- ROSEWOOD
- SPRING
- TRENCH
- TROUGH
- WELL
- WINDMILL
- ALLOTMENT FENCE
- CORRAL
- ENCLOSURE
- FENCE
- FUELING
- PRIVATE FENCE
- STREAM IMPROVEMENT
- TEMPORARY FENCE



1:250,000





## A. E. DUNCAN PERMIT

### Map Name : Coal Canyon-Poker Brown Grazing Allotment

### Range Specialist Name: W. Barry

### Map Date: May 24, 2012



**Winnemucca District Office**  
Humboldt River Field Office  
5100 E. Winnemucca Blvd  
Winnemucca, NV 89445

No warranty is made by the Bureau of Land Management as to the accuracy, reliability, or completeness of these data for individual uses of aggregate data with other data. Original data were compiled from various sources. This information may not meet National Map Accuracy Standards. This product may not meet National Map Accuracy Standards. This product may not meet National Map Accuracy Standards. This product may not meet National Map Accuracy Standards.





Does grant, bargain, sell, remise, convey, and quitclaim unto the said parties of the second part, and to their heirs and assigns forever, all the right title and interest of the said party of the first part to wit: that certain tract of land known as the Lillman Ranch and described as follows: viz the West half of the North West quarter, and the West half of the South West quarter, Section Ten, Township No. 26, North Range (31) East Mount Grable Meridian. Also that certain tract of land known as J. S. Brown Ranch and described as follows: The South West quarter of Section Two, Township No. 26, North Range (31) East, Mount Grable Meridian. Also that certain tract of land containing one hundred and sixty acres, more or less. Also the one third interest in that certain water ditch known as J. S. Brown Water Ditch described as follows, commencing at a point East of Bonlocks Station and running to the premises above mentioned. Together with all and singular the tenements, hereditaments and appurtenances therunto belonging, and the rents, issues and profits thereof. To have and to hold, all and singular, the above described premises together with the appurtenances, unto the said parties of the second part their heirs and assigns forever.

In Witness Whereof, the said party of the first part, has hereunto set his hand and seal the day and year first above written.

Sealed and Delivered in presence of J. Joseph D. Brown  
 John C. Kay  
 Chas M. Gary

State of Nevada, County of Humboldt. On this twelfth day of February A.D. 1873, personally appeared before me Isaac Stearns a Justice of the Peace for said County in and for said Humboldt County, J. S. Brown whose name he has subscribed to the amended instrument as part thereto, personally known to me to be the person described in and who executed the said amended instrument, as part thereto, who has acknowledged to me that he executed the same freely and voluntarily, and for the uses and purposes therein mentioned.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Court, the day and year in this Certificate first above written.

Isaac Stearns  
 Justice

Filed for record at request of L. O. Carpenter Tuesday, February 25<sup>th</sup> A. D. 1873, at 30 minutes past 3 o'clock P. M. Recorded February 26<sup>th</sup> 1873.

D. J. Bonfield Jr.  
 County Recorder

ASSESSMENT OF PROPERTY FOR THE FISCAL YEAR ENDING JANUARY  
HUMBOLDT COUNTY,

PROPERTY NAME	DESCRIPTION OF PROPERTY	ACRES	VALUATION	TAXES	REMARKS
Central Building Co. Central Building Co. Consisting of a Store and Boarding House Corner of the Golden Age Mine.	Central				
Wespecker & Lowry Crown Campground at Crown Station Improvements of the Big Meadows, formerly known as the Peter Brown Ranch					

1877, 1878 TO ALL OWNERS AND CLAIMANTS KNOWN AND UNKNOWN  
BY THE ADDRESSES

PROPERTY NAME	DESCRIPTION OF PROPERTY	ACRES	VALUATION	TAXES	REMARKS

ASSESSMENT OF PROPERTY FOR THE FISCAL YEAR ENDING DECEMBER  
HUMBOLDT COUNTY.

31st, 1874, TO MR. CHURCH AND COMPANY  
NEW ADA.

ASSESSOR'S NAME.	DESCRIPTION OF PROPERTY.	Ac. Cont-So. of Acre	Assess. Class No. of Acre	Value of Personal Property	Value of Real Estate or Personal Estate for Imp. Improvements	Value of Personal Property	TOTAL VALUE
Leopold & Son	Quarry Station Improvements on the S. 25. 1/4 of Sec. 12 T. 25. N. 23. 32 E Improvements on land formerly known as John Brown Ranch. also Improvements South of Lovelock & West of 3. Harms			600	300	150	2225 8275 = 10800

P. 445  
Bk 23

This Indenture made the Twelfth day of  
June in the year of our Lord one thousand  
eight hundred and Eighty Between Peter  
Andrews of Occanna County of Nevada at U. S. of  
Nevada the Party of the first Part and H. B. Baker  
of Washoe City County of Washoe State aforesaid  
the Party of the second Part Witnesseth that the  
said Party of the first Part for and in  
consideration of the sum of Two hundred (\$200.00)  
Dollars gold coin of the United States of America  
to him in hand Paid by the said Party of the second  
Part the receipt whereof is hereby acknowledged  
both by their respective grant bargain sell and convey  
into the said Party of the second Part and  
to his heirs and assigns forever all right  
title and interest estate claim and demands  
both in Law and Equity in and to the  
following mentioned and described tracts pieces  
of Parcels of Land and all Springs Water rights  
locations and Claims therein situate lying and  
being in the County of Humboldt State of Nevada  
and more particularly understood known and  
described as follows to wit the said Land and  
Premises being the Cattle Range and water  
rights locations and Claims of said first  
Party and known as the East Range of said first  
Party situate of Occanna in the Mountains East  
of the Humboldt River in the County of Humboldt  
aforesaid and also the Cattle Range County known  
as the West Range in the Trinity Mountains north  
of Occanna in the County of Humboldt aforesaid  
and the said Springs and water rights among them  
as Trinity Springs Corral Ranch Springs and  
Spring Bluff Occanna Springs Cattle Springs

P. 446  
8223

Spring Springs Valley Spring Spring Spring  
Dry Spring Summit Spring Summit Spring Spring  
Spring Willow Canyon Spring Spring Spring  
Willow Canyon also on Spring in the Horned Canyon  
west of Willow Canyon Little Spring on junction  
Porter Spring wood Spring Porter Spring Spring  
also Trinity Spring on Trinity Canyon the said Spring  
and water rights and claims being in the hands  
of said and all ditches flumes and tunnels  
through or to the water of said Springs are  
inducted; the said lands and premises and  
Shares being of Record in the office of the County  
Recorder of the County of Humboldt before and to  
which said reference is hereby made for a more  
certain description of the lands Springs and  
Premises hereby conveyed by said first Party to  
said second Party together with all and singular  
the tenements hereditaments and appurtenances thereto  
belonging or in anywise appertaining and the revenues  
and issues revenues and revenues rents issues  
and Profits thereof to have and to hold all and  
singular the said Premises together with the  
appurtenances unto the said Party of the second  
Part and to his heirs and assigns forever  
In Witness whereof the said Party of the first  
Part has hereunto set his hand and seal  
the day and year first above written  
Signed sealed and  
delivered in the presence of

Gas Muzgen } Peter Anderson (Seal)

State of Nevada } ss  
County of Humboldt }

On this 30th day of June

312 23  
x 1117

A D Cow has once eight hundred and so being  
appeared before me H C Emmons a Notary Public  
dwelling in said County duly authorized  
and sworn Peter Andrews who deposes that  
he said to me to be the identical person  
described in and who executed the annexed  
Instrument by me duly sworn and that the  
said Peter Andrews acknowledged to me  
that he executed the same, truly and  
voluntarily and for the uses and purposes  
therein mentioned in witness whereof I have  
subscribed my name to let my hand and  
Notary Public seal  
do at  
the County of  
above written H C Emmons

Notary Public

Recorded at the Request of H C Emmons  
July 1880 at 20 minutes past 1 PM  
G F Trachten  
County Recorder



Wash. D.C. 2010  
Walter S. Frank

West Side City  
Kirkland Farm

Wash. D.C.  
Walter S. Frank

Wash. D.C. 2010  
Walter S. Frank

Handwritten notes on lined paper, including dates and names.

Handwritten notes on lined paper, including dates and names.

Handwritten notes on lined paper, including dates and names.

Handwritten notes on lined paper, including dates and names.

Handwritten notes on lined paper, including dates and names.

12,214  
1948-1951

275

TOGETHER with all and singular the lands, improvements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the remainder and remainders, reversion and reversions, rents, issues and profits thereof, TO HAVE AND TO HOLD the said premises, together with all and singular the appurtenances, unto the said Party of the Second Part, and to his heirs and assigns forever.

IN WITNESS WHEREOF, the Parties of the First Part have herunto set their hands the day and year in this instrument first above written.

F. A. Preston  
F. A. PRESTON

Ann E. Preston  
ANN E. PRESTON

STATE OF NEVADA, )  
                          ) SS.  
COUNTY OF PERSHING.)

In this 19<sup>th</sup> day of April, A.D. one thousand nine hundred and fifty, personally appeared before me, the undersigned, a Notary Public in and for said County and State, F. A. PRESTON and ANN E. PRESTON, husband and wife, known to me to be the persons described in and who executed the foregoing instrument; who acknowledged to me that they executed the same freely and voluntarily, and for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have herunto set my hand and affixed my official seal at my office in the City of Lovelock, County of Pershing, State of Nevada, the day and year in this certificate first above written.

-SEAL-  
SAB

Sanford A. Rance  
NOTARY PUBLIC, in and for the  
County of Pershing,  
State of Nevada

My Commission expires:  
December 3rd, 1953.

Recorded at request of E. J. Lawrence, April 29, 1950 at 30 Min. past 10 o'clock A. M., Book #14, page 274 of DEEDS. D. O. Fryberger, Recorder. File No. 34392.  
H

Nevada Nile Corporation to Duncan, Abigail E.  
(37.70 Revenue Stamps attached & cancelled.)

DEED

THIS INDENTURE, made this 20 day of April, 1950, by and between NEVADA NILE CORPORATION, a Nevada corporation, first party, and ABIGAIL E. DUNCAN, second party,

WITNESSETH:

That the said first party, in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, to it in hand paid by the said second party, the receipt whereof is hereby acknowledged, does by these presents grant, bargain and sell unto the said second party, and to his heirs and assigns

B214  
1448-1951

276

forever, all that certain lot, piece or parcel of land, situate in the County of Pershing, State of Nevada, and described as follows, to-wit:

Township 28, North, Range 32 East, N.D.S. M.

Section 15, all  
Section 21, all

TOGETHER with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, together with all water and water rights, ditches and ditch rights, dams and dam rights, however evidenced thereunto appertaining or belonging.

TO HAVE AND TO HOLD the said premises, together with the appurtenances, unto the said second party and to his heirs and assigns forever.

IN WITNESS WHEREOF, the said first party has caused these presents to be signed by its officers thereunto duly authorized and its corporate name and seal affixed, this 20 day of April, 1950.

-SEAL-  
MNC

NEVADA HILL CORPORATION,  
A Nevada Corporation,

BY G. A. Moberg  
Vice-President

J. Cashill  
Secretary.

STATE OF NEVADA )  
COUNTY OF WASHOE ) ss.

On this 20<sup>th</sup> day of April, 1950, before me, the undersigned Notary Public in and for said County and State, personally appeared G. A. MOBERG and WILLIAM J. CASHILL known to me to be the Vice-President and Secretary, respectively, of the corporation that executed the foregoing instrument; who acknowledged to me that they are the officers of the above corporation as indicated; that they are familiar with the corporate seal of said corporation and that the seal affixed to said instrument is the corporate seal of said corporation; that the said corporation executed the said instrument freely and voluntarily and for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

-SEAL-  
MNS

Dorothy M. Smith  
Notary Public in and for the  
County of Washoe,  
State of Nevada

My Commission Expires: Sept. 22,  
1953.

Recorded at request of Washoe Title Insurance Co., May 10, 1950 at 6 Min. past 11 o'clock A. M., Book #14, page 275 of BEEDS. D. O. Fryberger, Recorder, by Mary Helen Haroucci, Deputy. File No. 34405.



32 43  
Deeds file

THIS INSTRUMENT, made this first day of May A.D. 1908:

BETWEEN LEON H. TAYLOR of the City and County of San Francisco, State of California, the party of the first part, and John B. Taylor of the County of Humboldt, State of Nevada, the party of the second part,

WITNESSETH: That the said party of the first part for and in consideration of the sum of            Dollars, Lawful Money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do's by these presents grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all these certain lots, pieces or parcels of land situated, lying and being in the County of Humboldt State of Nevada, and bounded and particularly described as follows, to wit: -

The S.E. 1/4 of S.W. 1/4 and the S.W. 1/4 of S.W. 1/4 of Section Two (20), Township 28 North Range 32 East, M.D.M. - Also the N.E. 1/4 of N.E. 1/4 the S.E. 1/4 of N.E. 1/4 and the S.W. 1/4 of N.E. 1/4 of Section Sixteen (16) Township 28 North, Range 32 East, M.D.M. -

Together with all and singular the tenements, hereditaments and appurtenances thereto in anywise appertaining, and the reversion and reversions, remainder and remainders, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances unto the said party of the second part, and to his heirs and assigns forever.

IN WITNESS WHEREOF, the said party of the first part has hereunto set his hand and seal, the day and year first above written.

Signed, Sealed and Delivered in the Presence of) Leon H. Taylor (Gave)  
State of California.  
City and County of San Francisco, Ca

On the 1st day of May in the year One thousand nine hundred and eight, before me, A.K. Daggott, a Notary Public in and for the said City and County, residing therein, duly commissioned and sworn, personally appeared Leon H. Taylor known to me to be the person whose name is subscribed to the within instrument, and he acknowledged to me that he executed the same. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, at my office in the City and County of San Francisco, the day and year in this Certificate first above written.

A.K. Daggott, Notary Public, in and for the City and County of San Francisco, State of California.

(Notarial Seal)

File for record at the request of John B Taylor May 20th A.D. 1908 at 30 min past 2 o'clock P.M.  
File No. 16165.

*S. J. Bonifield* County Recorder.

381 Nv patents

APPLICATION No. 11352 PATENT No. 10148 80 ACRES  
THE STATE OF NEVADA

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS, LEON H. TAYLOR of WASHOE County NEVADA, has deposited with the Register of the State Land Office at Carson City, the State Treasurer's receipt, whereby it appears that full payment has been made by the said LEON H. TAYLOR according to the provisions of an Act of the Legislature, approved March 12, 1895, entitled "An act to provide for the selection and sale of lands that have been or may hereafter be granted by the United States of the State of Nevada," and the Acts amendatory thereof and supplementary thereto. For the South West quarter of South West quarter of section Two (2), and the South East quarter of North East quarter of Section Sixteen (16), Township Twenty-eight (28) North, Range Thirty-two (32) East. Mount Diablo base and meridian, containing Eighty acres, according to the official plat of the survey of the Public Lands, as made by the United States Surveyor-General for the District of Nevada, which said tract has been purchased by the said Leon H. Taylor

THEREFORE, KNOW YE, That the State of Nevada, in consideration of the premises, and in conformity with the Act of the Legislature in such cases made and provided, has given and granted, and by these presents does give and grant, unto the said Leon H. Taylor and to his heirs, the said tract above described,

TO HAVE AND TO HOLD, the same, together with all rights, privileges immunities and appurtenances of whatever nature thereunto belonging, unto the said Leon H. Taylor and to his heirs and assigns forever; provided that all mines of gold, silver, copper, lead, cinnabar and other valuable minerals which may exist in said tract, are hereby expressly reserved, except gas, coal, oil and oil shales, (Chap. 172--1921 Stat.).

IN WITNESS WHEREOF, I, EMMET D. BOYLE Governor of the State of Nevada, have caused these letters to be made Patent and the Great Seal of the State to be hereunto affixed. Given under my hand at Carson City, the Fourth day of November 1922.

(SEAL) EMMET D. BOYLE Governor of Nevada.  
By the Governor C. L. DEADY State Land Register.  
GEORGE BRODIGAN Secretary of State.

(Endorsed)--LAND PATENT  
No. 10148 80 Acres. Issued to Leon H. Taylor  
Office of Secretary of State, Carson City, Nevada. Recorded November 9, 1922.  
Recorded in Volume 18, at Page 259. GEORGE BRODIGAN Secretary of State.

no recording info in patent book



Bk 14  
Deeds  
1948-1951

TOWNSHIP 30 NORTH, RANGE 33 EAST, N.D.S. & N.  
Section 3: NE $\frac{1}{4}$  of NW $\frac{1}{4}$   
Section 16: W $\frac{1}{2}$   
Section 18: NW $\frac{1}{4}$  of SE $\frac{1}{4}$   
Section 21: S $\frac{1}{2}$   
Section 26: All  
TOWNSHIP 31 NORTH, RANGE 33 EAST, N.D.S. & N.  
Section 3 $\frac{1}{2}$ : SE $\frac{1}{4}$  of SE $\frac{1}{4}$   
TOWNSHIP 32 NORTH, RANGE 3 $\frac{1}{2}$  EAST, N.D.S. & N.  
Section 2E: W $\frac{1}{2}$  of NW $\frac{1}{4}$

TOGETHER with all water and water rights and grazing rights appurtenant thereto.  
SUBJECT to all existing rights of way.  
TOGETHER with the tenements, hereditaments, and appurtenances thereto belonging or appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.  
TO HAVE AND TO HOLD the said premises, together with the appurtenances, unto the said party of the second part, and to his heirs and assigns forever.  
IN WITNESS WHEREOF the said parties of the first part have hereunto set their hands the day and year first above written.

Lloyd De La Montaña  
Raida De la Montaña

STATE OF CALIFORNIA )  
County of Marin ) ss

On this 6 day of November, 1948, personally appeared before me, the undersigned, a Notary Public in and for said County of Marin, LLOYD De La MONTAÑA and RAIDA De La MONTAÑA, husband and wife, known (as proved) to me to be the persons described in and who executed the annexed instrument, who acknowledged to me that they executed the same, freely and voluntarily and for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal at my office in the County of Marin, the day and year in this Certificate first above written.

-SEAL-  
HSG

Maud S. Gardner  
Notary Public in and for the  
County of Marin, State of  
California.

My commission expires:  
My Commission Expires May 6, 1950

Recorded at request of Washoe County Title Guaranty Co., Nov. 9, 1948 at 4 Min. past 1 o'clock P. M., Book #14, page 34 of DEEDS. S. O. Fryberger, Recorder, by Harry Helen Marcucci, Deputy. File No. 32654.

---oO---

Southern Pacific Land Company to Hart, Bill L.  
(\$4.97 Revenue Stamps attached & cancelled.)

Deed No. 4015-F

THIS DEED, made November 17, 1947, by SOUTHERN PACIFIC LAND COMPANY, a Corporation of the State of California, first party, unto BILL L. HART, second party,

WITNESSETH: That first party, for and in consideration of Ten and 00/100 (10.00) Dollars, receipt whereof is acknowledged, does hereby grant, bargain, sell and convey unto second party, his heirs and assigns, the following described land comprising Four Thousand Nine Hundred Seventy-six and 29/100 (4,976.59) acres, more or less, situated in the County of Pershing, State of Nevada, to wit:

# HUMBOLDT COUNTY

1905

By Allen C. Bragg

*Published by*  
The North Central Nevada  
Historical Society

*Printed by*  
Humboldt Printers  
640 Melarkey Street  
Winnemucca, Nevada 89445

## BIG MEADOWS

is all right, for he not only has the children, but has that which will make them happy, and when they grow to manhood and womanhood they can truthfully say, "Father builded well".

C. E. BIGGS has an 80-acre tract south of the Looz place that is all in alfalfa and producing 140 tons of that fodder. He sells it to stock feeders.

C. V. BIGGS has a productive little farm of 80 acres producing 400 tons, which are sold to feeders.

*Lovelock, Friday, June 30, 1905.*

## THE LOVELOCK VALLEY

Smaller Places On The Big Meadows Given Attention By *Silver State* Scribe--Alfalfa Principal Crop Planted--Some Land Unreclaimed . . .

BAILEY AND CLUEN own a good place on the Big Meadows, comprising 150 acres and from the appearance of the stacks in the corrals, they must be highly productive acres. They have a pretty little home and are apparently surrounded with everything that makes life worth living.

S. BILLUPS has 35 acres close to Lovelock, eight acres of which are in fruit trees. The remaining acres are in alfalfa and Mr. Billups has a model little farm.

JAMES O'NEIL owns 60 acres of alfalfa ground adjoining Lovelock and an 80-acre farm at Rye Patch. He has a dairy and sells his milk to the Lovelock Creamery. He also has a fine flock of chickens and turkeys. He runs about 700 head of stock cattle on his home place and his Rye Patch ranch and on the range. His house near town is surrounded by trees and a garden patch and he is well to do and seemingly prosperous.

COMMISSIONER W. C. RUDELL is the happy possessor of 500 acres close to Lovelock and one of the oldest places in the valley. Three hundred and eighty of them are under cultivation. Three acres are in orchard, 12 acres in potatoes, 40 acres in wheat and five are devoted to the raising of garden truck. The ranch cuts about 1,200 tons of hay but Mr. Ruddell fears that owing to the lack of water his wheat crop this year will not fill and will have to be cut for hay. He dairys 20 cows and disposes of his milk to the creamery. Mr. Ruddell has a fine property and it is a dividend payer. If Lovelock ever becomes much larger the Ruddell Ranch will probably be cut up and surveyed into town lots. If it ever is Mr. Ruddell will realize big money for his holdings, for it is admirable situated to become a valuable addition to the town. I think inside of twenty years, yes, perhaps ten, the Ruddell tract will be absorbed by the growing town on the Big Meadow.

A. BORLAND a few years ago bought of Hon. John O'Kane 240 acres right at the "back door" of Lovelock, on which are splendid buildings and 200 acres under a high state of cultivation. Mr. Borland owns a fine property and one that some day will be immensely valuable and one cannot buy it for a song

Books A. B  
Miscellaneous  
Hulco  
83-84

(Notarial Seal) Notary Public in and for the County of Inyo, State of California.  
My commission expires Dec. 11, 1910.

83

Recorded at request of Wm H. Tibbals Nov 3 1910 at 30 min. past 10 o'clock A.M. File No 24387.

W.S. Bonifield Jr., County Recorder.

NOTICE OF FORFEITURE.

To Charles D. Duncan, otherwise known as C.D. Duncan:

You are hereby notified that I expended one hundred dollars during the year 1908, and one hundred dollars during the year 1909, in labor and improvements upon each of the following mining claims, to wit: Producer No. 1 and Blue Bird, situated in Gold Run Mining District, county of Humboldt, State of Nevada; the location of said mining claims being recorded in the office of the County Recorder of Humboldt county, Nevada, as follows, to wit: Producer No. 1, at page 347 of Book J of Mining Notices, and Blue Bird at page 342 of Book L of Notices, records of Humboldt county, Nevada. Said expenditures and expense were incurred in order to comply with the provisions of Section 2324 of the Revised Statutes of the United States and the amendments thereto, concerning annual labor upon mining claims, being the amounts necessary to hold said mining claims for the period beginning January 1, 1908, ending December 31, 1908, and the period beginning January 1, 1909, and ending December 31, 1909. And if within ninety (90) days after the first publication hereof you fail or refuse to contribute your proportion of such expenditures as co-owner in said mining claims, the sum of sixty-six and 66 2-3 dollars (\$66.66 2-3), which amounts to your one-sixth interest in said mining claims, it will be and become the property of the subscriber under said Section 2324.

Dated June 29, 1910. Walter G. Bridge.

APPIDAVIT OF PUBLICATION

STATE OF NEVADA )  
                  ) as  
County of Humboldt )

R.E. L. Windle being duly sworn deposes and says that he is foreman and publisher of the Humboldt Star, a tri-weekly newspaper, printed and published at Winnemucca, Humboldt County, State of Nevada; that the Notice of Forfeiture a printed copy of which is hereunto annexed and made a part hereof, was published in each issue of said paper for a period of ninety days commencing on the 6th day of July 1910 and ending on the 5th day of October 1910, both days inclusive.

R.E. L. Windle.

Subscribed and sworn to before me this, the 12 day of November 1910  
(Notarial Seal)

W.S. Bonifield Jr.  
Notary Public.

Recorded at request of Joseph H Playter Nov 22 1910 at 10 min. past 9 o'clock A.M.  
File No 24502.

W.S. Bonifield Jr., County Recorder.

KNOW ALL MEN BY THESE PRESENTS: That I, Sophie O'Neal, the party of the first part, for and in consideration of the sum of ten dollars and other valuable considerations, lawful money of the United States of America, to me in hand paid by John R. Taylor, the party of the second part, the receipt whereof is hereby acknowledged, do by these presents, sell and deliver unto the said party of the second part, his executors, administrators and assigns, all cattle (excepting horses) of every nature and description which are branded thus (H), with that certain brand known as the umbrella brand. Also that said umbrella brand and the right to use the same, all being in Humboldt County, Nevada.



# Assessment of Property in Humboldt County, State of Nevada

1880

SECTION OF THE PROPERTY

PROPERTY VALUE

LAND TAXES

1. 1000 ft. x 100 ft. lot  
 2. 1000 ft. x 100 ft. lot  
 3. 1000 ft. x 100 ft. lot  
 4. 1000 ft. x 100 ft. lot  
 5. 1000 ft. x 100 ft. lot  
 6. 1000 ft. x 100 ft. lot  
 7. 1000 ft. x 100 ft. lot  
 8. 1000 ft. x 100 ft. lot  
 9. 1000 ft. x 100 ft. lot  
 10. 1000 ft. x 100 ft. lot

1. 1000 ft. x 100 ft. lot  
 2. 1000 ft. x 100 ft. lot  
 3. 1000 ft. x 100 ft. lot  
 4. 1000 ft. x 100 ft. lot  
 5. 1000 ft. x 100 ft. lot  
 6. 1000 ft. x 100 ft. lot  
 7. 1000 ft. x 100 ft. lot  
 8. 1000 ft. x 100 ft. lot  
 9. 1000 ft. x 100 ft. lot  
 10. 1000 ft. x 100 ft. lot

1. 1000 ft. x 100 ft. lot  
 2. 1000 ft. x 100 ft. lot  
 3. 1000 ft. x 100 ft. lot  
 4. 1000 ft. x 100 ft. lot  
 5. 1000 ft. x 100 ft. lot  
 6. 1000 ft. x 100 ft. lot  
 7. 1000 ft. x 100 ft. lot  
 8. 1000 ft. x 100 ft. lot  
 9. 1000 ft. x 100 ft. lot  
 10. 1000 ft. x 100 ft. lot

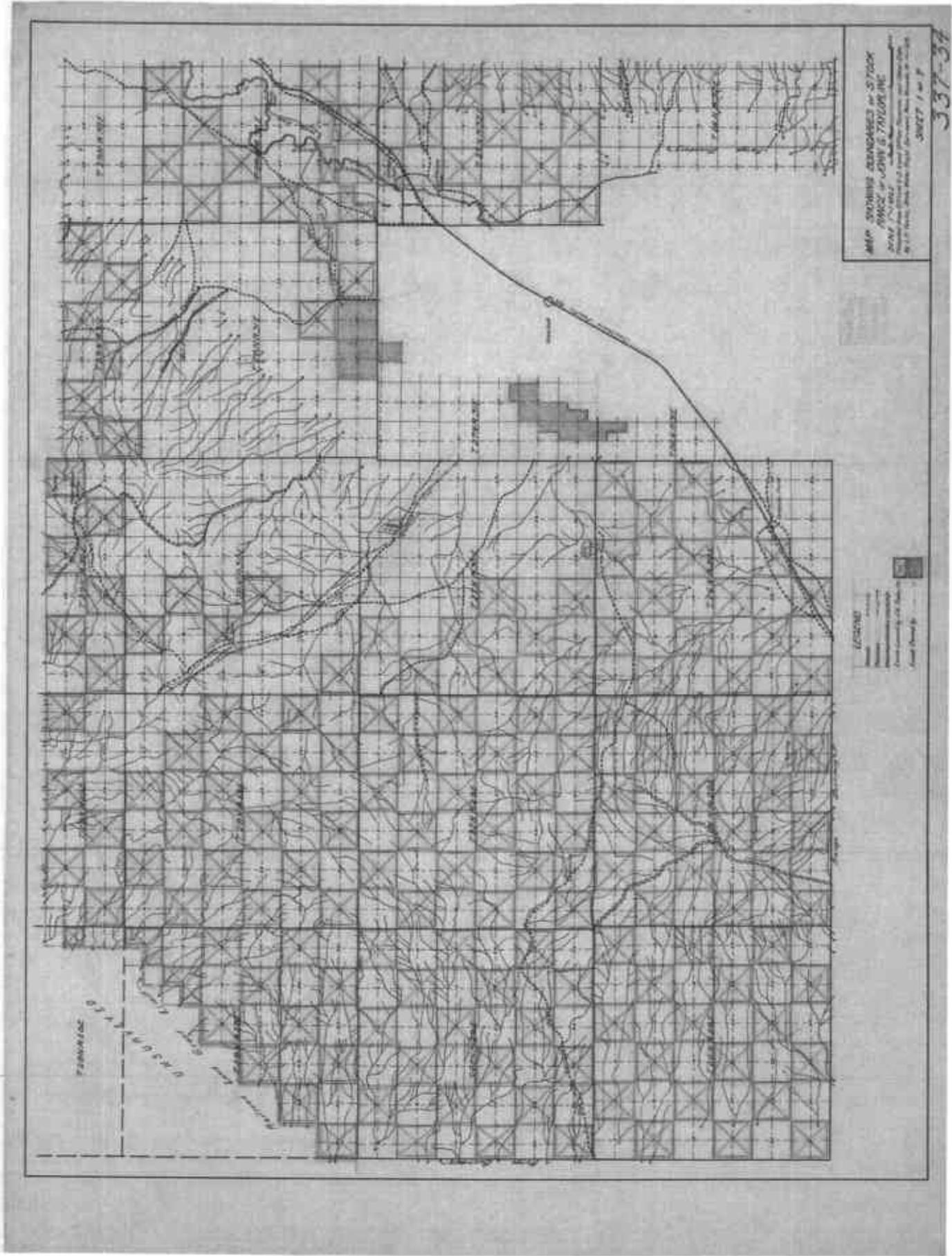
1. 1000 ft. x 100 ft. lot  
 2. 1000 ft. x 100 ft. lot  
 3. 1000 ft. x 100 ft. lot  
 4. 1000 ft. x 100 ft. lot  
 5. 1000 ft. x 100 ft. lot  
 6. 1000 ft. x 100 ft. lot  
 7. 1000 ft. x 100 ft. lot  
 8. 1000 ft. x 100 ft. lot  
 9. 1000 ft. x 100 ft. lot  
 10. 1000 ft. x 100 ft. lot

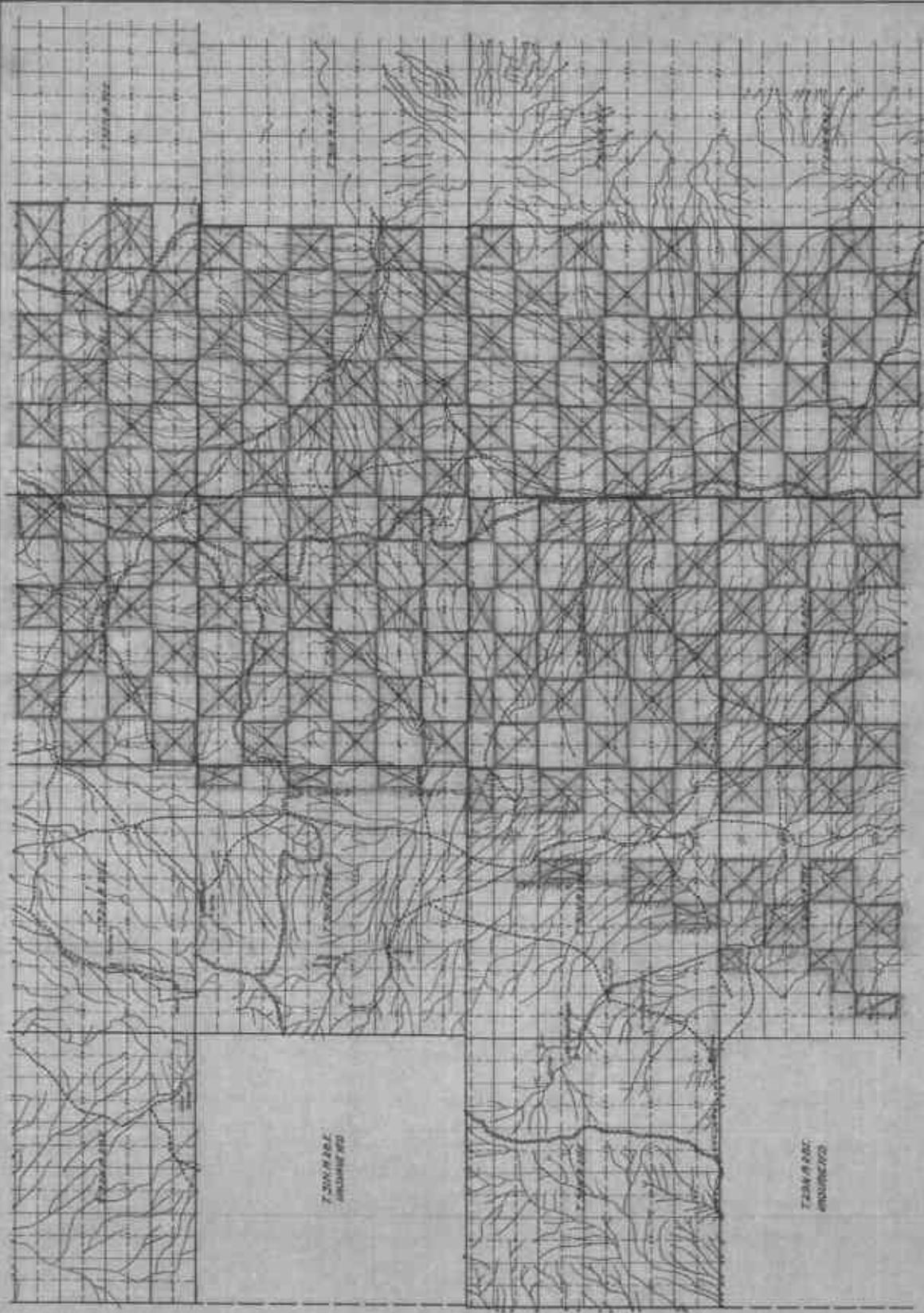
For the Fiscal Year Ending December 31, 1893.

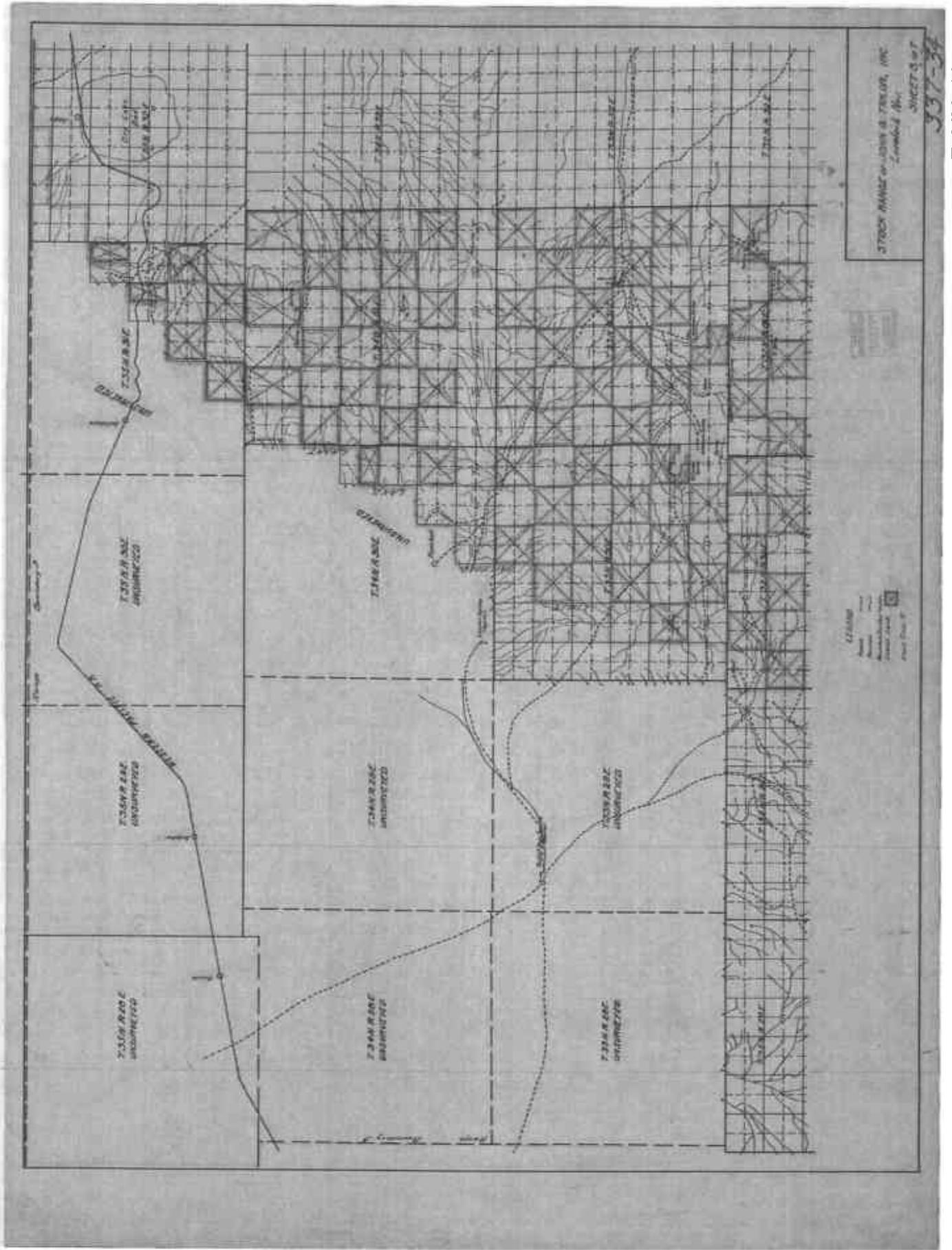
Amount of Assets and Liabilities	Value of Personal Property	TOTAL VALUE	Real Estate	Personal Property	POST-TAX	POST-TAX	POST-TAX	TO MEMORANDA
	1,000	300.00						See 1 <sup>st</sup> Nov 16/90.
	100.00	100.00						See 1 <sup>st</sup> Nov 16/90.
	200.00	200.00						See 1 <sup>st</sup> Nov 16/90.
	20,000.00	20,000.00						See 1 <sup>st</sup> Nov 16/90.

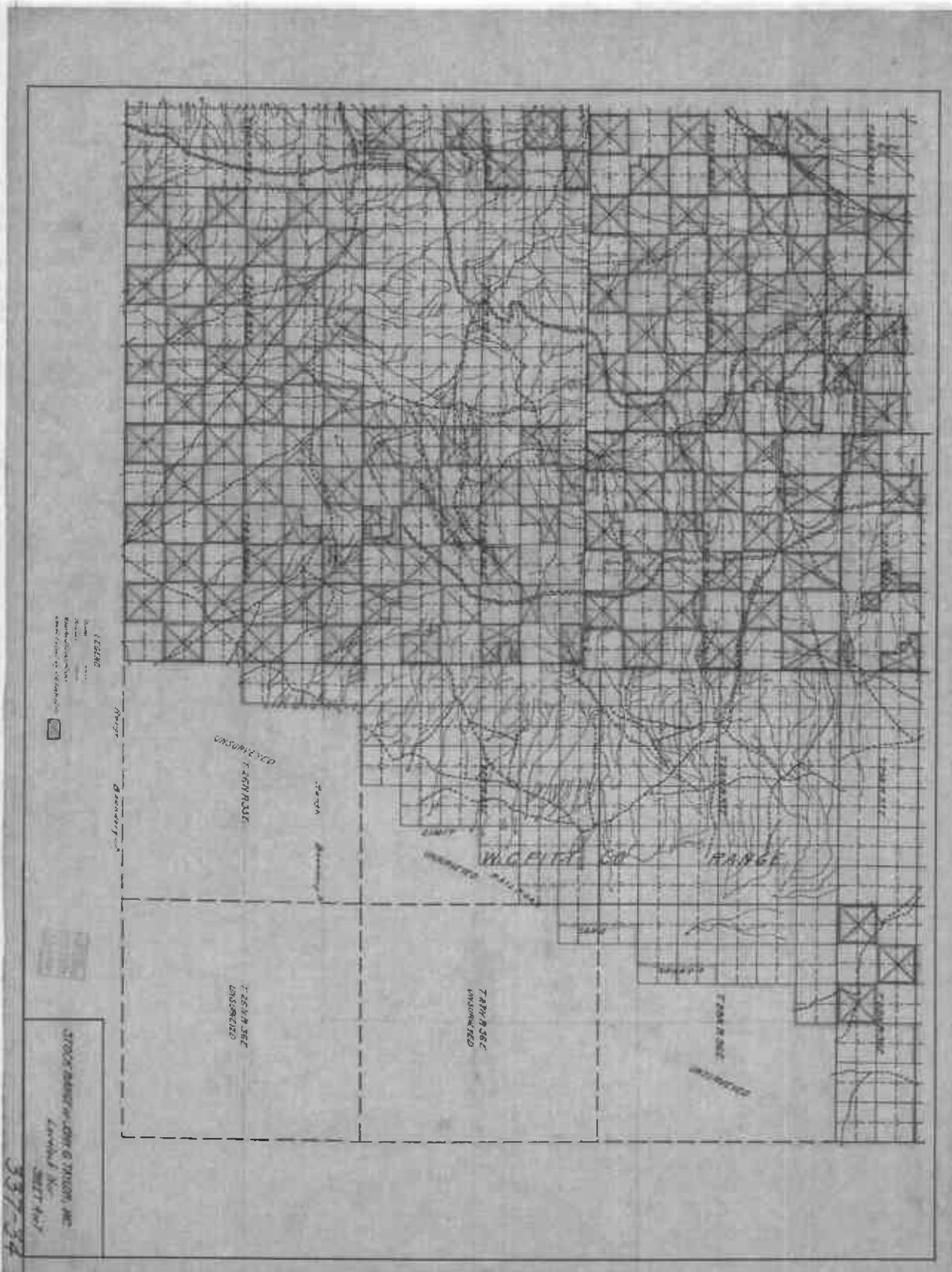


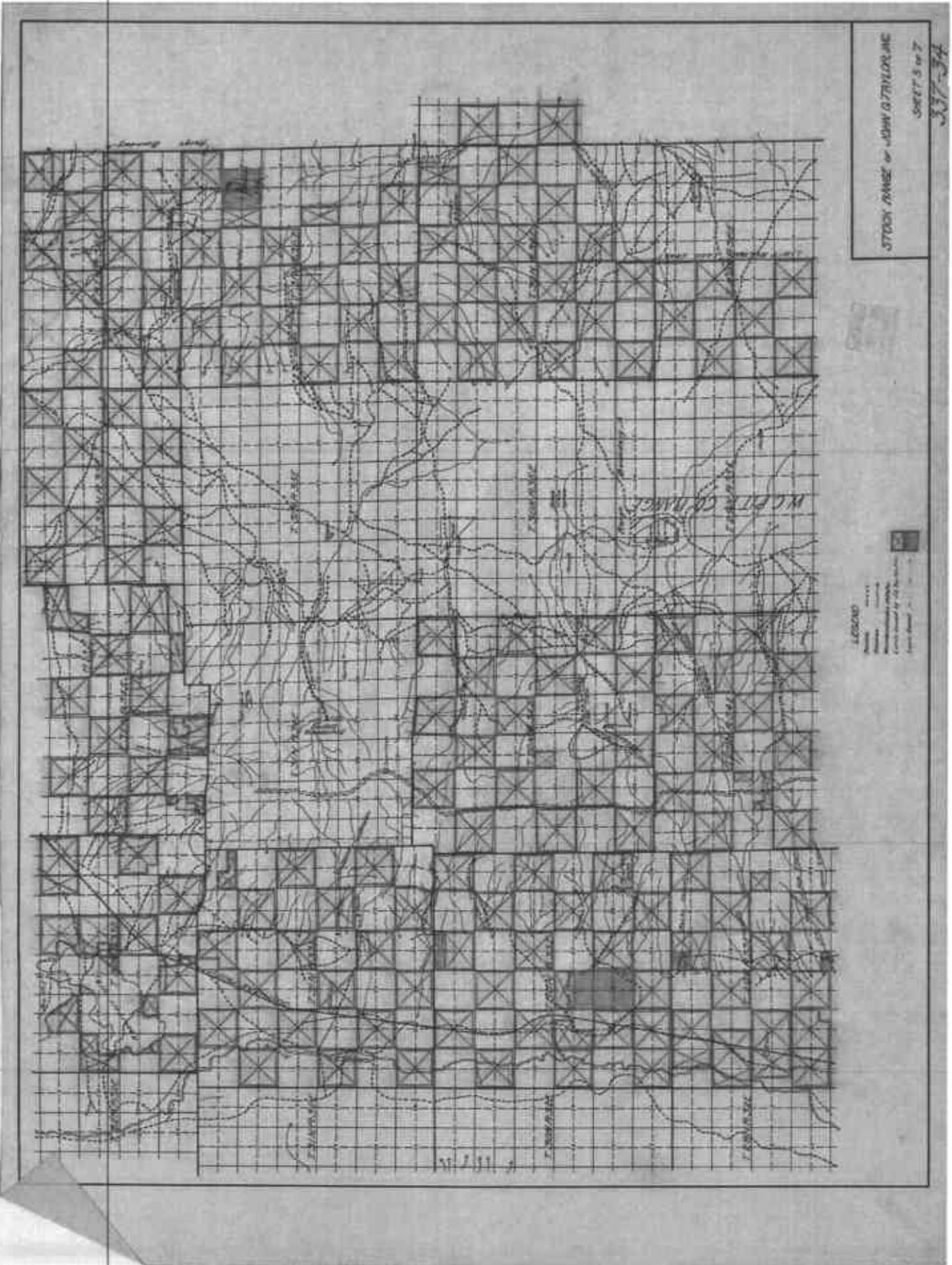


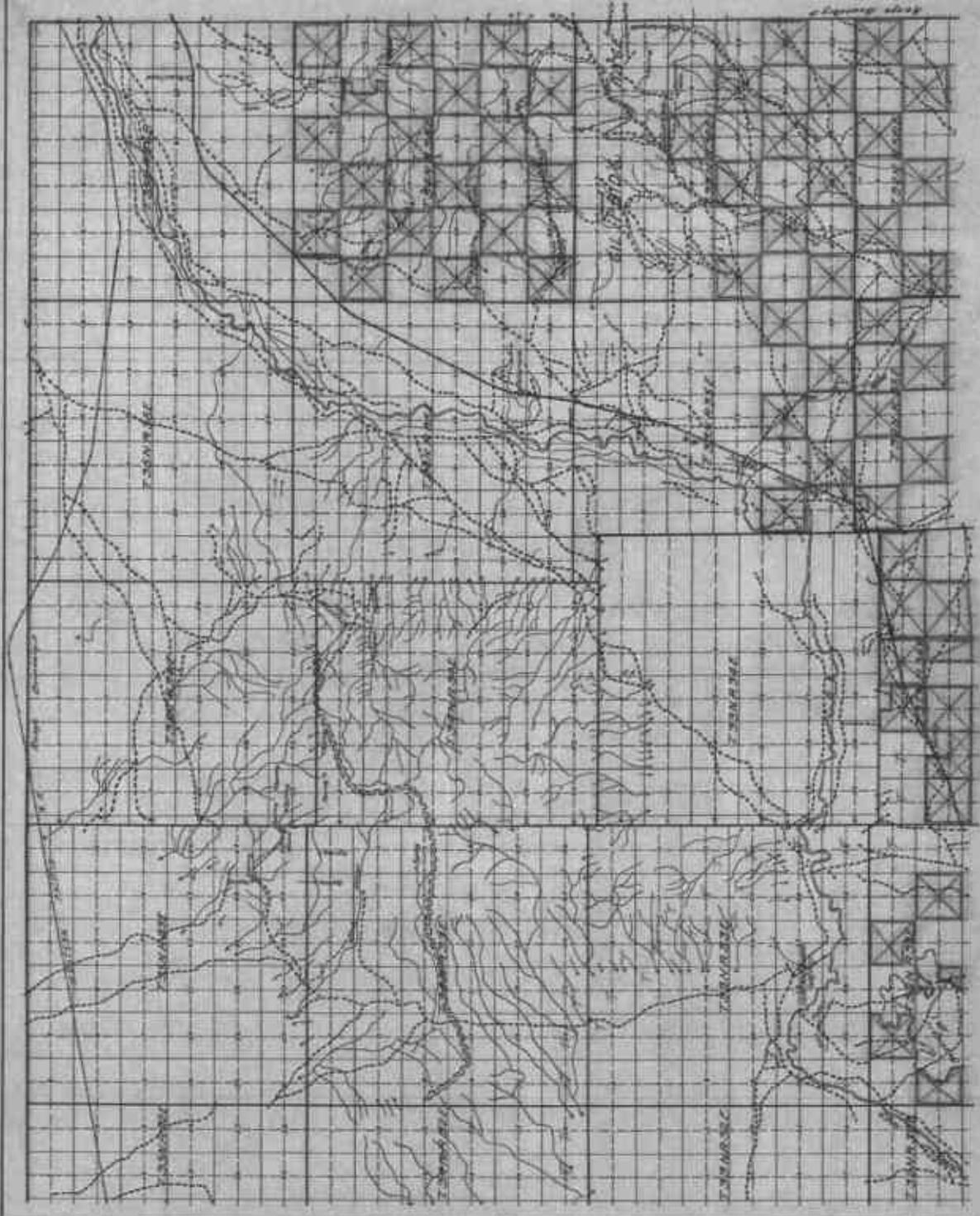








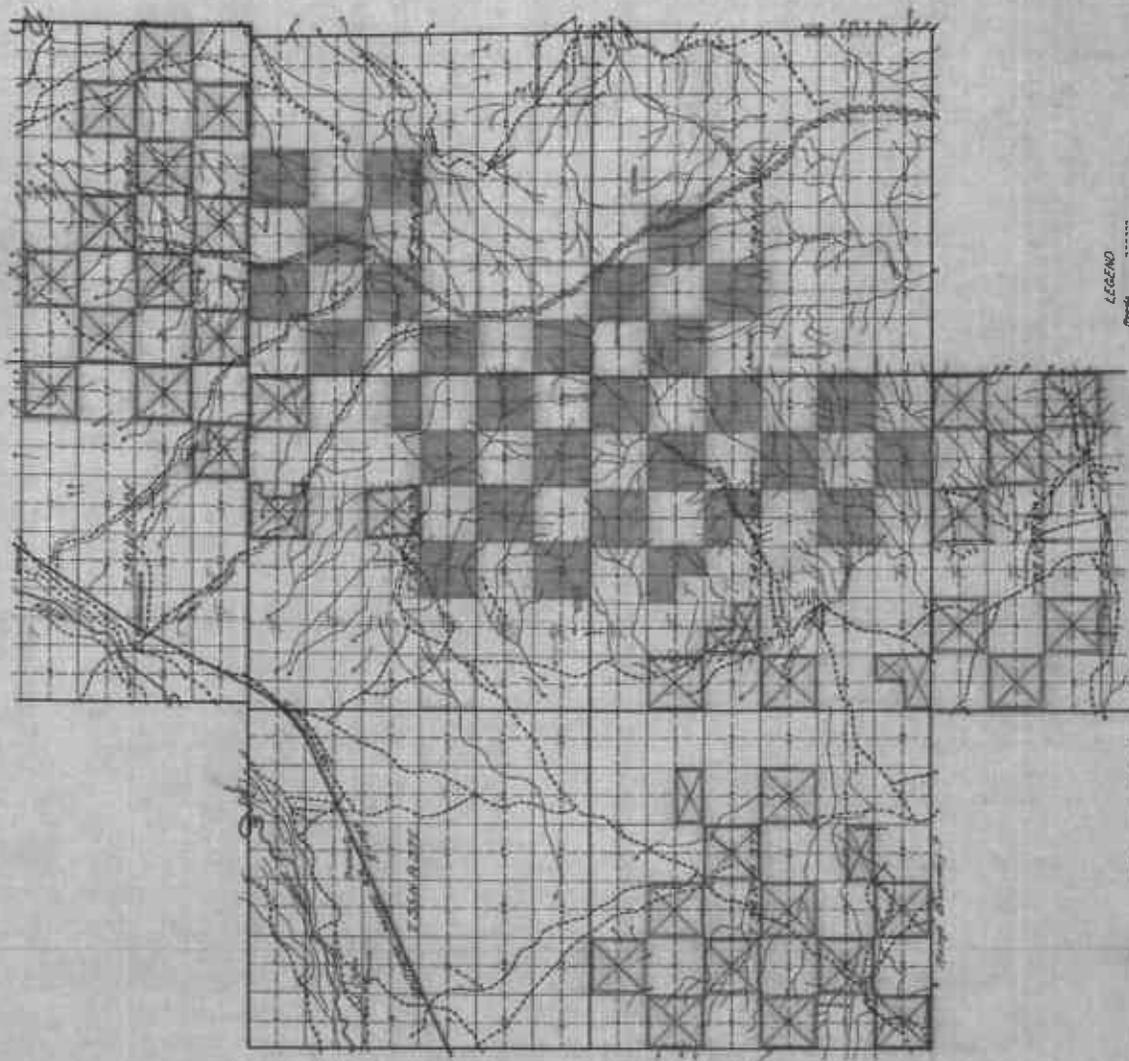




STOCK RANGE of JOHNS G. TAYLOR, INC.  
 Surveyed for  
 SHEETS 6-7

LOCATIONS  
 Roads  
 Railroads  
 Ditches  
 Water Courses

337-34



LEGEND  
 Roads  
 Railroads  
 Municipalities  
 Land owned by U.S. Dept. of  
 Interior  
 State Lands

SIL PINDAS RANGE

STOCK RANGE OF JOHN G. STORCK, INC.  
 Lowell, Nev.

SHEET 7 of 7  
 387-94

# Lovelock Review-Miner

ONLY NEWSPAPER PUBLISHED IN PERSHING COUNTY

DEVOTED EXCLUSIVELY TO THE INTERESTS OF PERSHING COUNTY.  
PUBLISHING OFFICE: LOVELOCK, NEVADA.  
ESTABLISHED 1872.  
PUBLISHED WEEKLY, EXCEPT ON SUNDAYS AND HOLIDAYS.  
Subscription Price: \$1.00 per Annum in Advance.  
Single Copies: 5 Cents.

## Decision s Bartlett Decree On Humboldt River

### BLAD BUCK NEWS FROM ROCHESTER BURNING CAMP

Blad Buck news from Rochester, N.Y., is of interest to Lovelock. The news is that the burning camp at Rochester is still burning. The fire is still burning and the camp is still burning. The fire is still burning and the camp is still burning.

## PETER ORGAN DIES SUDDENLY AT COAST CITY

### Was Former of Pershing County and on Board of Commissioners

Peter Organ, former of Pershing County and on the board of commissioners, died suddenly at Coast City. He was a well-known citizen and a member of the board of commissioners.

## SCHOOL PLAYS FIRST CAGE GAME TONITE

The school plays will be given at the first cage game tonight. The school is very proud of their performance and the community is looking forward to a great evening.

## VICTORY HIGHWAY GARAGE SHOWS NEW FORD V-8

The Victory Highway Garage shows a new Ford V-8. The car is a beautiful example of modern engineering and is available for sale at a special price.

## MANY EVENTS MARK YEAR OF THIRTY FOUR

### Numerous Developments are Outstanding in History of Period

The year 1934 is proving to be a year of many events and developments in the history of Pershing County. Numerous developments are outstanding in the history of the period.

## TELLS BENEFITS FROM DROUGHT RELIEF PROGRAM

### Developments Take in All Parts of Pershing County

As a result of the Drought Relief Program of the Federal Government, developments are taking place in all parts of Pershing County. The program has been very successful in providing relief to the people of the county.

## Government Approves Last Water Cont

## 20-30 CLUB TO AID IN CHOICE OF TEAMS NAME

### Seek New Title for Wearers Of Red and Black Colors

The 20-30 Club is holding a meeting to aid in the choice of a new title for the wearers of red and black colors. The club is very interested in the success of the team and is looking for a name that will represent the club well.

## RED CROSS ROLL CALL RECEIPTS SHOW INCREASE

The Red Cross roll call receipts show an increase in contributions. The community is very generous and is helping to support the Red Cross in its efforts to help the people in need.

## ELLISON H PURCHA BIG P

### Gives Terri Proceed

Ellison H. has purchased a big piece of property. The purchase is a significant one and is expected to have a major impact on the area.

## NEW PIPE LINE IS NOW READY FOR OPERATION

The new pipe line is now ready for operation. The project has been completed successfully and the pipe line is now in use.

## REPORT PLANS TO BUILD MILL AT BROWN PALACE

Plans are being made to build a mill at Brown Palace. The mill is expected to be a major addition to the area and will provide many jobs for the people.

## ROSE ORE FROM ROCHESTER GOES THIRTY DOLLARS

Rose ore from Rochester is selling for thirty dollars. The price is a significant one and is expected to have a major impact on the area.

## To Open Bids for County Indigent Home Matron

Bids are being opened for the county indigent home matron. The position is a very important one and is expected to have a major impact on the area.

## TELEPHONE LINES TO BE IMPROVED

Telephone lines are to be improved. The project is expected to be a major one and will provide many jobs for the people.

## WATER CONSERVATION PROGRAM TO BE STARTED

A water conservation program is to be started. The program is expected to be a major one and will provide many jobs for the people.

## ROAD CONSTRUCTION TO BE ACCELERATED

Road construction is to be accelerated. The project is expected to be a major one and will provide many jobs for the people.

## AGRICULTURE TO BE PROMOTED

Agriculture is to be promoted. The project is expected to be a major one and will provide many jobs for the people.

## WATER CONSERVATION PROGRAM TO BE STARTED

A water conservation program is to be started. The program is expected to be a major one and will provide many jobs for the people.

## WATER CONSERVATION PROGRAM TO BE STARTED

A water conservation program is to be started. The program is expected to be a major one and will provide many jobs for the people.

## WATER CONSERVATION PROGRAM TO BE STARTED

A water conservation program is to be started. The program is expected to be a major one and will provide many jobs for the people.

## WATER CONSERVATION PROGRAM TO BE STARTED

A water conservation program is to be started. The program is expected to be a major one and will provide many jobs for the people.

## WATER CONSERVATION PROGRAM TO BE STARTED

A water conservation program is to be started. The program is expected to be a major one and will provide many jobs for the people.

## WATER CONSERVATION PROGRAM TO BE STARTED

A water conservation program is to be started. The program is expected to be a major one and will provide many jobs for the people.



Chas. J. ...  
of Nevada

Wm. H. ...  
S. J. ...

March 1882  
Saturday 10 am.

... in his number  
... Mr. ... In 1846 I  
... it was left ... and  
... kept out of the am-  
... The agreement was this and  
I said to him at that time  
You appear to be dissatisfied  
probably you would like to  
have something set off to your-  
self to know what you  
are doing or what you  
are making. I ... that  
he would. Robt Reed was  
present at the time. I then  
made this proposition to deft.  
How many horses are there of  
the Grayson Brand? deft. about  
about 60 head all five horses  
or all included. I said to  
I will give you the

2. Band of horses & I will take  
the old stock of horses ~~one~~  
that has belonged to my children  
& family & ~~left~~ we will divide  
the above band of horses  
equally. There were about 25 head  
of broke, saddle horses, & I pro-  
posed to him to divide them  
equally also. ~~He~~ I at that time  
took them all & divided them at that  
time with the exception of a stallion  
horse which we did not divide.  
We had a lot of cattle at the  
time 125 or 130 head, I proposed  
to keep the cattle for myself  
& to pay off some debts we  
owed. I was left because  
I take the lower ranch called  
the Rice place; & I would  
take the upper ranch called  
the Smith place. So all  
these propositions were agreed  
~~to~~ We also agreed at that time  
that at some future time we  
would get the stock <sup>that is all the horses & there</sup> &  
divide it as we had just agreed;  
That ~~was~~ <sup>is</sup> the substance of what  
was spoken by Deft & myself

stallion with them (except a 2 yr old  
stud colt) when we got them. Reed  
never was turned out there at the  
Smith place when we divided  
them. I think in about 3 weeks Reed  
gathered up his & took his herd down  
south to Fencetown Canon & Dr  
George Kyle gathered up ours and  
took them to our lower place &  
corralled them at night. The Geyser  
horses were not down there & never  
run down there unless taken down  
to break - they run in the vicinity of  
the Smith place - the Rice place is  
about 12 or 13 miles from the Smith  
place across a valley - salt marsh  
valley in which stock do not generally  
range except in the winter time. The  
horses would not cross this valley  
in feeding on the range unless they  
had been driven from their ac-  
customed range across this val-  
ley & then they would be apt to  
cross it in going back to their  
accustomed range. I have been  
down there since 1876. Sometimes  
these bands would run together a short  
time - but generally they are kept  
separate. I don't think over

all. In '76 I think he went  
right around my the Funder with  
self-cattle. In '77 I drove  
that Ger man in the ranch  
till Sept - then he helped  
load cattle of self & some  
cows - I had helped take care  
of the cattle before that -  
In '78 - '79 it was about  
the same way. In 1880 Ger  
came out & helped gather up  
the cattle & we drove them  
to town & he had about  
July 4<sup>th</sup> = The last <sup>three</sup> times  
Geo. man there I drove that  
he saw one red horse - that  
thing was George way in the ranch.  
Since '75 self has done no  
work out there with these mines  
- nor furnished me any help, nor  
gave me materials. In the fall of  
'75 self sent out some goats to  
work at the Coal road, I & self  
George & Ger. Lambertson interested  
in it. Self furnished me goats I paid  
him a half for - self never furnished  
any goats to be used in taking  
care of the horses - The  
43 Bow Band are scattered from

Summit Springs to Keeze  
 River & from Antelope to home  
 to Black Rock & Black Canyon  
 & since I presume as done  
 on the old Range at Antelope  
 an thought to Black Rock the  
 Grayson Band are ranging down  
 here on the range near the  
 Smith place & Rice place.  
 The Grayson horses are mostly  
 broke & gentle - the Crow  
 horses are wild. - The Crow  
 horses I do not think are  
 worth more than \$8. <sup>per head</sup>  
 Since the time I have purchased the  
 Smith place - purchased it for Jeff -  
 I purchased & have out there a fall time  
 had him there for three years - but  
 he had one or two of the Crow horses  
 I got - the time to to buy one  
 individual animal. I told Jeff to  
 pay the bill & ones Lawrence & I  
 paid the beef for it - I ones Clay &  
 Kaufman <sup>\$550</sup> & Clay told me how  
 to take Jeff for it & Jeff agreed to pay it  
 & I have never paid it although  
 Kaufman demanded the same  
 bill of me afterwards -

The drive was because I moved the K iron  
and did not want to have my horse branded with  
another iron or marked & then sent him too.  
It was my iron of the drive - Peff had the  
K iron on the hip for his own individual brand  
so I could not brand on the left hip. What  
was with my horse & horses - I think they were fine  
or cut cuts that run right there at home brand  
on left shoulder.

Ed J. W. J.

March 9<sup>th</sup> Cattle. Up to '75 Peff was partner in the cattle  
about 150 head at time of drive. I got an interest in the  
cattle as I got an interest in everything else by a law  
box - my labor did pay for a portion of the cattle - don't know  
what portion my labor paid for. Principal partner was ranging  
about the Smith place up to 1875 & what <sup>was</sup> left of that  
had <sup>been</sup> <sup>run</sup> <sup>around</sup> <sup>the</sup> <sup>Smith</sup> <sup>place</sup> <sup>yet</sup>, In 1875  
at the drive I can't tell about how many were  
owned. In 1875 I lost <sup>an</sup> <sup>interest</sup> <sup>in</sup> <sup>the</sup> <sup>share</sup> of Robt Keen - his  
cattle which we then supposed <sup>was</sup> <sup>all</sup> <sup>about</sup> <sup>200</sup> <sup>head</sup> - all  
these cattle have been divided <sup>into</sup> <sup>principal</sup> <sup>portions</sup> - <sup>in</sup> <sup>'77</sup> <sup>or</sup> <sup>'78</sup> <sup>or</sup> <sup>'79</sup>  
see drives. At the first drive between me & Peff we had  
about 40 odd head a piece beside the calves.  
Next drive there were less. These cattle have  
been ranging about the Smith & Rice place  
& all over the country since - I have not  
these cattle now. I sold all I had about a  
month ago - can't tell how many I had. Some  
fellows hot them <sup>without</sup> <sup>knowing</sup> <sup>how</sup> <sup>many</sup>

69

79 ~~At~~ time of driving between me & Jeff we  
Cattle we then had were bought of Donley. I  
don't know of any of these cattle being left  
but there ought to be some down  
there on the ranch. - I saw none  
this summer. Up to time of the  
driving between me & Jeff I looked  
after the Dinky cattle principally myself -  
Jeff has had charge of them since  
& George Kyle & Billy Kyle looked after  
them after since the division & I also  
helped - there ought to be 3 or 4 of  
the Dinky brand there yet - that is  
I mean there ought to be about 3 or  
4 head of the cattle branded with the C.K.  
iron which was the brand put on  
Jeff's cattle. Each year I branded my  
own cattle up just as closely as I could.  
And the Dinky brand were branded up  
just in close as they come. I  
presume these two <sup>bands</sup> of cattle  
mixed up because they run right  
together & originally were all got  
from Donley & were from the  
same band. The cattle range over  
about the same extent of range as  
the horses & about the same  
range. The two <sup>up ones</sup> under Jeff's sole belong  
to a man by name of Donley & he came to

50  
23

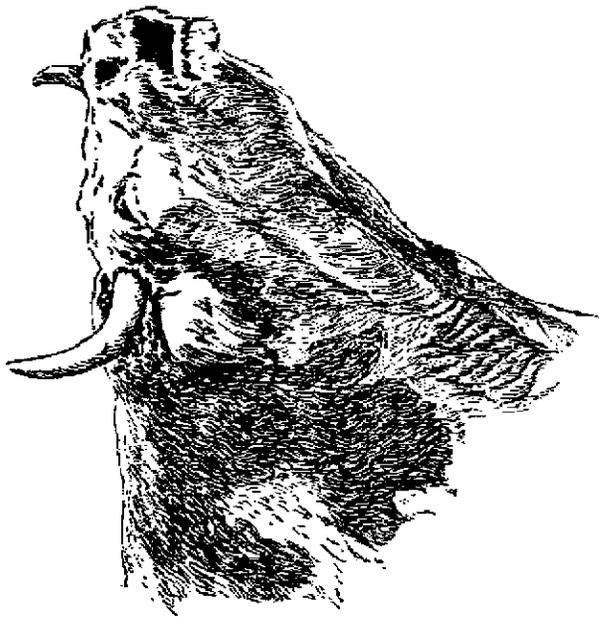
This Instrument made the Seventh day of July in the year of our Lord one thousand eight hundred and Eighty Between C F Moller being Captain of the Firm of Moller and Walker of the County of Humboldt State of Nevada the Party of the first part and P. H. Mearns of the County of Washoe the Party of the second Part Witnesseth that the said Party of the first Part for and in Consideration of the sum of Eight thousand and five hundred Dollars Gold coin of the United States of America to him in hand paid by the said Party of the second Part the receipt whereof is hereby acknowledged as due in these Presents demise release and forever quitclaim unto the said Party of the second Part and to his heirs and assigns all those certain lots Parcel or Parcel of Land situate in the said County of Humboldt State of Nevada and all and singular the water rights Claims and claims and claims thereof and Watering Places and Orchards thereon for the benefit of said first Party known and described as "Lot and Tract of land in the County of Humboldt and also other ground hereon sell and convey all right title and interest of the said Moller and Walker in and to these certain Cattle Brand called "S. H." in the right hip and under over half crop in left ear and under slope and lit on the right ear and also all Horses and Mules Banded "S. H." on right shoulder and the said Brands and Banding same of record in the Office of Recorder of Humboldt County and all said Personal being situate in said County together with all and singular the

Tenements hereditaments and appurtenances  
 whatsoever belonging or in anywise appertaining to  
 the premises and premises hereunto and hereunto  
 doers issues and Profits thereof to have and to  
 hold all and singular the said Premises together  
 with the appurtenances unto the said Party of the  
 second Part and to his heirs and assigns forever  
 Do Witness Whereof the said Party of the first  
 Part has hereunto set his hand and seal the  
 day and year first above written  
 Signed sealed and  
 delivered in the presence of  
 W. M. F. [unclear] } C. F. Moller (Seal)

State of Nevada } ss  
 County of Washoe }

Case this 26<sup>th</sup> day of July 1880  
 before me W. M. F. [unclear] Justice of the Peace in  
 and for said Washoe County Personally appeared  
 C. F. Moller Personally known to me to be the  
 Individual described in and who executed  
 the aforesaid Instrument who duly acknowledged  
 to me that he executed the same freely and  
 voluntarily and in the presence of Prof. [unclear]  
 [unclear] mentioned witnesses my hand and Seal  
 do at Reno in said County the day and  
 year in this Certificate first above written  
 W. M. F. [unclear] Justice of the Peace

Recorded at the request of P. N. Moller  
 Aug 2 A. D. 1880 at 30 minutes Past 8 A. M.  
 J. J. [unclear] County Recorder



# ON THE HIGGINS IN NEWARK

VELMA STEVENS TRUETT

Gelirett-Truett-Itali  
Los Angeles  
1950

ON THE HOOF IN NEVADA

 Earmarks '15 '40-'49 C: LH  
 Brsk. wtlc. '07  
 C: LH Brsk. dlp. '32  
 C: LH Bell wtlc. '36  
 C: LH Brsk. dlp. '41  
 Peter Garat (Whiterock) R '05  
 Tr. to: John C. Taylor (Lovelock)  
 Tr. to: W. J. Tubin, Receiver, Reno Nat'l Bank (Reno) '36  
 Tr. to: Pacific States Savings & Loan Co. (San Francisco, Cal.) '36  
 (Later address: Elko) Active

 SL  
 Earmarks '34-'49 C: RR H: LT '34  
 Smith Creek Livestock Co. (Elko) R '34  
 Active

 I  
 Earmarks '73 C: LH '73  
 C: L of RH  
 H: LT, in inverted position '85  
 E. & R. Bailey (Eureka) R '73 '85  
   
 Earmarks '20-'26 C: RH '20  
 J. E. Pyherhalt (McGill) ER '20  
 Lost '26

   
 Earmarks '37-'49 C: RH H: RT '37  
 Lester Seitzinc (Mason) R '37  
 Active

 SM  
 Earmarks '16-'49 C & H: RH '16  
 C: LH '20  
 M. Sorani & C. Benetti (Yerington) R '16  
 Wm. Sattelmeyer (Gardnerville) R '20  
 Tr. to: Marie Sattelmeyer (Gardnerville) '36  
 Tr. to: F. H. Sattelmeyer (Gardnerville) '36  
 Active

 SM  
 Earmarks '38-'49 C: RH H: RT '38  
 Sam Melche (Lovelock) R '38  
 Active

 SN  
 Earmarks '84 C: RH '84  
 Marker Bros. (Lovelock) '85

 SN  
 Earmarks '78 '20-'49 C: LH  
 H: LT '78  
 C: LH Dbl. brsk. dlp. H: LT '20  
 Sol Noel (Dayton) R '78  
 Tr. to: W. M. Penrose (Wabuska) R '20  
 Active

 SN  
 Earmarks '74 C: RH '74  
 Chas. Moeller (Winchucca) R '74

SM

T





THE STATE OF NEVADA

0738

PROOF OF THE APPROPRIATION OF WATER.

State your name *Peter N. Marker.*

1. Q. Postoffice.  
A. *Lovelocks*

2. Q. State the use to which the water has been applied.  
A. *Watering Stock.*

3. Q. State the means of diversion employed.  
A. *Pipes, Troughs, Open Cuts etc.*

4. Q. If through a ditch state its name.  
A. *No Ditch*

5. Q. (a) State date of survey of the ditch or other distributing works through which the water claimed is diverted. (b) The date when the construction of such ditch was begun and when completed.

A. (a) \_\_\_\_\_

(b) \_\_\_\_\_

6. Q. If any enlargements were made state the date when begun and the date when completed.

A. \_\_\_\_\_

7. Q. State dimensions of the ditch as originally constructed, and as enlarged.

A. \_\_\_\_\_

8. Q. State the name of person, association of persons or corporation who built the ditch or canal, and the name or names of its present owners.

A. *Peter N. Marker Sole Owner  
of the Springs mentioned herein*

9. Q. State the nature of your title to the land for which an appropriation is claimed, and if not owned by you give the name of the owner and the nature of the possessory right which you exercise.

A. \_\_\_\_\_

State the year when water was first used for irrigation or other beneficial purposes, and by for irrigation, give the number of acres watered the first year, with the legal subdivisions on ter was used, and as near as may be the acres irrigated in each legal subdivision

*Springs enlarged, + used for  
stock purposes. Developed + improved  
about 1875*

11. Q. State the number of acres watered each subsequent year, and give the legal subdivisions in which the water was used, and as near as may be the acres irrigated in each legal subdivision.

A. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

12. Q. If water is claimed for irrigation, give the legal subdivisions of land owned or controlled by you for which an appropriation is claimed.

A. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

13. Q. State the acreage said ditch is capable of watering, give the legal subdivisions of land which it can be made to irrigate, and state who owns said land.

A. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

14. Q. State the character of the soil and the kind of crops cultivated.

A. \_\_\_\_\_  
\_\_\_\_\_

15. Q. Are you an owner in said ditch? If so state your proportionate interest therein.

A. \_\_\_\_\_

16. Q. The plat prepared by the State Engineer is hereby accepted as showing correctly the location of the \_\_\_\_\_ Ditch and the land which can be irrigated therefrom.

A. \_\_\_\_\_

17. Q. When does your irrigation season begin and when does it end?

A. \_\_\_\_\_

18. Q. If water is used for other purposes than irrigation, state the nature of such use, the time when such use began, and how much water is required for such purpose.

A. Water used for stock purposes only.

19. Q. During what months is the water used?

A. The whole year.

20. Q. Have you had sufficient water each year since the use for which an appropriation is claimed began? If not, state the years of scarcity, the months when the supply was insufficient, and the reason of such scarcity.

A. Water is usually very scarce every year during July - Aug & Sept.

Signed:

*D.A. Marker*

, Nevada,

, 19

Sworn to and subscribed before me at

*Lovelock*, this *16<sup>th</sup>*

day of

*April*

19

*M.R. Pitto*

, Notary Public.

Remarks:

0738

**PROOF OF APPROPRIATION**

Date of Appropriation

**PRIORITIES**

GENERAL STREAM

NAME OF STREAM

TRIBUTARY OF

NAME OF CLAIMANT

*Pat Manker*

Filed in this office this

day of 19

State Engineer

ORIGINAL  
APPLICATION FOR PERMIT

Serial No. 2592

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office, DEC 29 1912  
Returned to applicant for correction, JAN - 7 1913 ✓  
Corrected application filed \_\_\_\_\_

The undersigned John G. Taylor and W.C. Noteware,  
Name of applicant.  
of Lovelock, County of Humboldt  
State of Nevada; hereby make B application for  
permission to appropriate the public waters of the State of Nevada;  
as hereinafter stated. (If applicant is a corporation give date and  
place of incorporation.) \_\_\_\_\_

1. The source of the proposed appropriation is Black Knob  
Name of stream, lake, or other source.  
Springs.
2. The amount of water applied for is Two second-feet.  
One second-foot equals 10 miners' inches.
3. The water to be used for Irrigation and stock and domestic  
irrigation, power, mining, manufacturing, domestic, or other use.  
purposes.
4. The water is to be diverted from its source at the following  
point: At or near the South-east corner of Northwest quarter of  
Describe as being within a definite subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land it should be so stated.  
of Southeast quarter, Section 31 Tp. 28 N.R. 34 E.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is One Hundred and Sixty
- (b) Description of land to be irrigated Southeast quarter of  
Describe by legal subdivision, or if on unsurveyed land it  
Section 31 Tp. 28 N.R. 34 E., M.D.B. & K.  
should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

- (c) Irrigation will begin about May 1st and end about  
Month  
October 1st, of each year.  
Month

IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE  
FOLLOWING INFORMATION:

- (d) Power to be developed is \_\_\_\_\_ horse power.
- (e) Works to be located \_\_\_\_\_  
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section corner.
- (f) Point of return of water to stream \_\_\_\_\_  
Describe in same manner as point of diversion.
- (g) Remarks \_\_\_\_\_

DESCRIPTION OF PROPOSED WORKS

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water is to be stored in reservoirs it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works \_\_\_\_\_

6. Estimated time required to construct works \_\_\_\_\_

7. Remarks \_\_\_\_\_

For use of applicant.

JOHN G. TAYLOR and W.C. NOTEWARE, Applicants.

By \_\_\_\_\_

Compared *P.A.M. Kearney*

This sheet inspected \_\_\_\_\_

Engineer.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed \_\_\_\_\_ cubic feet per second.

Actual construction work shall begin on or before \_\_\_\_\_

Proof of commencement of work shall be filed before \_\_\_\_\_

Work must be prosecuted with reasonable diligence and be completed on or before \_\_\_\_\_

Application of water to beneficial use shall be made on or before \_\_\_\_\_

Proof of the application of water to beneficial use must be filed with the State Engineer on or before \_\_\_\_\_

WITNESS MY HAND AND SEAL this \_\_\_\_\_ day of \_\_\_\_\_

Classified *Aug 22 1914* because of failure to be corrected in time within the prescribed time.

W. M. KEARNEY

*W.M. Kearney* State Engineer.

State Engineer.

EX 27  
Kernal

This Indenture, made the Third day of July, in the year of our Lord, one thousand eight hundred and eighty three, Between Robert H. Hope, of Limerick Canon, Humboldt Co. Nevada, the party of the first part, and John Mc Carthy, of same Canon, County and State, the party of the second part, Witnesseth, that the said party of the first part, for and in consideration of the sum of One Hundred and Three dollars, coin of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained sold and conveyed, and by these presents does grant, bargain sell and convey unto the said party of the second part, and to his heirs and assigns forever, all his right, title and interest in and to the following land, Eighty acres situate and being the west half of the southwest quarter of section ten, township number twenty eight, range thirty-two, and it is further stipulated, that the party of the first part, will transfer the patents of said land as soon as he receives it from the State of Nevada, to the said party of the second party.

Together with all and singular the tenements, hereditaments and appurtenances therunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders rents, issues and profits thereof.

To have and to hold all and singular the said premises together with the appurtenances, unto the said party of the second part, and to his heirs and assigns forever

In witness whereof the said party of the first part has hereunto set his hand and seal the day and year first above written  
 Signed, sealed and delivered in the presence of }  
 Walter Schmidt & John Bennett } Robert H. Hope (seal)

State of Nevada, }  
 County of Humboldt, } ss. On this first day of August, A.D. 1883, before me, G. S. Osborn, a Justice of the Peace in and for said Humboldt County, personally appeared Robert H. Hope, personally known to me to be the person described in and who executed the annexed instrument, and who duly acknowledged to me that he executed the same freely and voluntarily and for the uses and purposes therein mentioned. In witness whereof I have hereunto set my hand the day and year in this certificate first above written.

G. S. Osborn, Justice of the Peace in and for Union Township, Humboldt County, Nevada  
 Filed for record at request of R. Hope, Aug. 1st, 1883, at 9 o'clock P. M.

J. J. Hill,  
 County Recorder.

312  
L  
5

8/3/18. Blount 8/17-18/18. St. Michel 9/21-16/16. Argonne 9/24 18 to 10/2/18.

Knowledge of any vocation: Sea Service Man.

Wounds received in service: Wounded by piece of Shrapnel 10/2/18.

Physical condition when discharged: Good APPROX.

Typhoid Prophylaxis completed Dec. 10, 1917.

Paratyphoid prophylaxis completed Dec. 10, 1917.

Married or single: Single

Character: Very Good

Remarks: So A. W. O. L. under U. O. 31 Entitled to travel pay Co. C. 30th In- 1918 or U. O. 45, 1934.

11/29/17 to 1/1/18. Co. C. 30th Infr (1st Cav) 1/11/18 to 2/20/19. Awarded

Tric-de-Guerre No. 19, 1920. at Chaumont, France.

Trans. to Camp Keary, Calif. for Disch. fr. Camp Keerick, Co. C. 2/20/19

Signature of soldier: Emil T. Wardlaw

TRANSPORTATION ISSUED: Salvr. Jerry.

A. T. & S.P. NV. Captain Cavalry.

CAMP KEARY Commanding 31 Prov. Co.

PAR-7 19 Demobilization Camp

CAMP KEARY -----

\*Give company and regiment or corps or department, with inclusive dates of service in each enlistment. Give date of qualification or rating and number, date, and course of prior enlistment, etc.

Recorded at request of Emil T. Wardlaw at 30 Min. past 10 o'clock A. M. July 29, A. I. 1919 in Book #1 pages 12 & 13 of LIND & MICHILLAN CO. Ill. # 241. C. I. Young, Recorder.

18

A. M. STEWART  
Plaintiff

vs

FRANK HARRIS & A. A. SMITH  
Defendants

LIS PENDING

NOTICE OF PENDENCY OF ACTION

Recorded at request of R. M. Hardy August 1st A.D. 1919 at five minutes past four o'clock P.M. in BOOK 1 page 69 of DEEDS. File #261 (Deeds #26)

19. BILL OF SALE

KNOW ALL MEN BY THESE PRESENTS: That <sup>Harry</sup> J. J. McCarthy, and ~~McCarthy~~ McCarthy, the first parties, for and in consideration of the sum of Sixty Dollars, lawful money of the United States, to them in hand paid by ANDREW HANSEN, the second party, the receipt whereof is hereby acknowledged, ~~xxx~~ have sold, assigned, transferred and set over, and do hereby SELL, ASSIGN, TRANSFER AND SET OVER unto the said second party, and to his heirs, executors, administrators and assigns, One Bay Horse, with white star in forehead, named Star, and the right to use and all rights to that certain brand heretofore used by the first parties, to-wit: JB; AND ALSO all of the rights, title and interest of the first parties in and to a certain quarter's right, consisting of about seven and one-half ( $7\frac{1}{2}$ ) acres of cultivated land in Limerick Canyon, Humboldt County, Nevada, TOGETHER with those certain water rights represented by Proofs of Appropriation of Water, filed in the Office of the State Engineer of the State of Nevada and bearing numbers 01281 and 01287, and Certificate Number 168 heretofore issued on No 01281, AND ALSO all range rights of the first parties and grazing rights in and about Limerick Canyon and Sacramento Canyon and elsewhere in Humboldt County, Nevada, including the winter range about Ormsa, Nevada.

Handwritten notes: "Handwritten in the PE"

IT BEING EXPRESSLY UNDERSTOOD that this sale of the squatter's rights and the water rights is subject to any rights heretofore conveyed by the first parties to one Phillips and others and to any rights that may be asserted by them.

IN WITNESS WHEREOF, the first parties have hereunto set their hands, the fifth day of October, 1918.

J. J. McCarthy

Mary McCarthy

STATE OF NEVADA } ss  
COUNTY OF HUMBOLDT }

On this 5th day of October, 1918, before me, R. M. Hardy, a Notary Public in and for the County of Humboldt, State of Nevada, personally appeared J. J. McCARTHY and MARY McCARTHY, to me known to be the persons described in and who executed the foregoing instrument, and they duly and severally acknowledged to me that they executed the same freely and voluntarily and for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal, the day and year in this certificate first above written.

(SEAL  
SEE)

R. M. Hardy  
Notary Public,  
Humboldt County, Nevada

Recorded at request of Andrew Zaneon August 7, 1919, A.D. at ten minutes past three o'clock P.M. in Issues and Miscellaneous, Pages 13 and 14 of BOOK 1. File #273.  
C. L. Young, Recorder.

NO.

PLAT  
of the  
SECOND MARKER ADDITION  
to the Town  
LOVELOCK  
FERNSHAW COUNTY  
NEVADA

Being a portion of the N.E. 1/4 of S.E. 1/4, Sec. 27, T.27 N., R. 31 E. of N.D.M.  
Scale 60' = 1"

I do hereby certify that this plat is a true and correct plat of the Second Marker Addition to the town of Lovelock, Fernshaw County, Nevada, as surveyed by

me.  
WITNESS my hand this 15 day of July, A.D. 1919.

John A. Runner

I hereby attest the above signature.

V. A. TRICE

STATE OF NEVADA } ss  
County of Fernshaw }

On this 15 day of July, A.D. 1919, before me, V. A. TRICE a Notary Public in and for said County of Fernshaw, personally appeared John A. Runner, personally known to me to be the person described in, and who executed the annexed instrument. He acknowledged to me that he executed the same freely and voluntarily, and for the use and purpose therein mentioned.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

(SEAL  
V. A. TRICE)

V. A. TRICE  
Notary Public in and for Fernshaw County,  
Nevada.

My commission expires April 30-1922

Bk 1  
Deeds

Attest:  
R. J. Biernon  
Secretary  
LOVELOCK MERCANTILE BANKING COMPANY  
By W. C. Pitt President

STATE OF NEVADA,  
County of Humboldt } ss.  
Perusing }

On this 16th day of November A. D. one thousand nine hundred and nineteen  
personally appeared before me Booth B. Goodman a Notary Public in and for Humboldt  
County W. C. PITT

known to me to be the President of the corporation that  
executed the foregoing instrument, and upon oath, did depose  
that he is the officer of said corporation as above designated;  
that he is acquainted with the seal of said corporation and that  
the seal affixed to said instrument is the corporate seal of said  
corporation; that the signatures to said instrument were made by  
officers of said corporation as indicated after said signatures;  
and that the said corporation executed the said instrument freely  
and voluntarily and for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have heretofore set my hand and  
affixed my Official Seal at my office of Lovelock, County of  
Humboldt, the day and year in this certificate first above  
written.

BOOTH B. GOODMAN  
Notary Public in and for the County  
of Humboldt, State of Nevada.

(SPAL-280)

Recorded at request of LOVELOCK MERCANTILE BANKING COMPANY, November 20th, 1919,  
at 10 minutes past 11 o'clock A. M. in BOOK #1 pages 130 and 131 OF DEEDS. File  
#28. D. L. Young - Recorder

12A.

D E E D

THIS INSTRUMENT, Made the seventeenth day of November, 1919, by and be-  
tween NICHARD SEFOTE and HOLLIE SCHOLTE, his wife, the first parties, and E. T.  
SALINAS, the second party.

WITNESSETH: That for and in consideration of the sum of One Dollar,  
lawful money of the United States, and of other good and valuable considerations,  
by the second party to the first parties in hand paid and received, the receipt  
whereof is hereby acknowledged, the first parties hereby GRANT, BARCAIN AND SELL  
unto the second party, and to his heirs, executors, administrators and assigns,  
all of his right, title and interest in and to the following described land,  
situated in the County of Pershing, State of Nevada, described as follows, to-wit:  
The West One-half (1/2) of the South-west One-quarter (S.W. 1/4) of Section Ten (10),  
Township Twenty-eight (28) North, Range Thirty-two (32) East, Mount Diablo Base  
and Meridian.

TOGETHER with all and singular the buildings, improvements, lands,  
tenements and hereditaments, and the appurtenances thereunto belonging or appertain-  
ing or therewith usually had and enjoyed, and the reversions and remainders,  
rents, issues and profits thereof, and all machinery, live stock and other personal  
property used in connection with said property.

TO HAVE AND TO HOLD the same, together with the appurtenances, unto the  
said second party and to his heirs, executors, administrators and assigns, FOREVER.

B21  
Bleach  
PE

132  
32

IT IS BEING INTENDED hereby to convey to the second party all the right, title and interest acquired by the first parties in and to said premises by that certain indenture dated October 15th, 1918, made by J. J. McCarthy and Mrs. Mary McCarthy to Richard Scholtz, recorded in the Office of the County Recorder of Humboldt County, Nevada, in Book 83 of Deeds at page 239, one of the first parties hereto being the RICHARD SCHOLTZ mentioned in said indenture.

IN WITNESS WHEREOF, the first parties have hereto set their hands the day and year first above written.

Richard Scholtz  
Mollie Scholtz

507  
Rev.  
Stamp  
attached  
and can-  
celed.

STATE OF NEVADA }  
COUNTY OF FERESHING } SS

On this 17th day of November, 1919, before me, R. M. HARDY, a Notary Public in and for the County of Humboldt, State of Nevada, acting in Fereshing County, personally appeared RICHARD SCHOLTZ and MOLLIE SCHOLTZ, his wife, to me known to be the persons described in and who executed the foregoing and annexed instrument, and they duly and severally acknowledged to me that they executed the same freely and voluntarily and for the uses and purposes therein mentioned.

And the said Mollie Scholtz, being examined by me separate and apart from her husband, and without his hearing, and being by me made acquainted with the contents and effect of said instrument, duly acknowledged to me that she executed the same freely and voluntarily and without any undue influence or coercion on the part of her husband.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal, the day and year in this certificate first above written.

R. M. HARDY  
Notary Public,  
Humboldt County,  
Nevada.

(SEAL-REM) Acting in Fereshing County.

Recorded at request of R. M. HARDY, November 20th, 1919, at 31 Min. past 4 o'clock P. M. in BOOK 81 page 131 of DEED. File #928. W. L. Young - Recorder

123. DEED  
THIS INDENTURE, made this 13th day of October, A. D. nineteen hundred and nineteen, between L. C. Johnson and S. D. Baldwin of Winnemucca, Humboldt County, State of Nevada, the parties of the first part and Owen W. Jones of Chicago, Illinois party of the second part, WITNESSETH:  
That the said parties of the first part, in consideration of the sum of Ten (10) Dollars, gold coin of the United States of America to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do by these presents, demise, release and forever quit claim unto the said party of the second part, his heirs and assigns, all and singular those certain lode mining claims situated in the Sierra Mining District, Fereshing County, State of Nevada, and more particularly described as follows, to wit: Those certain lode mining claims located, known and called the CHLORIDE, CHLORIDE NO. 1, CHLORIDE NO. 2, CHLORIDE NO. 3, CHLORIDE NO. 4 Mining claims, consisting of one group of

Bk  
53 Deeds

THIS INSTRUMENT, Made this sixteenth day of October, 1918, by and between JOSE Mc CARTHY, resident of the County of Humboldt, State of Nevada, the party of the first part, and RICHARD SCHOLES, resident of the same place, the party of the second part,

WITNESSETH: That the said party of the first part, for and in consideration of the sum of Ten (\$10.00) Dollars, gold coin, and other <sup>good and</sup> valuable considerations to him paid by the said party of the second part, the receipt whereof is hereby acknowledged, does by these presents hereby grant, bargain and sell and convey unto the said party of the second part, and to his heirs and assigns forever, all his right, title and interest in and to the following described land, situated in the County of Humboldt, State of Nevada, to-wit: The West one-half (1/2) of the South-West quarter (S.W. 1/4) of Section Ten (10), Township Twenty-eight (28) North, Range Thirty-two East, M.D.B. & M.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining, and the severaion and reversions, remainder and remainders rents, issues and profits thereof,

TO HAVE AND TO HOLD, all and singular the said premises together with the appurtenances unto the said party of the second part and to his heirs and assigns forever.

IN WITNESS WHEREOF the party of the first part has hereunto set his hand the day and year first above written.

(Executed and Delivered in the Presence of)  
J.W.Kromer

J.J. McCarthy  
Mrs Mary O. Carthy

STATE OF NEVADA )  
COUNTY OF HUMBOLDT ) SS.

On this 16th day of October, 1918, personally appeared before me J.W.KROMER, a Justice of the peace in and for Lake Township, Humboldt County, Nevada, JOSE McCarthy, known to me to be the same person described in and who executed the foregoing instrument, who acknowledged to me that he executed the same freely and voluntarily and for the uses and purposes therein mentioned

IN WITNESS WHEREOF I have hereunto set my hand the day and year in this certificate first above written.

J.W.Kromer  
Justice of the Peace

Recorded at request of J.W.Kromer Dec. 20, 1918 at 40 min past 9 o'clock A.M. File No. 43366.

*J. Hermann* COUNTY RECORDER.

\*\*\*\*\*

~~THIS INSTRUMENT, Made this eleventh day of December in the year of our Lord one thousand nine hundred and seventeen between CALDWELL YBALLM of the County of Denver, and State of Colorado, party of the first part, and HARRY K. DEAN, TRUSTEE, of Grand Rapids State of Michigan, party of the second part:~~

~~WITNESSETH: That the said party of the first part, for and in consideration of the sum of ten DOLLARS, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained, sold, remise, released, and forever quit-claimed, and by these presents does grant, bargain, sell, remise, release and forever quit-claim, unto the said party of the second part, his heirs and assigns, the following described property, situate lying and being in the unorganized Mining District, in the County of Humboldt and State of Nevada, to-wit: An undivided eighty per cent (80%) interest in the Silver Bell Mining Claim, located about twelve miles distant in a southeast direction from~~

ASSIGNED

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Serial No. 9495

Date of first receipt and filing in State Engineer's office Jan -7 1931
Returned to applicant for correction
Corrected application filed

The undersigned E. P. Walker
of Lovelock, County of Pershing
State of Nevada, hereby make application for

permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation.) No corporation

The source of the proposed appropriation is 2 springs McCarthy Springs
Name of stream, lake, or other source

The amount of water applied for is one second-foot.
One-second-foot equals 40 minims' inches

The water to be used for Mining Milling and Domestic
Irrigation, power, mining, manufacturing, domestic, or other use

The water is to be diverted from its source at the following point:
Approximately in NE NW Section 8, T. 28 N; R. 34 E. M.D.B. & M.
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land, it should be so stated.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is
(b) Description of land to be irrigated
Describe by local subdivision, or if on unsurveyed land it should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

- (c) Use will begin about and end about, of each year.
Month Month

IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- (d) Power to be developed is horsepower.
(e) Works to be located in portions of sections 4 and 8 T. 28 N; R. 34 E., M.D.B. & M.
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section-corner.
(f) Point of return of water to stream Section 8, T. 28 N; R. 34 E;
Describe in same manner as point of diversion.
(g) State number and kinds of animals to be watered
(h) Use will begin about Jan. 1 and end about Dec. 31, of each year.
Month Month

(i) Remarks



DESCRIPTION OF PROPOSED WORKS

Dams pump and pipe lines

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, canals, or other conduits. If water

is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works \$5000.00

6. Estimated time required to construct works Works partly constructed, will require approximately 4 years to complete

7. Remarks

For use of applicant

E. P. Walker, Applicant.

By

Compared BD-CT

This sheet inspected

Engineer.

PROTESTED 8/29/31-by-A. B. PRUETT, -LOWER ROCHESTER, PERSHING CO.,--NEVADA,----21790  
AMENDED PROTEST FILED 10--2--31--BY A. B. PRUETT, -LOWER ROCHESTER, PERSHING CO.,--NEVADA.  
PROTESTED 10-4-31-by-PETER SERENA and ANTHONY DUCCHINI, ENGINEERS H. J. MURPHY, ATT'Y. LOVELOCK 21847  
APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application,

and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all prior rights and specifically subject to any stockwatering rights that Serena and Duccini have on the source. It is understood that the one second foot of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to a beneficial use. Accurate measurements of the water placed to a beneficial use must also be included in the proof of such use when filed. In accordance with the office finding dated Jan. 19, 1934, actual

construction work is to commence not later than June 1, 1934, and the permit to be subject to immediate cancellation at any time upon a showing that permittee is not proceeding in good faith to perfect the proposed appropriation. The State reserves the right to regulate the use of water herein granted at any and all times.

Work must be prosecuted with reasonable diligence and be completed on or before June 1, 1936

Proof of completion of work shall be filed before July 1, 1936

Application of water to beneficial use shall be made on or before

June 1, 1937

Proof of the application of water to beneficial

use must be filed with State Engineer on or before July 1, 1937

Map Filed July 26, 1931

WITNESS MY HAND AND SEAL this JUN -1 1934

day

Proof of completion of work filed JUL -9 1936

of February 1934

Proof of Beneficial use filed JUL -1 1937

Certificate No. 2752. Issued July 23, 1936 for 2.44 cfs for mining, milling & domestic

Recorded July 26, 1936 Page 123

By

State Engineer.  
Assistant State Engineer

THE STATE OF NEVADA  
CERTIFICATE OF APPROPRIATION OF WATER

WHEREAS, J. D. McPherson, Mining Engineer, has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from

McCarthy Springs

through pipe lines for mining, milling and domestic

purposes. The point of diversion of water from the source is as follows: In the NE 1/4 NW 1/4 Section 8, T. 28 N., R. 34 E., M.D.M. or at points from which the NE 1/4 corner of said Section 8 bears N. 39° 56' E., 692.5 feet and N. 75° 14' E., 879.5 feet situated in Pershing County, State of Nevada.

Now Know Ye, That the State Engineer, under the provisions of Section 72, Chapter 128, Statutes of 1931, has determined the date, source, purpose and amount of such appropriation, together with the place to which such water is appurtenant, as follows:

Name of appropriator E. P. Walker

Post-office address Lovelock, Nevada

Amount of appropriation 0.044 c.f.s.

Period of use, from March 1st to January 1st of each year

Date of priority of appropriation July 7, 1931

Description of works of diversion, manner and place of use:  
The upper McCarthy Spring is developed by a short tunnel. A 2" and 1 1/2" pipe conducts water to an open reservoir about 50' by 25' in size, thence through 300' of 3" and 2" pipe to a wooden storage sump at the washing plant. Water is then pumped some 600' to a 30,000 gallon mill storage tank by a 3" centrifugal pump a 3" pipe. Place of use is in the NE 1/4 NW 1/4 and NW 1/4 NE 1/4 of said Section 8.

The right to water hereby determined is limited to the amount which can be beneficially used, not to exceed the amount above specified, and the use is restricted to the place where acquired and to the purpose for which acquired.

IN TESTIMONY WHEREOF, I, ALFRED MERRITT SMITH, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this

23rd day of July, A. D. 19 46

Alfred Merritt Smith  
State Engineer.

Compared K.S. - RT

Recorded July 26, 1946, Page 123

Pershing County Records

OK 1-22  
3586  
D.H. el  
Mar-out

Net # 2

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
DIVISION OF GRAZING CONTROL  
Application for Grazing Permit

RECEIVED  
APR 19 1935  
018787

Date \_\_\_\_\_ 19\_\_

We, Peter Sergus and Anthony Duccini of Lovelock, Nevada, Box. 308  
(Name of applicant) (Address)

hereby apply for a permit to graze 600 cattle; 25 horses;  
sheep; \_\_\_\_\_ goats upon lands of the United States within  
No. 2.  
the Nevada Grazing District, in common with other users, or

(if an individual allotment of range is desired, describe the area

either by Section, Township and Range, or by natural boundaries)

In common with other users, beginning at the north boundary line of town-  
ship 29 N.R. 33 E. lying west of the Humboldt river; and the north boundary  
line of Sections 13, 14, 15, 16, 17, and 18, in T. 29 N.R. 34 E. to the north  
boundary line of Sections 35 and 36, T. 29 N.R. 32 E. lying west of the  
Humboldt river, and the North boundary line of Sections 31, 32, 33, 34, 35 and  
36, T. 29 N.R. 33 E. and the North boundary line of Sections 31, 32, 33, 34,  
and 36, T. 29 N.R. 34 E. and the West half Townships 30 and 31 N.R. 33 E.

An individual allotment to all of the land South of the line  
used in common with other users, said lands lying south of said boundary  
line in T. 29 N.R. 32 E. lying East of the Humboldt River, and T. 29 N.R. 33 E.,  
and T. 29 N.R. 34 E., and T. 29 N., R 32 E. lying East of the Humboldt River,  
T. 29 N.R. 33 E. T. 28 N.R. 34 E. T. 27 N. R 33 E., and T. 27 N.R. 34 E. N.D. 3  
N.

18787

Date: \_\_\_\_\_, 19\_\_

Duccini of Levelock, Nevada, Box. 303  
(Name of applicant) (Address)

Parcel No. 600 Acreage 25 Acres

*[Faint, mostly illegible handwritten text, possibly describing the land or applicant details.]*

My brands and earmarks are \_\_\_\_\_

crop and two splits in left ear.

1. Are you a citizen of the United States? Yes By birth? No  
by naturalization? Yes Serena 1919 Duccini 1919  
[If by naturalization, state when naturalized.]

If not a citizen, have you filed the necessary declaration of intention to become such? \_\_\_\_\_ Whom? \_\_\_\_\_ Where? \_\_\_\_\_

2. Are you interested, directly or indirectly, in any grazing permit held or applied for by any other person, firm, or corporation on this or any other grazing district? If so, give name of permittee and nature and extent of your interest. No

STATE PROPERTY RECORD  
Township  
Address  
Range

3. Are you the owner, lessee, entryman, bona fide occupant or settler  
(Cross out words not needed) upon any ranch property? yes Describe such

property by legal subdivisions of the public lands surveys NW $\frac{1}{4}$  Sec. 36 T. 29 N.  
R. 33 E. NE $\frac{1}{4}$  Sec. 13, T. 27 N. R. 31 E, E $\frac{1}{2}$  of NW $\frac{1}{4}$  of NE $\frac{1}{4}$ ; NE $\frac{1}{4}$  of NE $\frac{1}{4}$   
of NE $\frac{1}{4}$  Sec. 24 T. 27 N. R. 31 E.

Leased: NW $\frac{1}{4}$ ; E $\frac{1}{2}$  NE $\frac{1}{4}$  sec. 14 T. 27 N. R. 31 E. M.D.B.&N.  
(Plot holdings on accompanying diagram.)  
How many acres of this are now under cultivation? 327

How many acres are grazing land? 90

Where located? Sec. 28 T. 29 N. R. 33 E. Sec. 13, T. 27 N. R. 31 E. Sec. 24  
T. 27 N. R. 31 E. leased lands. (section, township and range.)  
Sec. 14 T. 27 N. R. 31 E.

How much of the above ranch land is used in connection with the stock to be  
grazed? all

4. How many tons of hay are produced on the above described lands during  
800 tons on land owned and under option-400 tons to our  
an average year? Other forage crops part on leased land.

How many tons of grain? none

5. Where do you reside? Ranch, 3 miles east of Lovelock, Pershing Co.  
(Give city, town, or location of ranch.) Nevada

6. Do you own or control any source of water supply needed or used for  
livestock purposes? YES Describe: McCarthy, Spring, Limerick Canyon;  
Rochester,  
Sec. 8 T. 28 N. R. 34 E. Spring, ~~Ranch~~ Canyon, Sec. 14 T. 28 N. R. 33 E.  
Neill Canyons, Sec. 20 T. 28 N. R. 34 E.

Where located The right to use above springs for stockwatering, granted  
by State Engineer.

Water controlled by us and predecessors prior to State Engineer's Act, in  
Neill, Horse, Sacramento, Spring Valley, South American and American Canyons;  
Black Knob Spring where government troughs were placed during last year.

Period of use

Exhibit 26  
Page 3 of 12

title  
such  
T. 20 N.  
of NW 1/4

8. Have you previously used the lands covered by this application for grazing permit? \_\_\_\_\_ If so, how many years and what is the usual period of use each year? have used lands for grazing for 21 years, predecessors but not under grazing permit (since 1888)  
How many stock have you grazed thereon during the average year? 800

9. How many head of livestock do you own? cattle: 380  
horses: 25 sheep: \_\_\_\_\_ goats: \_\_\_\_\_ Does any other person own an interest in the stock to be grazed under the permit herein requested? no If so, give name, nature and extent of interest, we were obliged to reduce a number of our cattle and since then we have cared for about 200 head belonging to C & L. Arabio, Lovelock, Nev. and a few other small owners.

10. How many range stock do you usually run under normal weather and economic conditions? from 500 to 800 head

11. How many milch cows do you keep? 16 How many work horses? 8

12. If running cattle, do you operate on a cow and calf, steer, or mixed basis? mixed basis

13. Do you feed your stock in winter? yes

If so, where? Lovelock, Valley, Nev. ranches owned and leased, and pasture purchased from farmers in Lovelock.

How long? November to March.

How many tons of hay or forage per head is fed? 1/2 to 3/4 ton together with pasture.

14. If you do not winter feed, where do you winter your stock? \_\_\_\_\_

(If public land or national forest, give location; if private land, give section, township and range.)

Exhibit 26  
Page 4 of 12

15. State your usual method of handling stock the year round.  
cattle driven to range about Mar 1 each year, bringing beef to Home  
ranch about August, depending on season, and balance in Sept. or  
October, depending on season.

16. If stock are trailed from one range to another in your system of  
operation, describe routes used.

I certify that all of the foregoing answers and statements are true and  
correct to the best of my knowledge and belief.

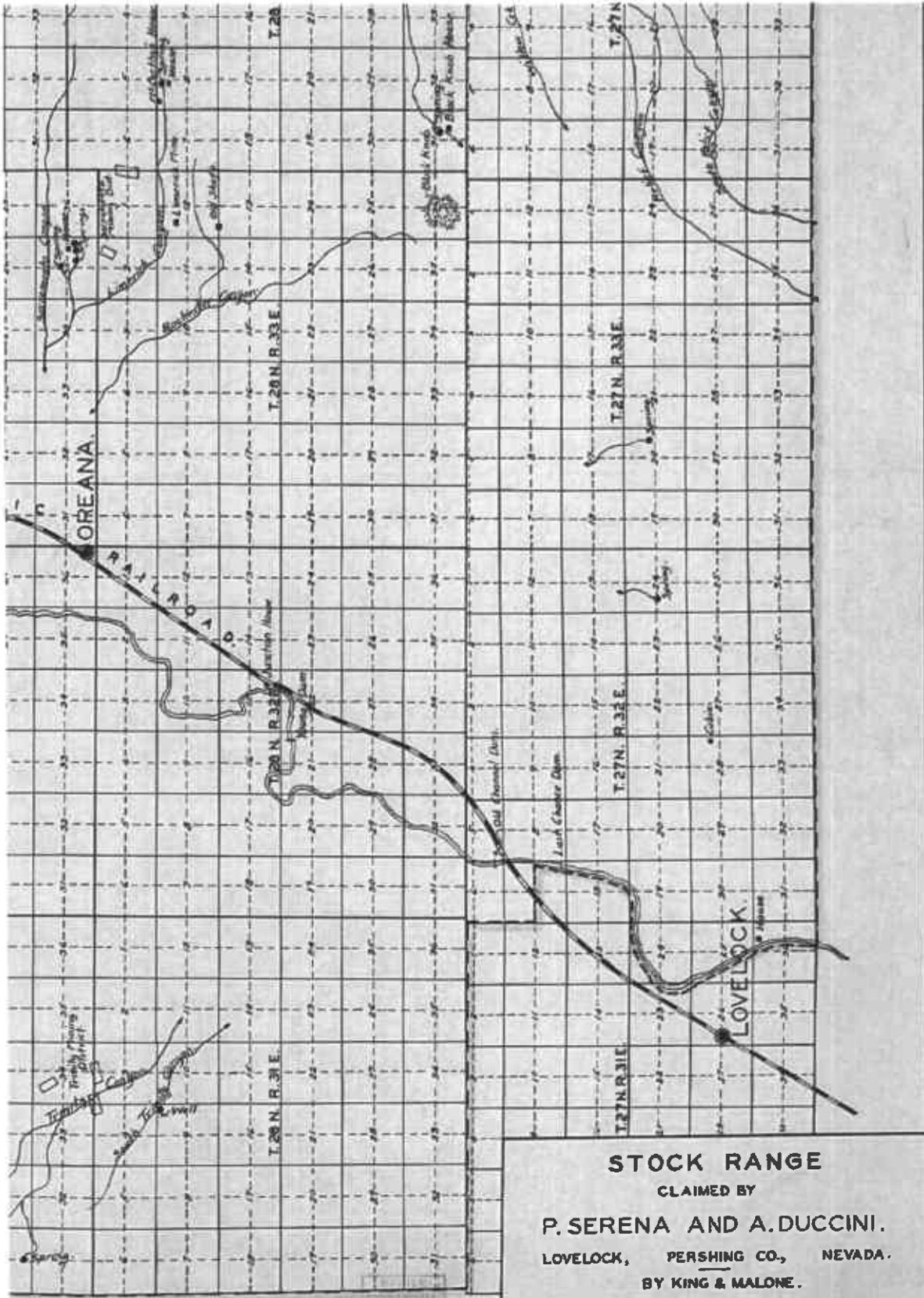
Peter Serena and Anthony Duccini

By Peter Serena  
(Signature of applicant)

April 9th, 1935

(Date)

NOTE: Animals which are under six months old at the time of entry and  
which are the natural increase of stock to be grazed under the permit applied  
for will not be counted and therefore should not be included in this application.



**STOCK RANGE**  
 CLAIMED BY  
**P. SERENA AND A. DUCCINI.**  
 LOVELOCK, PERSHING CO., NEVADA.  
 BY KING & MALONE.  
 ENGINEERS. RENO, NEVADA.  
 JOB-245. FILE-N-79

390-34

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
DIVISION OF INVESTIGATIONS

OFFICE OF SPECIAL AGENT IN CHARGE

355 Post Office Building  
Salt Lake City, Utah  
February 4 , 1937

Carson City 018787  
Grazing District Nevada No. 2  
Peter Serena and Anthony Duccini  
DI 9359  
Supplemental  
Leo J. Foley  
Special Agent

Copy to the Director of Grazing  
Through: The Director of Investigations

FEB 7 1937

Approved:

*[Signature]*  
Special Agent in Charge

Mr. L. R. Brooks,  
Acting Regional Grazier,  
Division of Grazing,  
Department of the Interior,  
Reno, Nevada.

Sir:

Referring to the application of Peter Serena and Anthony Duccini of Lovelock, Nevada for a permit to graze cattle in Nevada No. 2 Grazing District, during the 1937 season and for the purpose of clarifying applicants' commensurate set-up, water supply, range use, etc., I now submit the following information supplementing the attached report on form DG Survey 1 to 5 inclusive.

Anthony Duccini sold his half interest in the livestock, real estate, etc. to Serena in January, 1935. Mr. Serena now operates this unit as an individual.

QUALIFICATIONS

Peter Serena filed declaration of intention to become a citizen No. 546, at Winnemucca, Nevada on March 14, 1917 and was admitted to citizenship on March 22, 1922 in the District Court of Pershing County at Lovelock, Nevada, Certificate No. 1373561.

He entered the livestock business at Rochester, Nevada in 1913, purchasing livestock, brands, and range rights from others with long prior use on the range applied for. He has since been in business continuously using the range applied for since 1913.

**CONFIDENTIAL**  
NOT FOR PUBLIC INSPECTION

The applicant shows ownership of 350 cattle and 25 horses. In an affidavit made before me Mr. Serena stated "By the end of 1928 I had 480 to 500 head of cattle. I sold down some and in the spring of 1930 began with 250 head. I ran from this number to 300 head until the fall of 1934. Since then I have averaged from 250 to 275 head."

The County Assessor's records at Lovelock, Nevada disclose the following: In 1930 Serena and Duccini owned 8 work horses, 2 saddle horses, 10 milk cows, 10 sheep, 128 stock cattle. In 1931 they owned 16 work horses, 2 milk cows, 10 sheep and 102 stock cattle. In 1932 they owned 102 stock cattle. In 1933, 8 work horses, 3 saddle horses, 15 sheep and 132 stock cattle, and the same number in 1934. In 1935 Serena owned 2 work horses, 4 saddle horses, 204 stock cattle. In 1936 he owned 5 horses (work), 5 saddle horses, 4 milk cows, and 205 stock cattle. The average from 1930 to 1934 inclusive was 121 stock cattle; for 1935-1936, 204 stock cattle.

#### LANDS OWNED AND LEASED

Peter Serena now owns ~~W<sup>1/2</sup>~~ Sec. 36, T. 29 N., R. 32 E. M.D.M. containing 160 acres classified as third class grazing land. This consists of protected pasture and brush land. Prior to 1928, 20 acres had been cultivated to alfalfa and irrigated. He also owns 30 acres in the ~~W<sup>1/2</sup>~~ of Sec. 24, T. 27 N., R. 31 E. This is protected pasture classified as third rate grazing. Both tracts lie along the Humboldt River and contain a small percent of meadow, sub-irrigated. The total grazing capacity of these lands is probably 190 animal unit months.

For the past six or seven years he has leased 240 acres in Sec. 14, T. 27 N., R. 31 E. from Mrs. H. Stoker for half the crops raised and half the pasture. An average of 168 acres of this has been in cultivation, the average annual production being about 440 tons of hay of which he gets half. Total animal unit months available (hay at 4 per ton and counting aftermath) on this place is probably a little less than 1000. This lease will not be renewed in 1937.

In May, 1928, Serena and Duccini purchased 194 acres in Sec. 13, T. 27 N., R. 31 E. and owned this tract until January 21, 1935. Serena has leased it from the present owners, Arobio Brothers, for a period of five years beginning January 21, 1935. He gets half the crops raised and all of the pasture. This land is classified as follows: 125 acres cultivated; 50 acres arable, not cultivated, and 19 acres third rate grazing.

The average annual crop production has been for the past five years, according to Serena, 160 tons of alfalfa hay, and 18 tons of feed grains. He has retained and fed to range stock, 5 tons of grain and 142 tons of

**CONFIDENTIAL**  
NOT FOR PUBLIC INSPECTION

hay annually. He buys from the owners their half of the crop. Eighteen tons of hay and three tons of grain are fed annually to other than range livestock. Available animal unit months (hay 4 per ton, grain 12 per ton and counting all aftermath and other pasture) on this place are about 800.

Messrs. Serena and Duccini had for the past several years rented supplemental pasture from John Pant, Harry Fuss, W. W. and C. C. Carpenter, and others in the vicinity of Lovelock. Rentals are paid in lump sum for pasture privileges after the owners have used the same lands for their livestock and do not constitute an outright lease of the lands involved. Rental prices for this pasture have varied, the rental paid in 1936 being about \$355. The total animal unit months of pasture carried in this way is not definitely known but it is believed to be about 500. The total animal unit months of feed provided annually for the past five years as indicated above is 2490. From this must be deducted a total of 448, leaving a net of 2042. I have omitted the fact that applicants have sold an average of 112 tons of hay per annum during the same period. For the year 1937 the total provided will be not more than 1042 on all owned and leased lands.

#### WATER PERMITS

Mr. Serena now holds on the range applied for two developed springs at which pipe and troughs have been installed, sufficient to water 100 head of cattle during the grazing season. These facilities are on the NE $\frac{1}{4}$ SW $\frac{1}{4}$  of Sec. 14, T. 28 N., R. 33 E. and on the NE $\frac{1}{4}$ SW $\frac{1}{4}$  Sec. 20, T. 28 N., R. 34 E. His rights are based on permits from the State Engineer's Office of Nevada for .00313 C.F.S. at each spring. The period of use dates to April 24, 1929. Evidence of title consists of permits No. 2199 and No. 2200 dated February 14, 1936. Mr. Serena also claims the right to water 100 cattle at what is known as McCarthy Spring. Water rights for the leased lands under cultivation consist of .815 C.F.S. for each 100 acres under cultivation to harvest crops. These rights are based on determination of the water rights on the Humboldt River and its tributaries made in the spring of 1922 by the State Engineer's Office and by Court decision.

#### CUSTOMARY LIVESTOCK OPERATIONS

Prior to 1930 the applicants ran stock on the land applied for all year. They brought in beef and "weaner" calves in early September and fed and pastured the beef until sold in February and fed and pastured the "weaners" until early spring. The weaker cows and calves were brought into the valley in October or November and pastured until early spring, the poorest stock being fed partly on hay at times.

**CONFIDENTIAL**  
NOT FOR PUBLIC INSPECTION

The practice since 1930 has been the same as to the beef and "weaner" calves but all of the stock cattle are now taken from the public range to leased and owned lands generally during October. There is a slight outside drift near the owned and leased lands from January until early spring. The beef and "weaners" have been taken care of on the former home ranch now leased from the present owners by Serena. The stock cattle have been cared for on leased pasture and the Stoker lease which expires on December 31, 1936, the weaker stock being fed when necessary.

RANGE RIGHTS

It is my opinion that the present applicant, Peter Serena, has full prior right to the range applied for in view of his long continued prior use. In this connection J. E. Thornton of Unionville, Nevada has protested in writing against the use of the public range applied for in part by this applicant. However, from all information available, after interviewing several persons, I am of the opinion that Serena's prior use of the range cannot be questioned.

As to his present commensurability, it would appear that on date of this investigation, about the middle of December, 1936, he had six months feed and pasture for about 175 head of cattle.

Please note affidavit of Serena, copy of which is attached hereto.

Yours very truly,

  
Leo J. Foley  
Special Agent

LJY/dk

**CONFIDENTIAL**  
NOT FOR PUBLIC INSPECTION

C O P Y

STATE OF NEVADA        )  
                          ) SS.  
County of Pershing )

I, Peter Serena, post office Lovelock, Nevada, upon oath depose and say: I am applicant and licensee in Carson Grazing Application 018787, Nevada District No. 2.

I began running cattle on the public domain area included in my 1936 license as far back as 1913, and have grazed cattle on this area each and every year since.

I began with 10 to 12 head. By 1918 I had 60 to 75 head. By 1924 I had about 200 head. By the end of 1925 I had 450 to 500 head. In the fall of 1927 I sold down to about 200 to 250 cattle. I began with 250 head in the spring of 1930. I ran from this number to 275 to 300 head until the fall of 1934. Since then I have averaged from 250 to 275 head.

Prior to 1930 I ran my stock cattle out on the range the entire year. Late in August, or in early September I usually brought the beef cattle and weaners to my home place and put them on pasture and in fields. I then took the poorer cows off the range either in November, or December, and ran them on leased pasture in the valley near Lovelock. The rest, about 75% of the total, stayed out on the range all winter. Since about the fall of 1929 I have taken all my stock off the range by November 1 to 15th, and have wintered them in the valley on owned lands and leased lands.

During the period from 1913 to the present time, my cattle have grazed over the following described public domain areas:

Tps. 28 & 29 N., and the E $\frac{1}{2}$  of T. 30 N., in R. 31 E. M.D.M.  
Tps. 27 to 30 N. inclusive, R. 32 and 33 E.  
The westerly portion of T. 31 N., R. 33 E. and  
Tps. 27 to 29 N. inclusive, R. 34 E. and T. 31 N., R. 32 E.

These cattle range mostly east of the Humboldt River but have, from time to time, drifted west of this river.

Referring again to priority of use on this range. While I began my livestock operations in 1913, the men from whom I first bought cattle, my predecessors, ran cattle on this range from about 1874 to 1913. When I bought from them, I took over their brand, all of their cattle and any and all right, title and interests accruing in and to the range described

**CONFIDENTIAL**  
NOT FOR PUBLIC INSPECTION

which they then possessed through long and continued use. Prior to July, 1929, I filed notice of range claim for this area with the State Engineer's Office, claim No. 194, under.

The foregoing statement was read to me by H. J. Murrish, my attorney, and fully understood by him. It is true in substance and fact. I sign the same of my own free will.

(Signed) Peter Serena

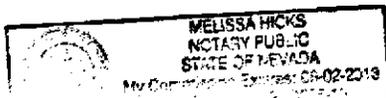
Subscribed and sworn to before me this 15th day of December, 1936, in office of H. J. Murrish, Lovelock, Nevada.

(Signed) Leo J. Foley

Special Agent  
Division of Investigations

State of Nevada  
County of Pershing

I Certify that this is a true and correct  
copy of a document in the possession  
of Ruth Danner  
Dated 12/9/2011



*Melissa Hicks*

**CONFIDENTIAL**  
NOT FOR PUBLIC INSPECTION

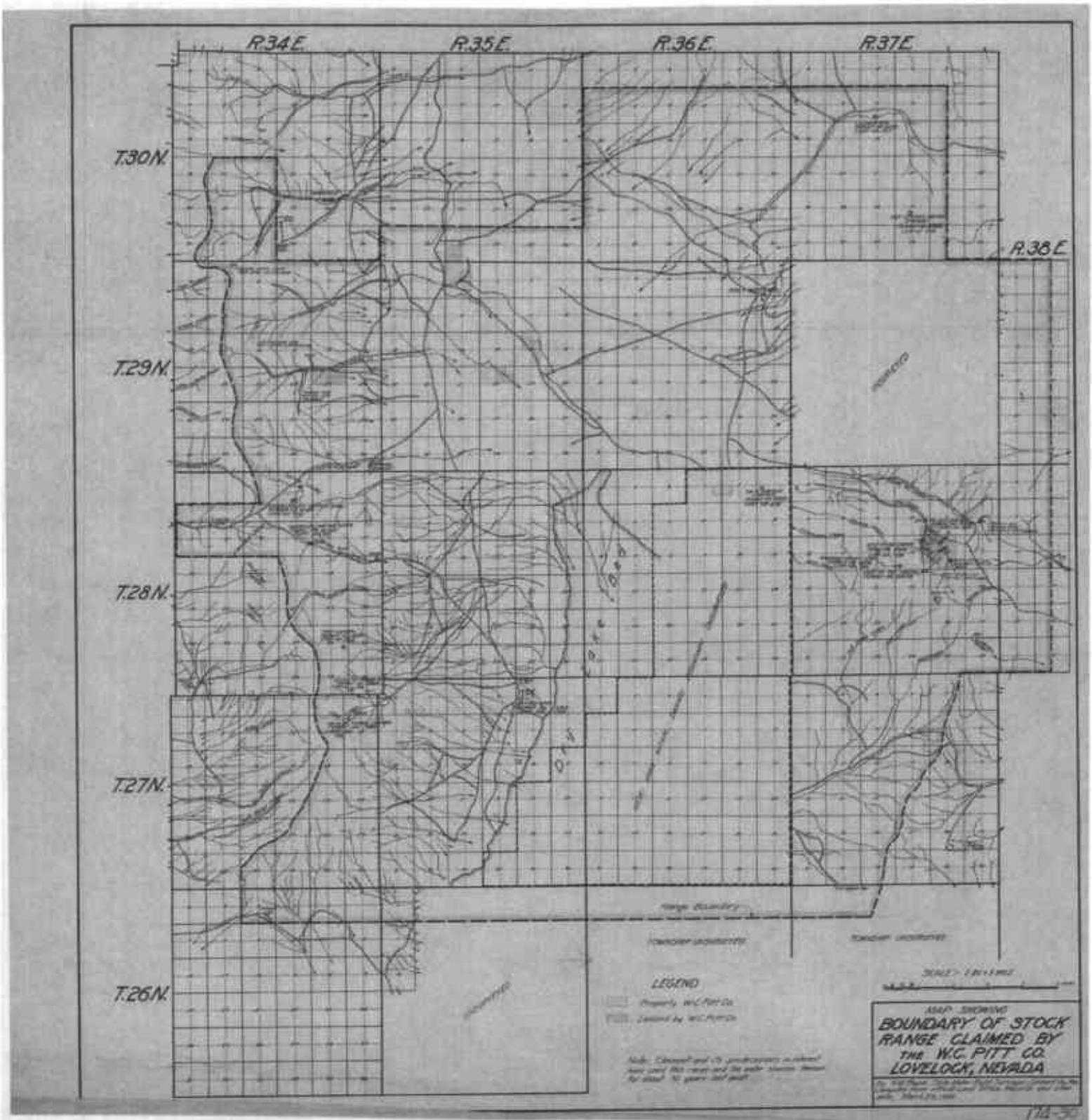


Exhibit 27  
Page 1 of 1

1 STATE OF NEVADA :  
2 : ss.  
3 COUNTY OF PERSHING:

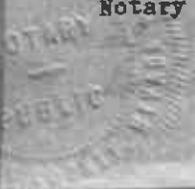
4 SAM THOMAS, being first duly sworn, deposes and says:  
5 that he is a citizen of the United States of America, over the  
6 age of 21 years; that in the fall of 1900 I went to Spring  
7 Valley working in the mine for J.P. Fitting, and in 1905 I bought  
8 some cattle and ran them together with Fred Pflum in Spring  
9 Valley, American, Limerick, Indian Creek, Cottonwood, Sacramento,  
10 Dry Gulch, and South American canyons and vicinity. I kept  
11 my cattle to Fred Pflum; between the years of 1910 and 1916,  
12 I rode a good part of the time for T. J. Powell, and he ran  
13 his cattle mostly in the East Range, but a few would get over  
14 in the canyons where I used to run my cattle, and during these  
15 years I saw the cattle belonging to Fred Pflum and afterward  
16 to John Lusarreta every year during the time I worked for  
17 T.J. Powell, in the canyons where I used to run my cattle.

18  
19  
20  
21 Sam Thomas

22 Subscribed and sworn to before me  
23 this 8th day of March, A.D. 1935

24  
25  
26 John A. Jorgenson

27 Notary Public



28  
29  
30  
JOHN A. JORGENSEN  
NOTARY PUBLIC  
PERSHING COUNTY  
NEVADA

1 State of Nevada :  
2 County of Pershing : ss.

3 I, FRED PELUM, being first duly sworn, deposes and  
4 says: that I am a citizen of the United States of America,  
5 over the age of 21 years; I first went to Spring Valley and  
6 vicinity about 1888, prospecting and mining, and I met John  
7 Luzarrata at that time and he lived at Indian Creek and had  
8 a few head cattle; I went out in that part of the country off  
9 and on almost every year and I think about 1890 (I am not sure  
10 as to the exact year) I began to drive stage between Lovelock  
11 and Spring Valley and Pitting, and I drove stage for about 10  
12 or 12 years and lived in Spring Valley; I bought a few head of  
13 cattle when I began to drive stage and increased as best I  
14 could every year; I ranged my cattle in Spring Valley, American,  
15 Sacramento, Limerick, Dry Gulch and Indian Creek Canyons and  
16 vicinity; about the time I quit driving stage I sold my cattle  
17 to John Luzarrata; I knew John Luzarrata until he died about  
18 1918, and knew he ran cattle in vicinity of the canyons where  
19 I ran my cattle during the time I lived in Spring Valley.

20 Fred Pelum

21  
22 Subscribed and sworn to before me  
23 this 29<sup>th</sup> day of January, A.D. 1935.

24 John Burgeon  
25 Notary Public,  
26 Pershing County, Nevada



JOHN A. BURGEON  
ATTORNEY AT LAW  
LOVELOCK, NEVADA

RECORD OF MARKS AND BRANDS  
 PERSHING COUNTY, NEVADA

173

To All Whom it May Concern:

THAT

*E. B. Salzman*

*Salzman* of  
 in the County of Pershing, State of Nevada, ha this day, under and  
 by virtue of the provisions of an act of the Legislature of the State of Nevada, entitled "An Act to Regulate  
 Marks and Brands of Stock," approved February 27, 1873; and also that certain other act of the Legislature  
 of the State of Nevada, entitled "An Act Regulating the Use of Marks and Brands of Stock and the record-  
 ing thereof, and providing penalties for the violation thereof, and repealing all acts in conflict therewith,"  
 approved March 20, 1909; and also that certain other act of the Legislature of the State of Nevada, entitled  
 "An Act Relating to and Requiring the Re-recording of Brands Upon Live Stock," approved March 26, 1914;  
 delivered to the County Recorder in and for the County of Pershing, *his* mark, brand, and *brand*  
 brand for record, and *he* hereby granted the exclusive right to use in said County the mark  
 and brand as hereinafter described for *horses, cattle and other live stock*, the following being a facsimile and  
 description of said mark and brand, to-wit: *for sheep*

BRAND	COPI OF COUNTER BRAND	RAN NAME
		

HORSES \_\_\_\_\_

CATTLE \_\_\_\_\_

SHEEP *branded on Back with point*

Description of Mark: *Swallow fork in each ear.*

RANGE \_\_\_\_\_

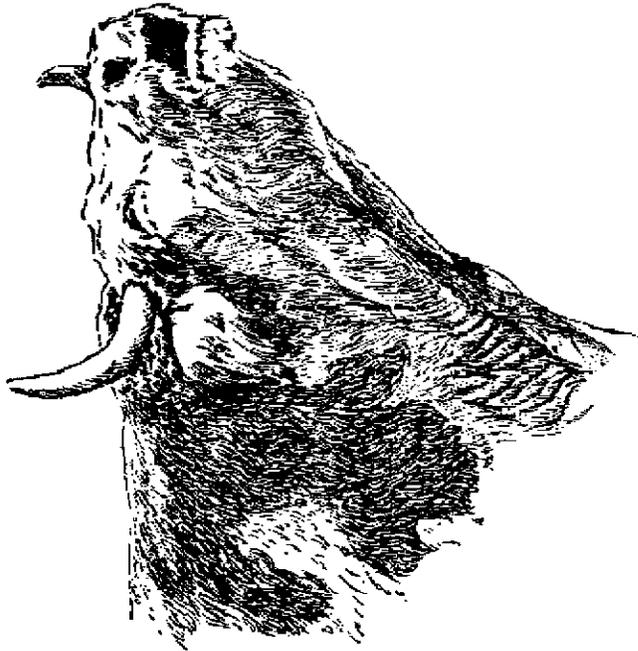
And I, \_\_\_\_\_ County Recorder in and for the County of  
 Pershing, State of Nevada, do hereby certify that I am satisfied that the above mark and brand is not recorded  
 and used in a similar place of any prior recorded brand on the animal, in said Pershing County, or in any of the  
 adjoining Counties to said Pershing County, of record, and I further certify the same to be a true and correct  
 copy of the brand impressed upon a piece of leather and now on file in my office.

Filed for record and *re-recorded* on this *5th* day of *May* A. D. 192*5*

*File # 7588*

*(Seal Copy)*

*W. W. Parks*  
 County Recorder.

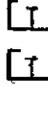
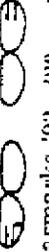


# ON THE HIGGINS IN NEWARK

VELMA STEVENS TRUETT

Gehrett-Truett-Hall  
Los Angeles  
1950

ON THE HOOF IN NEVADA

<p>  <b>FD</b>            Earmarks '01            Mrs. Jose A. Days (Still-water)            C:LR Under J dip. '01            R '01         </p>	<p>  <b>FD</b>            Earmarks '01-'49            C:LR Brsk. Jughandle and Lower L Brsk. wife, added '16            Mrs. F. R. Donohue (Camp Valley)            (Later address: Ursine.)            R '01            Active         </p>	<p>  <b>FE</b>            No earmarks given            W. W. Eccles (Reno)            C:LR H:LT '41            R '41            Active         </p>	<p>  <b>FF</b>            No earmarks given            Frank Frazier (Dayton)            C:Middle of R hind leg '79            R '79         </p>
<p>  <b>FD</b>            Earmarks '84 '15-'20            C &amp; H:            C:RH H:L stifle '15            C:RH Dbl. dip. H:LT '20            C:RH Brsk. dip.            (L:L stifle '47            Frank Dorman (Winnemucca) R '84            Tr. to: Mrs. Jos. O'Neal (Winnemucca) '88            E. B. Salinas, Sr. (Loveclock) RR '15            Tr. to: Abijah Elura Duncan (Loveclock) '47            Active         </p>	<p>  <b>FFEE</b>            Earmarks '84 '45            H: "FE" only on RH '84            James Fee (Fort Bidwell, Cal.)            '84            '85            L. J. Fee (Pt. Bidwell, Cal.) R '45            Active         </p>	<p>  <b>LF</b>            Earmarks '92 '20            C &amp; H:LT '92            C:LI '30            Frank Feigenspan (Dayton) R '92            John Nagel (Yerington) RR '20            Tr. to: Martha Nagel (Yerington) '47            Active         </p>	<p>  <b>FF</b>            Earmarks '45            John S. Field (Reno)            C:RH H:RS '45            R '45         </p>

1-291

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
DIVISION OF GRAZING CONTROL

18864

APR 29 1935  
SAC & LEAD FIELD DIV.  
GENERAL LAND OFFICE

Application for Grazing Permit

Date... 4-26-1935

I, Elmer B. Salinas of Lovelock  
(Name of applicant) (Address)

hereby apply for a permit to graze 200 cattle; 30 horses;  
sheep; goats upon lands of the United States within  
the Nevada #2 Grazing District, in common with other users, or

Winter range from Greensa to Cole Canyon summit; summer range, Eldorado  
Canyon south to Sacramento Canyon and territory adjacent thereto;  
East to summit of Humboldt range, west boundary Humboldt river.

My brands and earmarks are no ear mark - D on right hip.

1. Are you a citizen of the United States? Yes By birth? yes  
by naturalization? (If by naturalization, state when naturalized.)

If not a citizen, have you filed the necessary declaration of intention to  
become such? When? Where?

2. Are you interested, directly or indirectly, in any grazing permit held  
or applied for by any other person, firm, or corporation on this or any other  
grazing district? If so, give name of permittee and nature and extent of your  
interest. No

3. Are you the owner, lessee, ~~grantee, licensee, contractor, or possessor~~  
(Cross out words not needed) upon any ranch property? Yes Describe such  
property by legal subdivisions of the public lands surveys.

SW $\frac{1}{4}$ , W $\frac{1}{2}$  NW $\frac{1}{4}$ , S $\frac{1}{2}$  SE $\frac{1}{4}$  Section 10, T. 28 N. R. 32 E.  
Leased land: E $\frac{1}{2}$  NW $\frac{1}{4}$  Sec. 33, T. 26 N. R. 31 E. and  
S $\frac{1}{2}$  Sec. 13, T. 27 N. R. 31 E. and SW $\frac{1}{4}$  sec. 13, T. 27 N. R. 32 E.  
Part of the N $\frac{1}{2}$  of N $\frac{1}{2}$  Sec. 26 T. 27 N. R. 31 E.

(Give section, township and range.)

How much of the above ranch land is used in connection with the stock to be  
grazed? all

4. How many tons of hay are produced on the above-described lands during  
on leased land.  
an average year? 150 tons Other forage crops? \_\_\_\_\_ tons. Kind  
How many tons of grain? \_\_\_\_\_

5. Where do you reside? Lovelock, Nev.  
(Give city, town, or location of ranch.)

6. Do you own or control any source of water supply needed or used for  
livestock purposes? Yes Describe it. Cole Canyon spring  
and in the canyons used by me for grazing.

Where located SE $\frac{1}{4}$  NE $\frac{1}{4}$  sec 20 T. 27 R. 33 E.  
(Section, township, range.)

7. Do you hold a permit to graze stock on a national forest? No  
If so, how many? \_\_\_\_\_ cattle; \_\_\_\_\_ horses; \_\_\_\_\_ sheep; \_\_\_\_\_ goats.  
Name of National Forest and location of your range therein \_\_\_\_\_  
\_\_\_\_\_

Period of use \_\_\_\_\_

8. Have you previously used the lands covered by this application for grazing permit? yes If so, how many years and what is the usual period of use each year? Bought cattle and iron from Mrs. Jon O'Neil 1914; run cattle there since; Jpe O'Neil operated cattle before me on this range since  
How many stock have you grazed thereon during the average year? see, 1938.

9. How many head of livestock do you own? 125 cattle; 30 horses; \_\_\_\_\_ sheep; \_\_\_\_\_ goats. Does any other person own an interest in the stock to be grazed under the permit herein requested? No If so, give name, nature and extent of interest: I take care of about 75 head for John Dotta and Ed. Green.

10. How many range stock do you usually run under normal weather and economic conditions? 200

11. How many milch cows do you keep? 2 How many work horses? 4

12. If running cattle, do you operate on a cow and calf, steer, or mixed basis? mixed

13. Do you feed your stock in winter? yes

If so, where? on ranches in Lovelock Valley when necessary

How long? Dec. 1 to March 1, and generally only old cows and calves.

How many tons of hay or forage per head is fed? from 1/4 to 1/2 ton

14. If you do not winter feed, where do you winter your stock?

The cattle I do not bring in to feed, winter from Orinda to Cole  
(If public land or national forest, give location; if private land, give Canyon to Summit of Humboldt range.)

section, township and range.)

15. State your usual method of handling stock the year round. during mild winters cattle in good shape winter well on the winter range described; in case of heavy storm I am able to get them to Lovelock valley, old cow and calves are turned on summer range with other cattle in spring.

16. If stock are trailed from one range to another in your system of operation, describe routes used. NO. \_\_\_\_\_

I certify that all of the foregoing answers and statements are true and correct to the best of my knowledge and belief.

*Elmer B. Salinas*  
(Signature of applicant)

*April 26, 1935*  
(Date)

NOTE: Animals which are under six months old at the time of entry and which are the natural increase of stock to be grazed under the permit applied for will not be counted and therefore should not be included in this application.

BILL OF SALE

KNOW ALL MEN BY THESE PRESENTS:

That E. B. SALINAS, sometimes known as Elmer B. Salinas, Sr., and KATIE SALINAS, his wife, of the County of Pershing, State of Nevada, the parties of the first part, in consideration of the sum of Ten (\$10.00) Dollars to them in hand paid by ABIGAIL ELUM DUNCAN, of the same County and State, the party of the second part, the receipt whereof is hereby acknowledged, and other good and valuable considerations, do hereby grant, bargain, sell, assign, transfer and set over to the said party of the second part, his executors, administrators and assigns:

178 head of cattle, more or less, including cows, calves and bulls branded with D on right hip and/or Dec on left hip.

The D branding iron.

The Dec branding iron.

The cattle hereinbefore described do not include certain cows, calves and a bull branded as aforesaid and which are situate on premises owned by the parties of the first part and commonly known as the "Old Springer Ranch", Upper Valley, Pershing County, Nevada, said cattle now being and to remain the sole and exclusive property of the parties of the first part.

This is intended to be and is a Bill of Sale conveying all right, title and interest of the undersigned.

TO HAVE AND TO HOLD the same unto the said party of the second part, his executors, administrators and assigns forever.

and we do hereby covenant that we are the lawful owners of the said personalty; that they are free from all encumbrances; that we have the right to sell the same as aforesaid; and, that we will warrant and defend the same against the lawful claims and demands of all persons.

IN WITNESS WHEREOF, we have hereunto set our hands this 13th day of November, A. D. 1946.

E. B. Salinas  
E. B. Salinas, sometimes known  
as Elmer B. Salinas, Sr.

Katie Salinas  
Katie Salinas

STATE OF NEVADA, )  
COUNTY OF PERSHING. ) SS.

On this 13th day of December, A. D. one thousand nine hundred and forty-six, personally appeared before me, Sanford A. Bunde, a Notary Public in and for Pershing County, E. B. SALINAS, sometimes known as Elmer B. Salinas, Sr., and KATIE SALINAS, husband and wife, known to me to be the persons described in and who executed the foregoing instrument, who duly acknowledged to me that they executed the same freely and voluntarily and for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in Lovelock, County of Pershing, State of Nevada, the day and year in this certificate first above written.

Sanford A. Bunde  
NOTARY PUBLIC

(SEAL)  
SAB

My commission expires:

December 3, 1949.

Recorded at request of Abigail Duncan MAR 17 1947 at 48 Min. part 2 o'clock P. M. Book 3, page 284 of LIENS AND MISCELLANEOUS, B. O. Fryberger, Recorder. Mary H. Reed, Deputy. File No. 30089.