of No. 10869

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER

(Statutory vested water rights are those with a priority date prior to: March 1, 1905 for All Surface Sources; March 22, 1913 for Underground Artesian Waters; March 25, 1939 for Underground Percolating Water)

USE(S):

Primary (Please select only one):

Irrigation	☐	Stock water	☑	Mining and Milling	☐	Domestic	☐
Municipal	☐	Industrial	☐	Quasi-Municipal	☐	Commercial	☐
Federal Reserved Right	☐	Other (OTH)					

Secondary (Select all that may be applicable):

Stock water ☑ Domestic ☑

NAME OF CLAIMANT James & Vera Baumann

Address PO Box 308 City of Eureka County of Eureka

State of Nevada Telephone No. 775-237-5452 Email Address simpsoncreekranch@gmail.com

1. Source of water F. G. Spring

Name of natural water source (use separate proofs for each major source such as a spring, creek, river or underground)

2. The means of diversion Dam

Dam and ditch, pipeline, flume, natural channel, underground, etc.

3. The water is diverted from the following point(s):

SE1/4SE1/4 of Sec. 009, T.19N; R54E

GPS location in WGS 84: Long. -115.891431 Lat. 39.525102

(List all points of diversion from the source, attaching a sheet if necessary. Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner for any other use than stock water. If on unsurveyed land, it should be stated.)

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4. The date of construction of the ditch or other works was begun Pre 1900

and completed Specific dates are unknown for the work completed prior to 1905.

5. The nature of the claimant's title to the land upon which the source of water and place of use is located:

Public Domain with a Grazing Permit in the Shannon Station Allotment.

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

6. The claimant's water right was / was not recorded in the office of the County Recorder of (circle one)

_____ County, at Page _____ of Book _____ of _____.

7. The amount of water diverted for the claim's purpose has been measured at

0.0044 cubic feet per second.

448.83 gallons per minute equals 1 cubic feet per second

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8. The place of use location (For [redacted]gation, skip question #8 and proceed to Quest[redacted] #12):

Within the SE1/4SE1/4 of Sec. 9, T.19N; R.54E
GPS Location in WGS 84: Longitude -115.876004, Latitude 39.486582

(List all places of use for the primary and any secondary purposes being claimed, attaching additional sheet(s) as needed. Describe them as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed land, it should be stated. If the watering of livestock is accomplished by utilizing the natural stream channel, then describe the 40-acre legal subdivision at the beginning (upstream point) and the legal subdivision at the end of the stream reach.)

QUESTIONS REGARDING WATERING OF LIVESTOCK

9. The approximate number of animals watered by the claimant during the first year of 1866 (Year) was

300 cattle _____ horses _____ sheep _____ other (describe in remarks)

The watering was conducted during each of the following months: January 1, through December 31 of each year

10. The approximate number of animals watered by the claimant in subsequent years was:

300 cattle _____ horses _____ sheep _____ other (describe in remarks)

11. The water is impounded in Troughs
Trough(s), tank(s)s, pool(s), reservoir, natural channel, etc.

QUESTIONS WITH REGARD TO IRRIGATION

12. The date of survey of ditch, canal, or pipe line was _____

13. The dimensions of the ditch or canal as originally constructed were: Width on bottom _____ feet, width on top _____ feet, depth _____ feet, for _____ lineal feet of improvement, on a grade of _____ feet per thousand feet. If conduit has been since enlarged, complete questions 16 & 17.

14. The dimensions and type of pipeline as originally constructed were: Diameter of _____ inches with a type of pipe of _____ for _____ feet in length.
Examples: Corrugated Metal Pipe, Riveted Iron Pipe or Wrapped Wooden Pipe

If conduit has been since enlarged, complete questions 16 & 17.

15. The conduit has / has not been enlarged.
(circle one)

16. The work of enlargement of the ditch, canal or pipeline commenced _____
and completed _____

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17. The dimensions of the enlarged ditch or canal are: Width on bottom _____ feet, width on top _____ feet, depth _____ feet, for _____ lineal feet of improvement, on a grade of _____ feet per thousand feet.

18. The dimensions of the enlarged pipeline are: Diameter of _____ inches with a type of pipe of _____ for _____ lineal feet in length.
Examples: Corrugated Metal Pipe, Riveted Iron Pipe or Wrapped Wooden Pipe

19. The claimant is / is not the owner in the above-described conduit.
(circle one)

_____
If claimant is an owner in the conduit, state interest held on this line.

20. Crop(s) of _____
(e.g. alfalfa, native hay, grain, orchard, meadow or diversified pasture)

have been grown upon the land(s) irrigated.

21. The season of use for irrigation is typically from _____ to _____ of each year. The average number of cuttings in a year is typically _____ cuttings and the maximum number of cuttings in a year is _____ cuttings.

22. The water claimed has / has not been used for irrigation each and every year since the right was initiated.
(circle one)

23. The years during which no water was used for irrigation or during which the full water right was not used were
(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, appending a sheet if necessary):

_____

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24. The characteristics of the soil are _____
Sandy, gravelly, loam

25. The minimum flow needed to push the diverted water over the claimed place of use in an average year is _____ cubic feet per second. The quantity of water used to irrigate the claimed place of use during an average irrigation season is _____ acre-feet per annum.

26. The maximum flow diverted to the claimed place of use in an irrigation season is _____ cubic feet per second.

27. List the year of priority for a[redacted]ges irrigated prior to March 1, 1905, from all[redacted]nts of diversion previously described, with their corresponding subdivision. (Attach additional sheets as needed.)

Date	Acres		Quarter-Quarter		Section		Township		Range
_____	_____	acres in the	_____	of Sec.	_____	, T.	_____	(N./S.), R. (circle one)	_____ E.
_____	_____	acres in the	_____	of Sec.	_____	, T.	_____	(N./S.), R. (circle one)	_____ E.
_____	_____	acres in the	_____	of Sec.	_____	, T.	_____	(N./S.), R. (circle one)	_____ E.
_____	_____	acres in the	_____	of Sec.	_____	, T.	_____	(N./S.), R. (circle one)	_____ E.
_____	_____	acres in the	_____	of Sec.	_____	, T.	_____	(N./S.), R. (circle one)	_____ E.
_____	_____	acres in the	_____	of Sec.	_____	, T.	_____	(N./S.), R. (circle one)	_____ E.
_____	_____	acres in the	_____	of Sec.	_____	, T.	_____	(N./S.), R. (circle one)	_____ E.
_____	_____	acres in the	_____	of Sec.	_____	, T.	_____	(N./S.), R. (circle one)	_____ E.
_____	_____	acres in the	_____	of Sec.	_____	, T.	_____	(N./S.), R. (circle one)	_____ E.
_____	_____	acres in the	_____	of Sec.	_____	, T.	_____	(N./S.), R. (circle one)	_____ E.
_____	_____	acres in the	_____	of Sec.	_____	, T.	_____	(N./S.), R. (circle one)	_____ E.
_____	_____	acres in the	_____	of Sec.	_____	, T.	_____	(N./S.), R. (circle one)	_____ E.
_____	_____	acres in the	_____	of Sec.	_____	, T.	_____	(N./S.), R. (circle one)	_____ E.
_____	_____	acres in the	_____	of Sec.	_____	, T.	_____	(N./S.), R. (circle one)	_____ E.
_____	_____	acres in the	_____	of Sec.	_____	, T.	_____	(N./S.), R. (circle one)	_____ E.
_____	_____	acres in the	_____	of Sec.	_____	, T.	_____	(N./S.), R. (circle one)	_____ E.
_____	_____	acres in the	_____	of Sec.	_____	, T.	_____	(N./S.), R. (circle one)	_____ E.
_____	_____	acres in the	_____	of Sec.	_____	, T.	_____	(N./S.), R. (circle one)	_____ E.
_____	_____	acres in the	_____	of Sec.	_____	, T.	_____	(N./S.), R. (circle one)	_____ E.

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ADDITIONAL SUPPORTING REMARKS REGARDING THIS PROOF'S FILING

This spring has been used continuously since 1866 to water the cattle owned by all of the previous owners and the current owners of this ranch.

Support documents for the chain of title and historic and current use of the range in which this spring is appurtenant to the operation of Simpson Creek Ranch/James E. and Vera L. Baumann, are provided in the documents of Volume #1 of the Water Filings for Simpson Creek Ranch/James E. & Vera L. Baumann, already filed with the Nevada Division of Water Resources.

There are no prior filings found for this spring.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by

James E. & Vera L. Baumann are full and correct to the best of their knowledge and belief.
(Name)

If proof is not made by the claimant, deponent shall state on this line by virtue of what authority they represent the claimant.

Name James E. Baumann Signature
(Please type or print name) (Please sign in the presence of a Notary Public)

Address PO Box 308, Eureka State of Nevada ZIP Code 89316

Telephone Number 775-237-5452 Email Address simpsoncreekranch@gmail.com

State of Nevada

County of Eureka

Subscribed and sworn to before me on 5-24-2016
(Date)

by

Signature of Notary Public Required

ANNELLE D. WATTS
Notary Public - State of Nevada
Appointment Recorded in Eureka County
No: 16-2316-8 - Expires May 22, 2020

Notary Stamp or Seal Required

THE FILING FEE IS $120 FOR FILING EACH PROOF OF APPROPRIATION FORM, WITH THE EXCEPTION OF THE EXCLUSIVE FILING FOR A STOCK WATER CLAIM, WHICH HAS A $60 FILING FEE.