

THE STATE OF NEVADA
PROOF OF APPROPRIATION OF WATER FOR
STOCK WATERING PURPOSES

From Green Spring
Name of natural water course
Through a ditch (no name) to reservoir
Name of ditch, pipe line, etc.
James Hunter, the undersigned, being first
duly sworn, deposes and says that the statements herein contained relative to the appropriation of water by
him are full and correct to the
best of his knowledge and belief.

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

- (1) Name of claimant James Hunter
Address Bar Branch County of Eureka
State of Nevada
- (2) The means of diversion employed is dam and ditch
Dam and ditch, pipe line, flume, etc.
- (3) The water is impounded in reservoir
Troughs, reservoirs, tanks, etc.
- (4) The construction of the ditch or other works was begun Previous to 1882
and completed I made a new reservoir about 1922
- (5) The nature of the claimant's title to the land upon which the works are located is Government land
- (6) The claimant's water right was (was not) recorded in the office of the County Recorder of _____
County, at Page _____ of Book 710 of _____
- (7) The approximate number of animals watered by the claimant during the first year was ✓
and said watering was conducted for an approximate period of 20 days during
each of the following months: March April May June July
August September October

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

About 100 head Cattle and horses graze in that vicinity more or less during the months previously mentioned

(9) The amount of water which it has been necessary to divert for the said purpose has been

About 1/20 cubic feet per second.

40 miners inches equals 1 cubic foot per second

(10) The water is diverted from its source at S. 18° 30' E., 3,760 feet from

True bearing to nearest minutes distance

the North West corner of Section 23, T. 19 N., R. 54 E.,

Mount Diablo Base and Meridian.

NOTE—Information under (10) must invariably be given when a public corner is within 6 miles, unless the State Engineer consents to some other form of description.

(11) The works are located at about 200ft west of the point of diversion in the NW 1/4 SW 1/4, Said Sec. 23, T. 19 N., R. 54 E.,

Remarks:

Remarks: This water has been used
Continuously for stock watering and
irrigation on this ranch since
it was taken up about 1865.
It is a tributary to Simpson Creek.

James Hunter

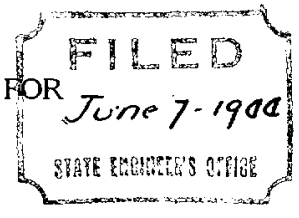
Subscribed and sworn to before me this _____ day of _____, 19____

Notary Public in and for the County of _____

My commission expires _____, 19____

02920

THE STATE OF NEVADA
PROOF OF APPROPRIATION OF WATER FOR
STOCK WATERING PURPOSES



From Green Spring Name of natural water course

Through a ditch (no name) to reservoir Name of ditch, pipe line, etc.

James Hunter, the undersigned, being first
duly sworn, deposes and says that the statements herein contained relative to the appropriation of water by
him are full and correct to the
best of his knowledge and belief.

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

(1) Name of claimant James Hunter
Address Bar. C. ranch, County of Eureka,
State of Nevada

(2) The means of diversion employed is dam and ditch
Dam and ditch, pipe line, flume, etc.

(3) The water is impounded in reservoir
Troughs, reservoirs, tanks, etc.

(4) The construction of the ditch or other works was begun previous to 1883
and completed. I made a new reservoir about 1922

(5) The nature of the claimant's title to the land upon which the works are located is
Government land

(6) The claimant's water right was (was not) recorded in the office of the County Recorder of
County, at Page of Book No. of

(7) The approximate number of animals watered by the claimant during the first year was
and said watering was conducted for an approximate period of 30 days during
each of the following months March, April, May, June, July, August,
September and October

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

About 100 head cattle and horses graze in that vicinity more
less during the months previously mentioned.

(9) The amount of water which it has been necessary to divert for the said purpose has been.....

about 1/20 cubic feet per second.

40 miners inches equals 1 cubic foot per second

(10) The water is diverted from its source at S. 18° 40' E., 2,430 feet feet from

True bearing to nearest 5 minutes distance

the North West corner of Section 14, T. 19 N., R. 54 E. E.

Mount Diablo Base and Meridian.

Note—Information under (10) must invariably be given when a public corner is within 6 miles, unless the State Engineer consents to some other form of description.

(11) The works are located at about 300 feet Easterly of the point of diversion

Describe as within a 40-acre subdivision of public survey or by a tie in same manner as under (10)

in the SW¹/₄ NW¹/₄ section 14 T. 19 N., R. 54 E., M.D.B.&M.

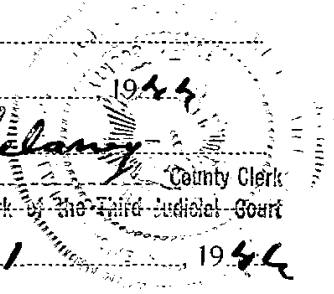
Remarks:

Remarks: This water has been used continuously for stockwatering and irrigation on this ranch since it was taken up about 1865. It is a tributary to Simpson Creek, through Bennett Wash.

James Hunter
James Hunter

Subscribed and sworn to before me this 5 day of June

Ed Melany



Notary Public in and for the County of ~~Ex-officio Clerk of the Third Judicial Court~~

My commission expires Dec 31 1944

This part of form to be left blank by claimant

Filing Serial No. 02325

STATE OF NEVADA

Proof of Appropriation of
Water for Stock Purposes

Water Source.....

Through.....

Claimant.....

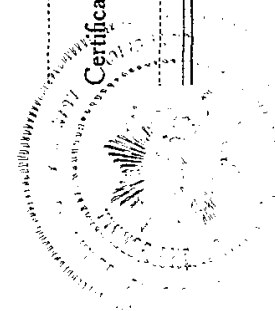
Filed in the office of the State Engineer on

....., 19.....

State Engineer.
Certificate No. issued hereunder

....., 19.....

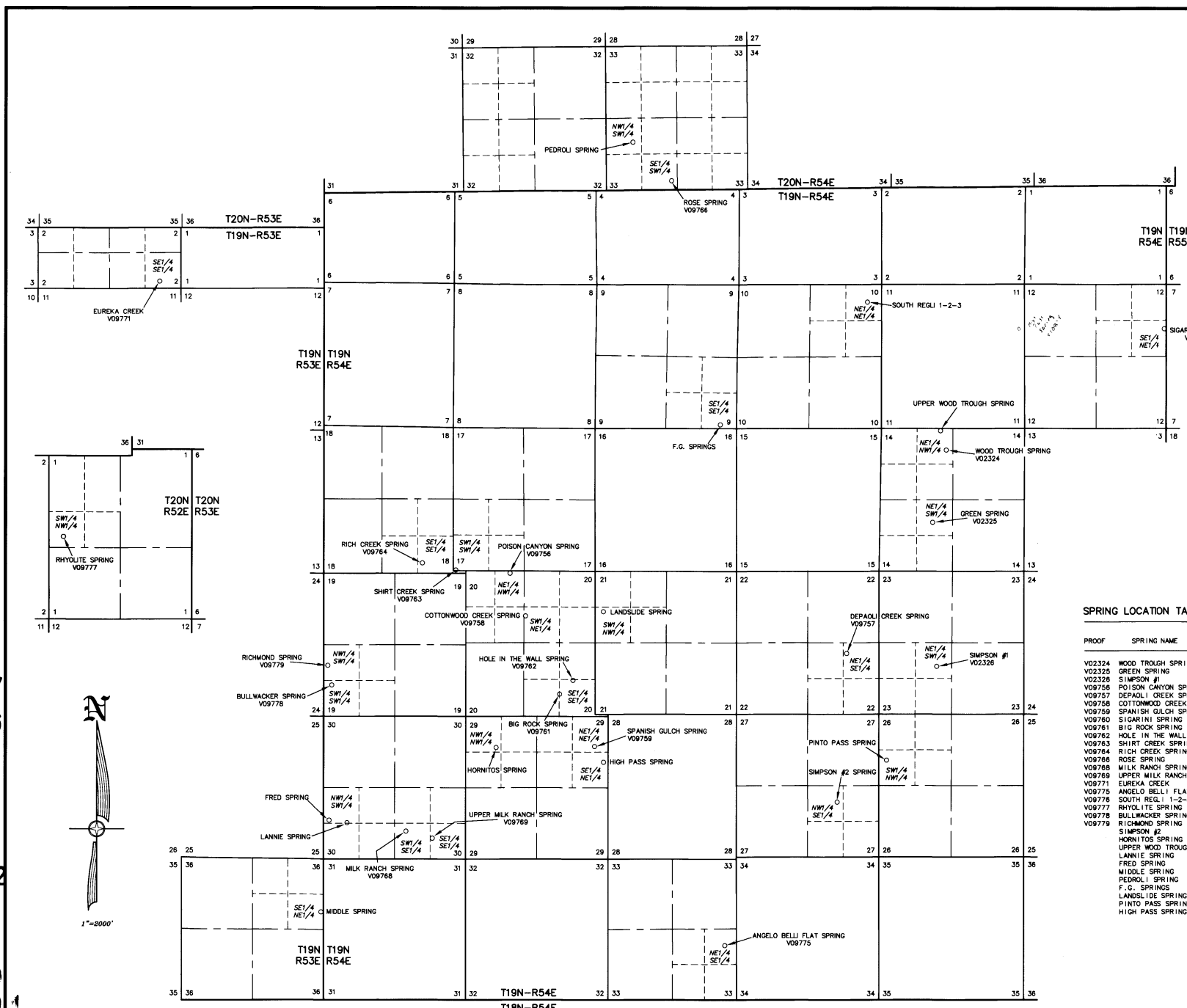
Form An 3-21-28-1000



SHEET NO. 1 OF 1 SHEETS.

HIGH DESERT ENGINEERING & SURVEYING LLC
 CONSULTING ENGINEERING & SURVEYING
 640 IDAHO STREET
 ELKO, NEVADA 89801
 (775) 738-4053

W216014



V10879
V10878
V10877
V10876
V10875

V10873

V10872
V10871

V10869
V09779
V09778
V09777

V09776
V09775
V09771
V09769

V09768 V09766 V09764 V09763 V09762 V09761 V09760 V09759 V09758 V09757 V09756 V02326 V02325 V02324

STATE OF NEVADA }
COUNTY OF ELKO } SS.

I, ROBERT E. MORLEY, BEING FIRST DULY SWORN, DEPOSE AND SAY THAT THIS MAP, CONSISTING OF 1 SHEET, NUMBERED FROM 1 TO 1, INCLUSIVE, HAS BEEN CORRECTLY DRAWN TO THE DESIGNATED SCALE FROM SURVEYING CALCULATION NOTES PREPARED BY ME, OR UNDER MY SUPERVISION AND DIRECTION, RELYING UPON ANALYSIS OF BLM CADASTRAL SURVEY PLATS AND LATITUDE AND LONGITUDE OF SPRING LOCATIONS PROVIDED BY THE APPLICANT. EXTENT OF THE WORKS USED TO DIVERT WATER FROM SPRINGS, IN EUREKA COUNTY, NEVADA, BY JAMES E. BAUMANN AND VERA L. BAUMANN, FOR STOCK WATER PURPOSES, THAT THE PROPOSED POINT OF DIVERSION, THE APPROXIMATE LOCATION AND SIZE OF THE DIVERTING CHANNEL OR OTHER CONDUIT, THE PLACE AND MANNER OF USE, AND THE LOCATION AND NAMES OF ALL OTHER WORKS OR STREAMS WHICH ARE CROSSED BY OR CONNECTED WITH THE SAID WORKS, ARE FULLY AND CORRECTLY DESIGNATED THEREON.

STATE WATER RIGHT SURVEYOR NO. 688

ROBERT E. MORLEY
 Exp. 12-31-17
 No. 6203

SUBSCRIBED AND SWORN TO BEFORE ME
THIS 24 DAY OF May, 2016.

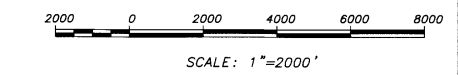
Charlene A. Jones
 NOTARY PUBLIC IN AND FOR THE STATE OF NEVADA
 MY COMMISSION EXPIRES Feb. 6, 2018

NOTES

- 1) LATITUDES AND LONGITUDES ARE EXPRESSED IN DECIMAL DEGREES.
- 2) LATITUDES AND LONGITUDES FURNISHED BY THE APPLICANT.
- 3) THE DATUM USED IS WGS84

SPRING LOCATION TABLE

PROOF	SPRING NAME	SECTION	SUB-DIVISION	TOWNSHIP	RANGE	SHIP	LATITUDE	LONGITUDE
V02324	WOOD TROUGH SPRING	14	NE1/4 NW1/4	T19N	R54E	39.522389 N	115.862093 W	
V02325	GREEN SPRING	14	NE1/4 SW1/4	T19N	R54E	39.515113 N	115.863875 W	
V02326	SIMPSON #1	23	NE1/4 SW1/4	T19N	R54E	39.5003 N	115.863 W	
V09756	POISON CANYON SPRING	20	NE1/4 NW1/4	T19N	R54E	39.509833 N	115.919297 W	
V09757	DEPAOLI CREEK SPRING	22	NE1/4 SE1/4	T19N	R54E	39.501671 N	115.874839 W	
V09758	COTTONWOOD CREEK SPRING	20	SW1/4 NE1/4	T19N	R54E	39.502525 N	115.917338 W	
V09759	SPANISH GULCH SPRING	29	NE1/4 NE1/4	T19N	R54E	39.492274 N	115.908187 W	
V09760	SIGARINI SPRING	12	SE1/4 NE1/4	T19N	R54E	39.5343 N	115.834 W	
V09761	BIG ROCK SPRING	20	SE1/4 SE1/4	T19N	R54E	39.4974 N	115.913 W	
V09762	HOLE IN THE WALL SPRING	20	SE1/4 SE1/4	T19N	R54E	39.498794 N	115.911215 W	
V09763	SHIRT CREEK SPRING	17	SW1/4 SW1/4	T19N	R54E	39.509928 N	115.926263 W	
V09764	RICH CREEK SPRING	18	SE1/4 SE1/4	T19N	R54E	39.51077 N	115.93057 W	
V09766	ROSE SPRING	33	SE1/4 SW1/4	T20N	R54E	39.549832 N	115.898125 W	
V09768	MILK RANCH SPRING	30	SW1/4 SE1/4	T19N	R54E	39.48362 N	115.93337 W	
V09769	UPPER MILK RANCH SPRING	30	SE1/4 SE1/4	T19N	R54E	39.482789 N	115.929769 W	
V09771	EUREKA CREEK	02	SE1/4 SE1/4	T19N	R53E	39.539828 N	115.965614 W	
V09775	ANGELO BELLI FLAT SPRING	33	NE1/4 SE1/4	T19N	R54E	39.472268 N	115.891017 W	
V09776	SOUTH REG. 1-2-3	10	NE1/4 NE1/4	T19N	R54E	39.537081 N	115.872301 W	
V09777	RHYOLITE SPRING	01	SW1/4 NW1/4	T20N	R52E	39.626254 N	116.067534 W	
V09778	BULLWACKER SPRING	19	SW1/4 SW1/4	T19N	R54E	39.49814 N	115.942926 W	
V09779	RICHMOND SPRING	19	NW1/4 SW1/4	T19N	R54E	39.500647 N	115.943388 W	
V09779	SIMPSON #2	27	NW1/4 SE1/4	T19N	R54E	39.48582 N	115.876004 W	
V09779	HORNITOS SPRING	29	NW1/4 SW1/4	T19N	R54E	39.4922 N	115.921 W	
V09779	UPPER WOOD TROUGH SPRING	14	NE1/4 NW1/4	T19N	R54E	39.524297 N	115.862967 W	
V09779	LANNE SPRING	30	NW1/4 SW1/4	T19N	R54E	39.484396 N	115.941172 W	
V09779	FRED SPRING	30	NW1/4 SW1/4	T19N	R54E	39.484569 N	115.943679 W	
V09779	MIDDLE SPRING	36	SE1/4 NE1/4	T19N	R53E	39.47521 N	115.944456 W	
V09779	PEDROLI SPRING	33	NW1/4 SW1/4	T20N	R54E	39.553644 N	115.903179 W	
V09779	F.G. SPRINGS	09	SE1/4 SE1/4	T19N	R54E	39.525102 N	115.891431 W	
V09779	LANDSLIDE SPRING	21	SW1/4 NW1/4	T19N	R54E	39.50582 N	115.906859 W	
V09779	PINTO PASS SPRING	28	SW1/4 NW1/4	T19N	R54E	39.490811 N	115.86968 W	
V09779	HIGH PASS SPRING	29	SE1/4 NE1/4	T19N	R54E	39.490811 N	115.906859 W	



STATE ENGINEERS USE

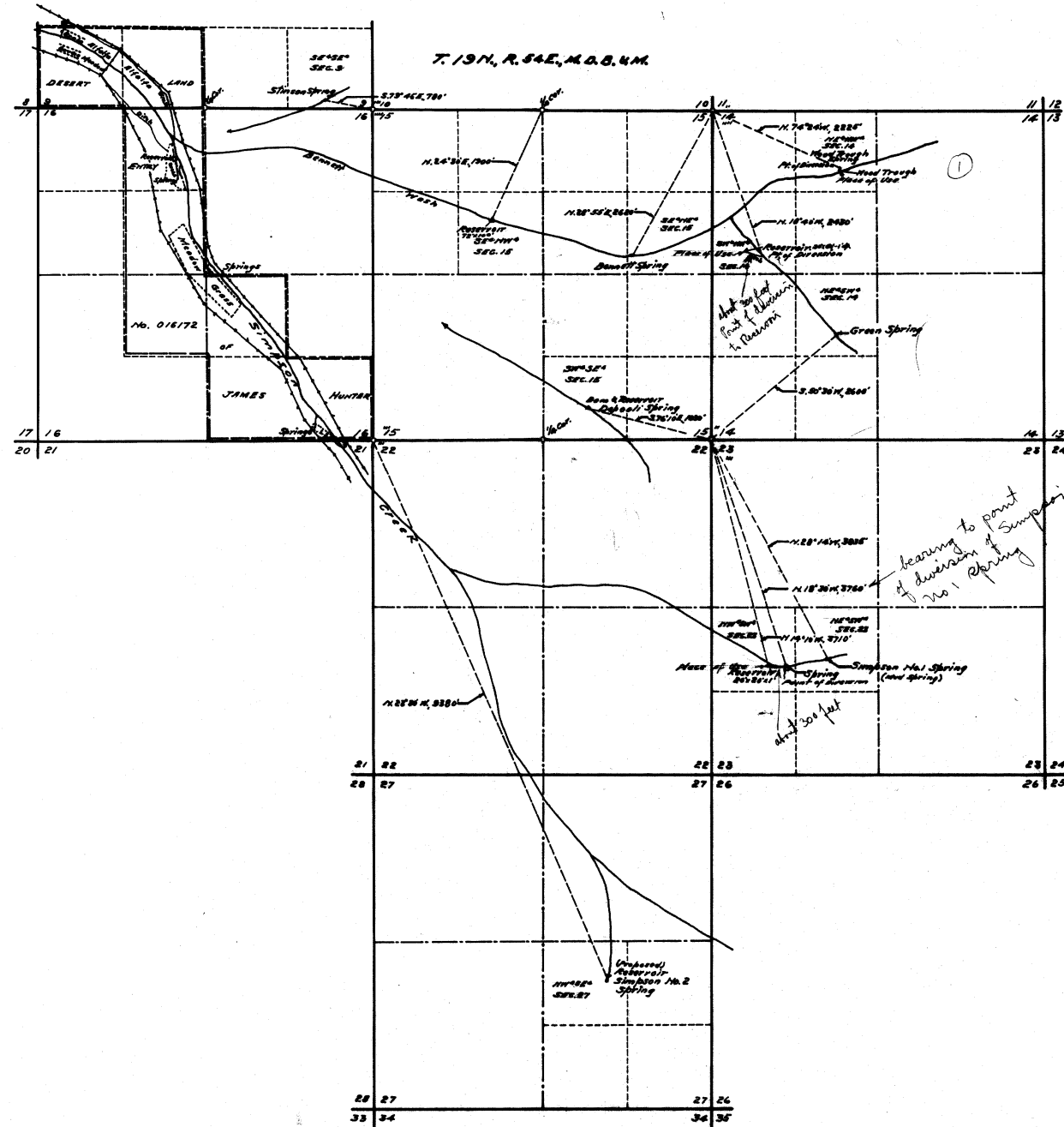
V-09756-77

MAY 27 2016

ELKO COUNTY ENGINEERS OFFICE

MAP TO ACCOMPANY PROOF OF APPROPRIATION
FOR STOCKWATER USE
BY JAMES E. & VERA L. BAUMANN
FROM SPRINGS
IN EUREKA COUNTY, NEVADA





STATE OF NEVADA } 55.
 County of White Pine }

I, F.M. Millard, being first duly sworn, depose and say that this map has been correctly drawn to the designated scale from field notes of a survey made by me between the 15th and 20th days of June, 1943, that it truly and correctly represents the location and extent of the works used to divert water from WOOD TROUGH, BENNETT, GREEN, DEPOALI and SIMPSON No. 1 SPRINGS in Eureka County by JAMES HUNTER for stockwatering purposes; that the points of diversion, the locations and sizes of the diverting channels or other conduits, the places and manner of use, and the location and names of all other works or streams which are crossed by or connected with the said works, are fully and correctly designated thereon.

F.M. Millard
 State Water Right Surveyor.

Subscribed and sworn to before me this 23rd day of June, 1943.

[Signature]
 Notary Public in and for White Pine County, Nevada.
 My Commission expires Jan 6, 1946

SCALE 1 IN. = 1000 FT.

FILED
 June 7, 1944
 DEPT. OF LANDS & MINES

MAP
 TO ACCOMPANY PROOFS OF APPROPRIATION
 FOR
STOCKWATERING
 BY
JAMES HUNTER
 FROM ~~WOOD TROUGH, BENNETT,~~
GREEN, DEPOALI & SIMPSON No. 1
SPRINGS.

SURVEYED
 JUNE 17-19, 1943. - BY - F.M. MILLARD & SON,
 RAY, NEVADA.

02324-02325-02326

2009
Corrected
Supplementary Information

Name:	Green Spring
Latitude:	39.514
Longitude:	115.860
Elevation:	7152
NDWR Water Rights Application #: (Baumann)	V02325

Remarks

Application No.: V02325 Application Status: VST Certificate No.:

Owner(s): BAUMAN, JAMES E.; Status: VESTED RIGHT

Basin: 153 Basin Name: DIAMOND VALLEY Sub Basin:

Basin Status: DESIGNATED (ID) Region: CENTRAL County: EUREKA

Source: SPRING Source Description: GREEN SPRING

Project Name: Decree Name: Use: STOCKWATERING

Period Start: 0301 Period End: 1031

Point of Diversion Information: Qtr-Qtr: NE Qtr: SW Sec: 14 Twn: 19N Rng: 54E
--

Duty Balance: 0.49 MGS Div Balance: 0.05

Acre-Feet Storage: 0 Well Log Nos.:

Remarks 1:

Application No.: V02325 Application Status: VST Certificate No.:

Assigned By: Effective Date:

Ownership Information

Owner	Type	Div Rate	Duty	Acres	Change By	Description
BAUMAN, VERA L.	C	0	0	0		
BAUMAN, JAMES E.	C	0	0	0		

Original Owner(s)

Owner
HUNTER, JAMES

Remarks 5:

Home	State Home Pages	About Us	Publications
Webmaster			



State of Nevada
 Department of Conservation & Natural Resources
Division of Water Resources
 Tracy Taylor, P. E. State Engineer

Water Rights Database, Page 2

Due Dates and Maps

[New Search](#) [General Information](#) [Maps and Due Dates](#) [Place of Use](#) [Abrogations/Protests/Rulings](#)
[Ownership/Title](#)

Application No.: [V02325](#) **Application Status:** [VST](#) **Certificate No.:**

Filing Date: [06-07-1944](#) Priority Date: [01-01-1883](#) Return Date:
 Sent for Publication Date: Last publication Date: Ready for Action Date:
 Permit Date: Withdrawn Date: Forfeit Date:
 Cancel Portion: Cancellation Date: Cancellation Rescind Date:
 Denied Date:

Maps

<u>Filed Under</u>	<u>Date</u>	<u>Filed Under</u>	<u>Date</u>
Proposed POD: V02325	06-07-1944	Existing POD:	
Proposed POU:		Existing POU:	

Proofs of Completion and Beneficial Use

Due Date: Revd: Filed: Ext. Due: Ext Rcvd:

POC:
 PBU:

Other Dates and Requirements

Cultural Map: PBU Map Received: PBU Map Filed Under: Certificate Date:
 Forfeiture Due Date: Extension required?: Forfeiture Portion: Forfeiture Received: Forfeiture Filed:
 Temporary Expiration Date: Other Date: Reporting Required?:
 Remarks 2:



STATE OF NEVADA
ENGINEER'S OFFICE

ROBERT A. ALLEN
STATE ENGINEER
JOHN V. MUELLER
ASSISTANT STATE ENGINEER

CARSON CITY January 18, 1926.

Replying to your letter of

In your reply refer to Nos. 4416, 6225, 01512.

Mr. James Hunter,
Eureka, Nevada,

Dear Sir:-

In re maps received on July 10th last, showing your Simpson Creek Ranch:

When sending in these maps you did not advise under what filings you desired to have them placed, but we presume that they were intended for filing under permit No. 6225, which was granted to you last summer for a change in the point of diversion and place of use of water from the Edera Ranch to the Depaoli place. Such being the case we find the following discrepancies and corrections and we are returning the maps accordingly:

1. The new points of diversion named in permit No. 6225 are as follows: "Ditch No. 1 on the S. side of Simpson Creek in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 16 and Ditch No. 2 on the N. side of Simpson Creek in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 16, T. 19 N., R. 54 E." No points of diversion are shown in these forty acre tract and the only ditches shown on sheet No. 1 from Simpson Creek are two proposed ditches, the point of diversion of both appearing to be in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 16. In glancing over the cultivated land in the SW $\frac{1}{4}$ Sec. 9, it appears that same is irrigated from a continuation of these proposed ditches. No doubt the ditches which irrigate this land are already constructed and their points of diversion should be shown on the map. As the map is now prepared, it is impossible to tell what ditches are constructed and those which are merely proposed to be constructed. We suggest also that the surveyor label each intake of the various ditches which irrigate the Depaoli ranch, "Present Point of Diversion".

2. The point of diversion of the old ditches which formerly irrigated the Edera Ranch, according to description in application and permit No. 6225 as well as locations shown on the cultural map filed some years ago by Edera, within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5, T. 19 N., R. 54 E. The map does not show this old point of diversion or these old ditches. This should be shown with the labeling "Old Point of Diversion".

3. Maps Nos. 1 and 2 have been prepared by the surveyor on a different scale, No. 1 having been made on the scale of 1" equals 400', and No. 2 having a scale of 1" equals 600'. It does not particularly matter which scale is used but the surveyor should

-8-

have made both maps on the same scale and we suggest that you call this to his attention.

Care should also be taken by the surveyor in having the cultivated land shown on Sheet No. 1 check with that shown on Sheet No. 2 when properly placed alongside of it. As the maps are now prepared, there appears to be cultivated land in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8, which is not shown on either map.

With respect to the 3rd sheet showing Poison, Cottonwood and Ditch Springs, we presume that it is intended also for filing with the cultural maps just mentioned showing the Simpson Creek Ranch. It occurs to us that it could also be made to cover permit No. 4416 for water from Poison Spring by showing exactly what works of improvement are located thereat. We could then issue a certificate under said permit for stockwatering purposes. We also have a proof of appropriation, No. 01512, for water from Poison Canon Spring but if we issue a certificate under permit No. 4416 it will accomplish all that proof of appropriation No. 01512 could do and we, therefore, suggest that said proof be withdrawn by you in order to clear our records.

Yours very truly,

Robert A. Allen,
State Engineer,

By



Office Engineer.

HP MC

*Bennett,
Simpson Creek Springs.*

Mr. James Hunter
11/12/43 - Page Two

Proof of Appropriation of Water Serial No. 01089, filed on May 4, 1912, for the waters of Bennet Spring. This proof is covered by Certificate No. 42 for the irrigation of 1.1 acres of land.

Proof of Appropriation of Water Serial No. 01133 - Simpson Creek - Certificates Nos. 148 and 152, issued for 65 acres and 68.5 acres of land.

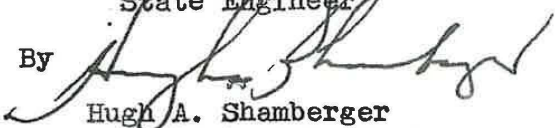
Proof of Appropriation of Water Serial No. 01512, withdrawn February 3, 1926.

Trusting that this gives you the desired information, we are

Yours very truly,

ALFRED MERRITT SMITH
State Engineer

By


Hugh A. Shamberger
Assistant State Engineer

JAM:RMA



ALFRED MERRITT SMITH
STATE ENGINEER

STATE OF NEVADA
OFFICE OF STATE ENGINEER
CARSON CITY

HUGH A. SHAMBERGER
ASSISTANT

April 8, 1944

Mr. James Hunter
Box 52
Eureka, Nevada

Dear Mr. Hunter:

This will acknowledge receipt of your letter of March 27, together with the following:-

1. Proof of Appropriation of the waters of Green Spring for stockwatering purposes.
2. Proof of Appropriation of the waters of Wood Trough Spring for stockwatering purposes.
3. Proof of Appropriation of the waters of Simpson No. 1 Spring for stockwatering purposes. *Mud Spring*
4. Your check for \$30.00 as the filing fees on the above Proofs of Appropriation.

With exception to question No. 4 the Proofs of Appropriation appear to be in proper order for official filing. In answer to this question you state that the construction of the ditch or other works was begun previous to 1920 by your predecessors, and that you made improvements since that time. In order to substantiate a claim of vested water right for the waters covered by the proofs it must be definitely stated that these waters were acquired prior to March 1, 1905, and therefore the construction of ditches, etc., must conform with the initiation of the water right which must be prior to the Year 1905. Any water right to be acquired after the Year 1905 must be by means of application for permission to appropriate waters as provided by Sections 59 to 74 of the water law.

The three proofs and your check for \$30.00 are returned to you herewith for your further consideration.

At this time we wish to call your attention to the fact that your statement under Remarks of the proofs as to the priority of the water right is very weak and for your protection will advise that you must make a more definite answer.

The map in support of the above named proofs made and

RICHARD H. BRYAN
Governor

STATE OF NEVADA

ROLAND D. WESTERGARD
Director

PETER G. MORROS
State Engineer



DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

DIVISION OF WATER RESOURCES

Capitol Complex

201 S. Fall Street

Carson City, Nevada 89710

02324, 02325, 02326

April 18, 1986

James and Vera Baumann
P. O. Box 308
Eureka, NV 89316

Dear Mr. and Mrs. Baumann:

Please be advised that Proof Numbers 02324, 02325 and 02326 have been assigned to show James E. and Vera L. Baumann as current owners of record.

If you have any questions please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read "Hugh Ricci".

Hugh Ricci, P.E.
Chief, Groundwater Section

HR/js