

Serial No. 09759

STATE OF NEVADA

Stock water ~~at [unclear]~~

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING OR WILDLIFE PURPOSES

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

(2) Source of water Spanish Gulch Spring
Name of natural water source.

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

(4) The water is diverted at the following point(s) SE 1/4: NE 1/4 Sec: 29
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.
Twp: 19N Rng: 54E
Diversion over a channel reach must be described by course and distance to a section corner for both the beginning and end of such reach.
G.P.S. Long: 39° 30.79N Lat: 115° 54.45W

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

(6) The construction of the ditch or other works was begun
and completed
Date Date

(7) The nature of the claimant's title to the land upon which the source of water and place of use are located is Public domain with grazing permit
Patented, deeded, public domain with grazing permit, etc
Located in the Shannon Station and Spanish Gulch allotments.

(8) The claimant's water right was (was not) recorded in the office of the County Recorder of
County, at Page of Book of

NOTE - Failure to record in the county in no way invalidates a water right, but if water right was so recorded, supply full information under (8).

Serial No. 09759

STATE OF NEVADA

~~Stockwater & Irrigation~~

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING OR WILDLIFE PURPOSES

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

(2) Source of water Spanish Gulch Spring
Name of natural water source.

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

(4) The water is diverted at the following point(s) SE 1/4: NE 1/4 Sec: 29
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.
Twn: 19N Rng: 54E
Diversion over a channel reach must be described by course and distance to a section corner for both the beginning and end of such reach.
G.P.S. Long: 39° 30.79N Lat: 115° 54.45W

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

(6) The construction of the ditch or other works was begun _____ Date
and completed _____ Date

(7) The nature of the claimant's title to the land upon which the source of water and place of use are located is Public domain with grazing permit
Patented, deeded, public domain with grazing permit, etc.
Located in the Shannon Station and Spanish Gulch allotments.

(8) The claimant's water right ~~was~~ (was not) recorded in the office of the County Recorder of _____ County, at Page _____ of Book _____ of _____

NOTE — Failure to record in the county in no way invalidates a water right, but if water right was so recorded, supply full information under (8).

(9) The approximate number of animals watered by the claimant during the first year 1866
Date
was 100 cattle _____ horses _____ sheep or wildlife (describe) _____
The watering was conducted during each of the following months April 1st ^{Other} thru
November 30th

(10) The approximate number of animals watered by the claimant in subsequent years was as follows:
About 200 hd of Cattle more or less over
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.
the years; but this spring has been used
continuously since 1866; or thereabouts.

(11) The amount of water which has been necessary to be diverted for this purpose has been
1 cubic feet per second.
448.83 gallons per minute equals 1 cubic feet per second.

(12) The works are located at SE 1/4 of NE 1/4 Sec: 29 Twn.: 19N
Describe as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed
Rng: 54E.
land, it should be stated.
G.P.S. Long: 39° 30.79N Lat: 115° 54.45W

Remarks Support documents for Chain of title for
Simpson Creek Ranch / James E. & Vera L.
Baumann provided in Water Rights documents
Vol I filed with Nevada Division of Water
Resources.
Support documents for Spanish Gulch
Spring filed in Vol II of Simpson Creek
Ranch / James E. & Vera L. Baumann. Water
Right Document filing with the Nevada Division
of Water Resources. (map also included)

Remarks Spanish Gulch also a tributary to Simpson Creek and has been used for irrigation for many years. (See affidavit written by James A. DePaoli in 1951 Vol II Spanish Gulch)

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

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

Claimant

Telephone No. (775) 237-5452

By _____

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

City, State, Zip Code No.

Telephone No. (____) _____

Subscribed and sworn to before me this _____ day of _____, 20_____

Notary Public in and for the County of _____

My commission expires _____

\$50 FILING FEE MUST ACCOMPANY PROOF



Serial No. 09759

STATE OF NEVADA Stockwater ~~at [unclear]~~

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING OR WILDLIFE PURPOSES

(1) Name of claimant James E. & Vera L. Baumann P.O. Box 308 of Eureka Nevada 89316

(2) Source of water Spanish Gulch Spring

(3) The water is diverted by Dam

(4) The water is diverted at the following point(s) NE 1/4 Sec: 29 Town: 19N Range: 54E G.P.S. Long: 39° 30.79N Lat: 115° 54.45W

(5) The water is impounded in Reservoir

(6) The construction of the ditch or other works was begun and completed

(7) The nature of the claimant's title to the land upon which the source of water and place of use are located is Public domain with grazing permit Located in the Shannon Station and Spanish Gulch allotments.

(8) The claimant's water right was (was not) recorded in the office of the County Recorder of County, at Page of Book of

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

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About 200 hd of Cattle more or less over
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.
the years; but this spring has been used
continuously since 1866; or thereabouts.

(11) The amount of water which has been necessary to be diverted for this purpose has been
1 cubic feet per second.
448.83 gallons per minute equals 1 cubic feet per second.

letter dated 5/24/16
(12) The works are located at SE 1/4 of NE 1/4 Sec: 29 Twp: 19N
Describe as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed
Ring: 54E.
land, it should be stated.
G.P.S. Lat: 39° 30.79N Lon: 115° 54.45W

Remarks Support documents for Chain of title for
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Baumann provided in Water Rights documents
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Resources.
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Spring filed in Vol II of Simpson Creek
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Right Document filing with the Nevada Division
of Water Resources. (map also included)

Remarks Spanish Gulch also a tributary to Simpson Creek and has been used for irrigation for many years. (See affidavit written by James A. DePaoli in 1951 Vol II Spanish Gulch)

ALSO REFER TO MAP FILED UNDER V01133 - SPANISH GULCH SPRING IS A TRIBUTARY TO SIMPSON CREEK -

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

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

James E. Baumann Vera R. Baumann
Claimant

Telephone No. (775) 237-5452

By _____

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

City, State, Zip Code No.

Telephone No. (____) _____

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



Maryjo Castaneda
Notary Public in and for the County of Eureka

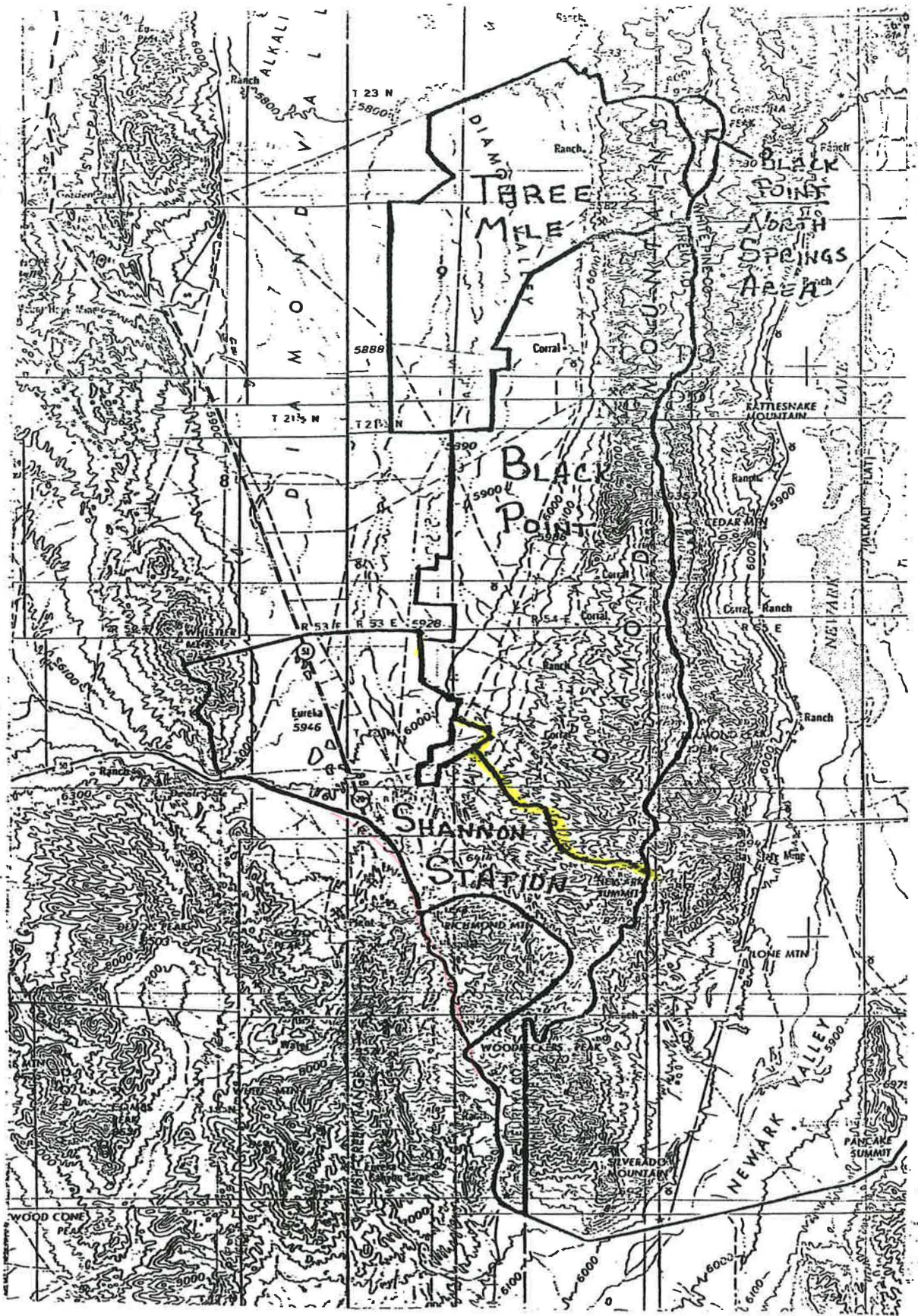
My commission expires June 25, 2009

\$50 FILING FEE MUST ACCOMPANY PROOF

RECEIVED
2008 SEP 11 PM 3:36
STATE ENGINEERS OFFICE

AGB MATZAG GUYRAM
ADAM MATZAG
BOSNEN + HERZEGOVINA
BISCHOFSTRASSE 1
10000 BERLIN







TIN R.R. S.E. M.D.B. M.

1/2" scale maps are used.

For info. see map of 1910
 H.C. Madeline was the first person to discover and tap
 the above spring. It is a fine water containing plant, as
 well as other medicinal properties. It is a fine water
 and is a fine water. It is a fine water. It is a fine water.
 H.C. Madeline

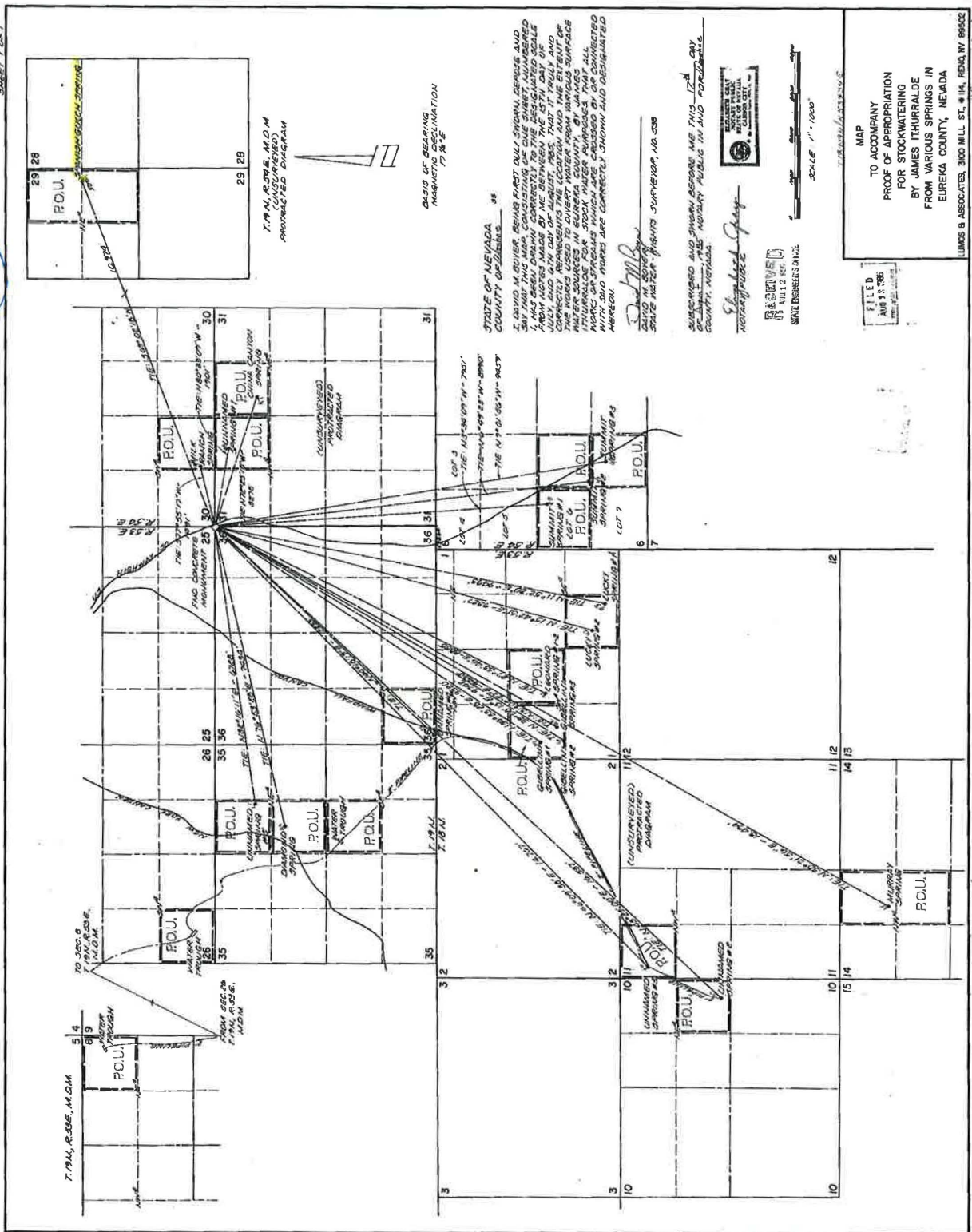
Submitted to the H.C. Madeline
 H.C. Madeline
 H.C. Madeline
 H.C. Madeline



01483

SHEET 7 OF 7

#2



TYPICAL P.O.U. M.O.M. (UNLAWFULLY SPRING) PROTRACTED DIAGRAM

DATE OF BEARING NOMINATING DECLARATION 17, 1896

STATE OF NEVADA COUNTY OF ORISKANY

I, DAVID M. SOVER, BEING FIRST DULY SWORN, DEPOSE AND SAY THAT THIS MAP, CONSIDERING UP ONE SHEET, NUMBERED FROM NOTES MADE BY ME BETWEEN THE 15TH DAY OF JULY, AND 15TH DAY OF AUGUST, 1896, THAT IT TRULY AND CORRECTLY SHOWS THE SEVERAL WATER SOURCES IN EUREKA COUNTY, BY JAMES THURBAIDE, WHICH ARE USED TO DIVERT WATER FROM NATURAL SURFACE WATER SOURCES WHICH ARE ENCLOSED BY OR CONNECTED WITH SAID MARKS ARE CORRECTLY SHOWN AND DESIGNATED HEREON.

DAVID M. SOVER
STATE WATER RIGHTS SUPERVISOR, NO. 338

SUBSCRIBED AND SWORN BEFORE ME THIS 17th DAY OF JULY, 1896, IN THE COUNTY OF ORISKANY, NEVADA.

James Thurbaide
Notary Public

RECEIVED
JULY 12 1896
STATE ENGINEERS OFFICE



SCALE 1" = 1000'

MAP TO ACCOMPANY PROOF OF APPROPRIATION FOR STOCKWATERING BY JAMES THURBAIDE FROM VARIOUS SPRINGS IN EUREKA COUNTY, NEVADA

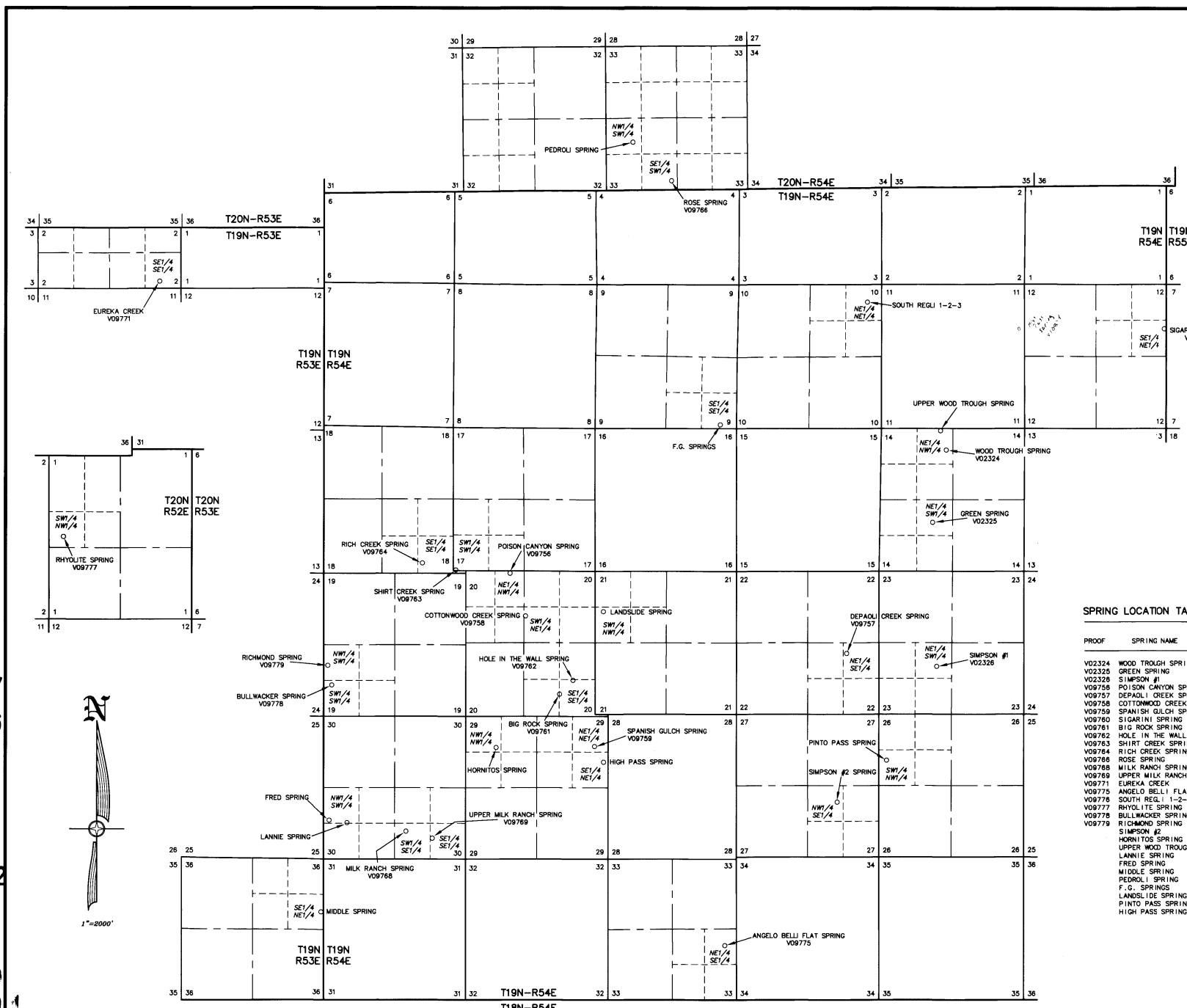
FILED
AUG 13 1896

04400 04401 04402 04403 04404 04405 04406 04407 04408 04409 04410 04411 04412 04413 04414 04415 04416 04417 04418 04419 04420 04421 04422 04423 04424 04425 04426 04427 04428 04429 04430 04431 04432 04433 04434 04435 04436 04437 04438 04439 04440 04441 04442 04443 04444 04445 04446 04447 04448 04449 04450 04451 04452 04453 04454 04455 04456 04457 04458 04459 04460 04461 04462 04463 04464 04465 04466 04467 04468 04469 04470 04471 04472 04473 04474 04475 04476 04477 04478 04479 04480 04481 04482 04483 04484 04485 04486 04487 04488 04489 04490 04491 04492 04493 04494 04495 04496 04497 04498 04499 04500

SHEET NO. 1 OF 1 SHEETS.

HIGH DESERT ENGINEERING 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

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 24th DAY OF May, 2016.

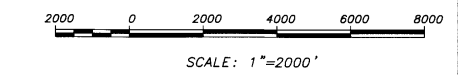
Charlene A. Jones
 NOTARY PUBLIC IN AND FOR THE STATE OF NEVADA
 MY COMMISSION EXPIRES Feb. 6, 2018

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	DEPAULI 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	115.917336 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	
V09789	UPPER MILK RANCH SPRING	30	SE1/4 SE1/4	T19N	R54E	39.482789 N	115.9297569 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	39.498914 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	39.485852 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	



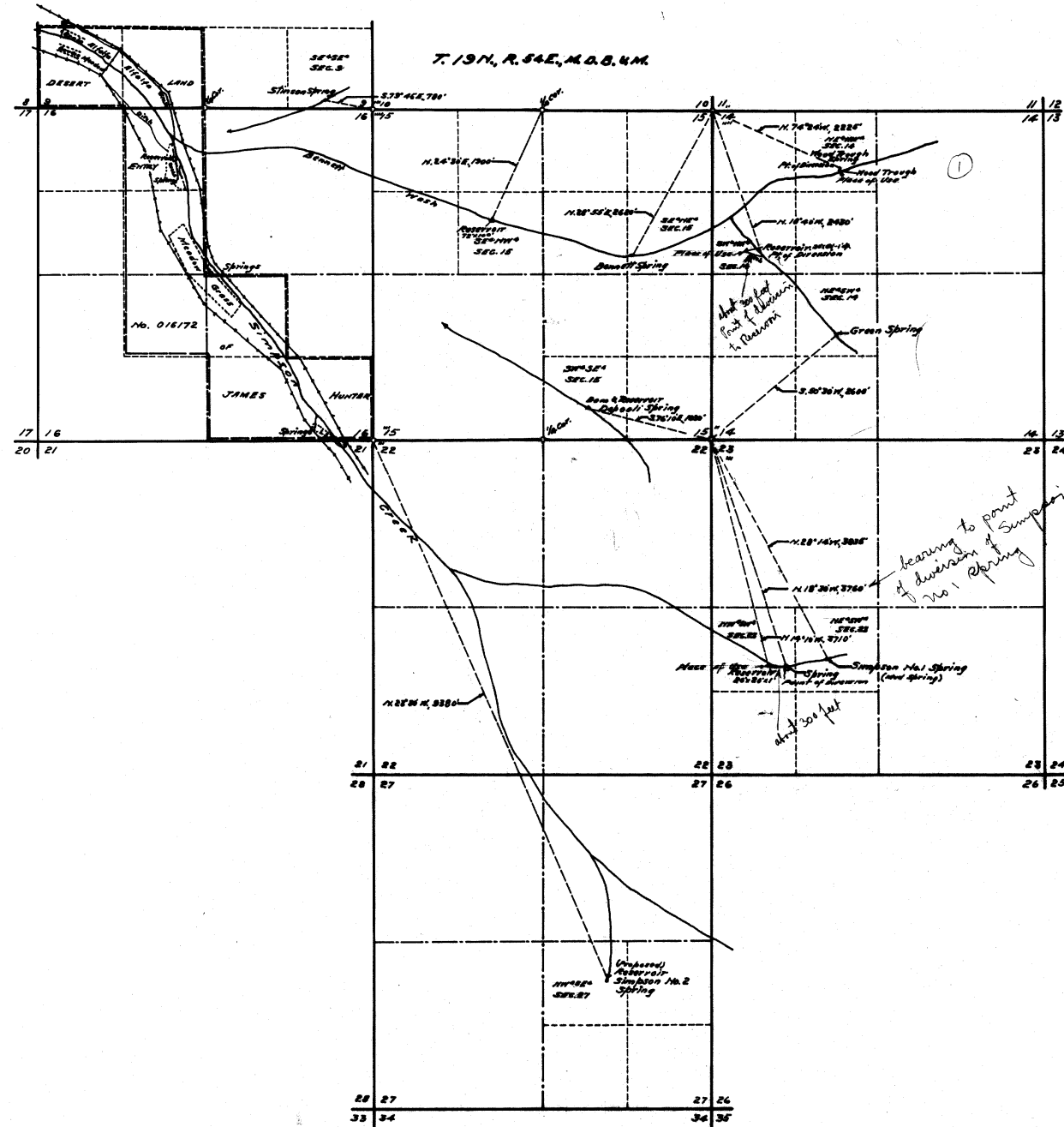
STATE ENGINEERS USE

V.09756-77

MAY 27 2016

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

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



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

Supplementary Information

Name: Spanish Gulch Spring

Latitude: 39°30.79 N

Longitude: 115° 54.45 W

Elevation: 6914

NDWR Water Rights Application #: 09759 V04500
V01423

Remarks: The natural flow of this spring is a tributary to Simpson Creek and has been used for irrigation and stock water by this ranch back to 1866. See supporting documents and affidavit written by James A. DePaoli in 1951.

This spring has two other vested claims. #01423-Chloe Held Trust is a vested claim based on an original filing by Thomas Dixon on March 20, 1914 Eureka County Water Location Filing claiming 1893 priority. Mr. Dixon who was a horse trader and who owned no cattle, sheep or land sold his claim to the spring to a man named A.C. Florio on August 10, 1914.

#V04500-James Ithurrealde in our opinion cannot prove a vested right based on the fact that A.C. Florio had already quitclaimed the spring to Handley Brothers in 1928 when he then sold it to Jim Ithurrealde in 1950.

2009
Corrected
Supplementary Information

Name:	Spanish Gulch Spring	
Latitude:	39.492	
Longitude:	115.907	
Elevation:	6914	
NDWR Water Rights Application #:	(Ithurrealde)	V04500
	(Held)	V01423
NDWR Filing under Baumann		#09759

Remarks: The natural flow of this spring is a tributary to Simpson Creek and has been used for irrigation and stock water by this ranch back to 1866. See supporting documents and affidavit written by James A. DePaoli in 1951.

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#V04500-James Ithurrealde in our opinion cannot prove a vested right based on the fact that A.C. Florio had already quitclaimed the spring to Handley Brothers in 1928 when he then sold it to Jim Ithurrealde in 1950.

FREMONT FOOD SHOP

Fruits and Groceries

At Fremont Station
50th Ave. and Bond St.

PHONE 963
FRUITVALE

Oakland, California,
April 25, 1924.

Mr. James Hunter,
Eureka, Nevada.

Dear Mr. Hunter:

Your letter regarding Springs jumped by Florio & Bedart came to me today, and I am very sorry to learn of same.

With regard to the Cottonwood Spring, the proof of possession I have is that I have used it as an irrigation and stock watering spring as long as I can remember, and the law with regard to such Springs was that in such usage, the consumer was in possession of it. I have constructed a water channel or ditch from Cottonwood Springs to our ranch, thereby carrying all the water from said spring to our place for domestic and irrigation purposes. Above this we have constructed small dams or ponds at different points so that our stock could water. The proper and immediate step for you to take is to clean this ditch so that the water can run freely to your main ditch, passing over the low gap on the hill between Cottonwood Canyon and Spanish Gulch Canyon and entering the main creek through the field, and also to clear out these small ponds so that signs of labor will show. Through our usage of these springs for such purposes, the law did not require us to have these springs surveyed and recorded at that time, as our usage gave us entire possession.

With regard to Poinson Canyon Spring, Mr. Edera and myself had a little difficulty when he jumped it, and the State Engineer in deciding the case gave us both the possession of it, enabling us both to water our stock there, and that neither of us were to put sheep in it. When I purchased Mr. Edera's properties, he gave me a deed for the Spring and ranches. The proper and immediate thing for you to do is to construct a small watering pond or dam on this spring so that your stock can water, and also that you have proof of labor on it. On all of your Springs it will be necessary for you to show a certain amount of labor each year, indicating that you are using them.

Kindly advise me as early as you can just whom is representing Mr. Florio in this case, and also whom you expect to have represent you. In this case a legal protect will be necessary through a Notary Public and not by yourself.

Oakland, Calif.,
Nov. 10, 1951.

TO WHOM IT MAY CONCERN:

This will certify that, My Father, Angelo De Paoli was the owner of the Bar C Ranch prior to 1922 and prior to 1900. I was born on the above ranch and worked with my father until 1921.

^{SIGARINI SP}
The Poison Canyon Spring situated on Newark Summit was always understood to be ours as the water came down the canyon into our Bennets Spring and finally into our ranch at the White Rock intersection. Frank Sigarini at one time did place a ditch and tried to place the water ~~own Tallhouse Canyon~~ to his ranch, but the water did not reach his place for irrigation purposes. Our cattle and stock used the waters from this spring for many years even prior to the 1900 period. The original channel of this water ran down the canyon towards the Bennets Springs and all waters in the spring of the year ran down that channel.

Read
X
The waters from the Angelo Billy Springs were always claimed by us as the waters came into our canyon through the mud springs section. Our cattle and stock watered at these waters all through the years that we remained on the ranch. In the spring of the year, the waters from this channel ran into the main stream above the old picnic grounds.

X
The Spanish Gulch spring, even though taken up by Florio, was always in my estimation a water that was used by our stock and the original channel ran into our ranch, as well as the Cottonwood spring. My dad and I in the early 1900's made a ditch for the Cottonwood Spring and also brought that water into the Spanish Gulch canyon and used the waters for irrigation.

X
I believe that the vested rights in the above mentioned waters definitely belong to the Bar C Ranch as the waters followed the natural channels to the ranch.

Any further information I shall be pleased to give.

Very truly yours,

James A. De Paoli

Copy to Jim Baumann

Form 4120-10
(December 1979)
(formerly 4111-5)

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT



State Office
Nevada
District Office
Battle Mountain
Date
July 9, 1981

RANGE LINE AGREEMENT

In accordance with the provisions of Grazing Regulations (43 CFR 4120.1), 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:

Shannon Station Allotment;

Beginning at the narrows of Devils Gate on U.S. Highway 50 near the SW corner of section 24, T. 20 N., R. 52 E., M.D.M., thence in an easterly and southerly direction along U.S. Highway 50 which is the Diamond Valley Unit boundary, a distance of about eighteen (18) miles to the district line near the SE corner of section 32, T. 18 N., R. 54 E., M.D.M., thence due north along the section line, a distance of five and three quarters (5-3/4) miles to a point on the drainage divide near the NE corner of section 5, T. 18 N., R. 54 E., M.D.M., thence continuing along the district line east and north along the drainage divide of the Diamond Range to Poison Spring in the NE corner of section 12, T. 19 N., R. 54 E., thence in a north-westerly direction up the canyon on the SW side of the road along the fence to the saddle south of Alpha Peak in the center of T. 19 N., R. 54 E., section 12, NENW, thence in a southwesterly direction following the high ridges, old bladed line and fence to a point near the center of section 11, T. 19 N., R. 54 E., thence west and northwest along the ridge south of Pastorino Canyon, thence across Pastorino Canyon and around the west side of the private ground in Pastorino Canyon, thence in a northerly direction to the east

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.

<u>James E. Bauman</u> (Signature of Permittee/Lessee)	<u>July 14, 81</u> (Date)
<u>Don Edrigh</u> (Signature of Permittee/Lessee)	<u>July 13/81</u> (Date)
_____ (Signature of Permittee/Lessee)	_____ (Date)
_____ (Signature of Permittee/Lessee)	_____ (Date)
_____ (Signature of Permittee/Lessee)	_____ (Date)
_____ (Signature of Permittee/Lessee)	_____ (Date)

APPROVED: Neil D. Talbot
(Signature of Authorized Officer) 12/12/84
(Date)

quarter corner of section 33, T. 20 N., R. 54 E., M.D.M., thence in a north-westerly direction across Dry Canyon going halfway between the patented lands containing Four-eyed Nick's Spring and the Eunice Place, thence in a north and westerly direction along the Alpha fence to a point in section 19, T. 20 N., R. 54 E., where the Alpha fence meets the fence around the crested wheat grass seeding used by Edward Melka, thence southwesterly around this seeding and Melka's patented ground and northerly around the Desert Land Entry and north along the fence dividing Melka's seeding from Hunter's seeding to the fence corner along the fence dividing Hunters seeding from Cottonwood seeding, thence in a straight line, a distance of about one (1) mile to the SW corner of section 1, T. 20 N., R. 53 E., M.D.M., thence north one and one quarter (1-1/4) miles to the NW corner of this same section, thence westward along the section line through the Desert Land Entries and excluding the Desert Land Entries from the allotment to the NW corner of section 4, T. 20 N., R. 53 E., M.D.M., thence in a straight line in a westerly direction, a distance of four (4) miles to the top of Whistler Mountain at a point in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ section 3, T. 20 N., R. 52 E., M.D.M., thence in a southerly direction along the drainage divide, a distance of about four (4) miles to the Narrows at Devils Gate, the point of beginning.

Water will be available from Poison Spring to the troughs on both sides of the boundary fence. Excess water from Held's tank will go to the trough in Shannon Station.

Spanish Gulch



NUMBER 01423

CERTIFICATE NO. _____ ISSUED _____

ASSIGNED: On June 21, 1943 by Handley Bros. to Newark Land and Livestock Co. Deed filed November 13, 1962 in 01327.

ASSIGNED: On January 31, 1947 by Newark Land and Livestock Co. to W. S. McGill and R. K. McGill. Deed filed November 13, 1962 in 01327.

ASSIGNED: On September 4, 1947 by W. S. McGill and R. K. McGill to Raymond LaBarry. Deed filed November 13, 1962 in 01327.

ASSIGNED: On September 30, 1950 by Raymond LaBarry and Maria Teresa LaBarry, his wife, to Raymond LaBarry, Jr., one-third interest of their respective community interests. Deed filed November 13, 1962 in 01327.

ASSIGNED: On August 13, 1962 by Decree of Distribution in the matter of the Estate of Raymond LaBarry, deceased, to Jean Pierre LaBarry, his 1/3 interest. Filed November 13, 1962 in 01327.

NOTE: Owner of record stands in the names of:

Maria Teresa LaBarry, an undivided 1/3 interest;
Raymond LaBarry, Jr., an undivided 1/3 interest; &
Jean Pierre LaBarry, an undivided 1/3 interest.
(IAK 4-27-76)

ASSIGNED: On September 22, 1976 by Maria Teresa LaBarry, Raymond LaBarry, Jr. and Jean Pierre LaBarry to United Dressed Beef, Inc. Deed filed November 17, 1976 under 01327.

ASSIGNED: On 18 June 1987 by United Dressed Beef, Inc., aka United Dressed Beef Company to Chloe C. Held (aka Chloe Held Moran) and George D. McClintock, as trustees of the Chloe Held Trust u/w Paul R. Held. Grant, Bargain and Sale Deed, Document Number 109198 and/or 243515, filed April 14, 1989 under Permit 1224.

Application No.: V01423 Application Status: VST Certificate No.:

Owner(s): CHLOE HELD TRUST; Status: VESTED RIGHT

Basin: 153 Basin Name: DIAMOND VALLEY Sub Basin:

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

Source: SPRING Source Description: SPANISH GULSH SPRINGS

Project Name: Decree Name: Use: STOCKWATERING

Period Start: 0315 Period End: 1115

Point of Diversion Information: Qtr-Qtr: NW Qtr: NW Sec: 28 Twn: 19N Rng: 54E

Duty Balance: 0.00 Div Balance: 0.03

Acre-Foot Storage: 0 Well Log Nos.:

Remarks 1:

Application No.: V01423 Application Status: VST Certificate No.:

Assigned By: Effective Date:

Owner	Type	Div Rate	Duty	Acres	Change By	Description
MCCLINTOCK, GEORGE D.	C	0	0	0		
CHLOE HELD TRUST	C	0	0	0		

Owner
FLORIO, A. C.

Remarks 5: OCK FROM THE YEAR 1914 TO 1915.

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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.: [V01423](#) **Application Status:** [VST](#) **Certificate No.:**

Filing Date: **09-14-1915** Priority Date: 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: V01423	10-20-1915	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:

Application No.: V04500 **Application Status:** VST **Certificate No.:**

Owner(s): ITHURRALDE, JAMES; **Status:** VESTED RIGHT

Basin: 153 **Basin Name:** DIAMOND VALLEY **Sub Basin:**

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

Source: SPRING **Source Description:** SPANISH GULCH SPRING

Project Name: **Decree Name:** **Use:** STOCKWATERING

Period Start: 0315 **Period End:** 1031

Point of Diversion Information: **Qtr-Qtr:** SE **Qtr:** NE **Sec:** 29 **Twn:** 19N
Rng: 54E

Duty Balance: 2.17 MGS **Div Balance:** 0.15

Acre-Feet Storage: 0 **Well Log Nos.:**

Remarks 1:

Need BOOK 24 page 59

State of Nevada,)
) SS.
County of Eureka.)

On this 29 day of July, 1948, personally appeared before me, Ed Delaney, Clerk of the Third Judicial District Court of the State of Nevada in and for Eureka County, Judge W. R. Reynolds, known to me to be the trustee of the Eureka Town Site, and to be the person described in and who executed the foregoing instrument and who acknowledged to me that he executed the same freely and voluntarily as such trustee for the uses and purposes therein mentioned.

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

(Official Seal)

Ed Delaney
Clerk of said Court.

Recorded at the Request of Thomas M. Cahill May 10, 1950 At 30 minutes past 3 P.M.

Peter Merialdo--Recorder.

File No. 28320

ANGELO C. FLORIO,)
) TO) DEED (U.S.I.R. Stamps affixed and cancelled \$55.00)
BERTRAND ARAMBEL, JAMES)
ITHORRALDE and JOHN IRCS.)

THIS INDENTURE, made this 29th day of March, A.D. 1950, by and between ANGELO C. FLORIO, of the town of Eureka, County of Eureka, State of Nevada, the party of the first part, and BERTRAND ARAMBEL, JAMES ITHORRALDE and JOHN IRCS, of the same place, the parties of the second part:

W I T N E S S E T H

That the said party of the first part, for and in consideration of the sum of Ten (\$10.00) dollars, lawful money of the United States of America, and other and further valuable consideration, to him in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, does by these presents, grant, bargain, sell and convey unto the said parties of the second part, and to their heirs and assigns, all those certain springs, water rights, and range rights, lying, and being in the County of Eureka, State of Nevada, together with the winter Range rights belonging to the first party, lying and being in the County of Nye, State of Nevada, all of which are more particularly bounded and described as follows, to-wit:

- Ruby Hill Water Works
- Secret Canyon Spring, also known as Murry Spring
- Lower Ratio Spring
- Upper Ratio Spring
- Rock Spring
- Trap Corral Spring located in Sierra Canyon
- Surprise Spring
- Dave Smith Spring
- View Spring
- Zunino Spring
- Snow Ravine Spring
- Lamb Canyon Spring
- McCullough Spring
- Little McCullough Spring
- Hole in Ground Spring
- Dry Lake Well
- Josephine Spring
- Rock Spring at Top of Summit
- Summit Reservoir Spring
- Wildcat Spring
- Mountain Boy Spring
- Spanish Spring
- Gibellini Spring No. 1
- Gibellini Spring No. 2
- Gibellini Spring No. 3
- Leonard Spring No. 1
- Leonard Spring No. 2
- Alfonso Alfrankino Spring
- Baby Alice Spring
- Pinto Summit No. 1
- Pinto Summit No. 2 (said Pinto Summit No. 1 and No. 2 being sometimes known as Mud Springs)
- China Canyon Spring
- Goodwin Canyon (better known as Diamond Mine Road Spring)
- Clover Spring

is this Big Rock Spr. ?

is this Hole in the wall spr. ?

is this Spanish Gulch spr. ?

#1

#

Together with the right to use of all water falling or flowing into Dry Lake, and the canyon in which the town of Eureka, Nevada, is situated.

TOGETHER with that right, reserved by the party of the first part, made on the 16th day of January, 1943, between ANGELO C. FLORIO, and BARTHOLOMAE CORPORATION, in which said ANGELO C. FLORIO passed a Deed to certain springs and grazing rights to the said BARTHOLOMAE CORPORATION, but in said deed did reserve the right to trail sheep across the land conveyed to his winter range in Nye County, Nevada.

The said party of the first part, further grants, bargains, sells and conveys to the parties of the second part, all of his right, title and interest in and to his winter range in Nye County, Nevada.

TOGETHER with all of the party of the first part's right, title and interest in and to grazing rights which the first party claims by virtue of ownership of the water rights hereinabove described, which grazing rights now claimed and used by the first party cover an area extending on the North to the ridge above Dry Lake, South to the line between White Pine County and Eureka County, East to the gentlemen's agreement line respected by the party of the first part, and Schaefer Sheep Company, and West to the divisions line between Bartholomae and Florio grazing division.

Said area being herein conveyed, is in words and figures more fully and particularly described, as follows, to-wit:

Commencing at the Eureka County Courthouse and running on a line northwest to Silver Lake Mine; thence running on a line west to a junction with the Richmond Eureka mine road at the foothills of Riley Canyon; thence west on a line running through Riley Canyon to the top of the ridge of Dry Lake; thence running south on a line following ridge to Spring Valley, (together with all the water that falls and drains into Mine Well Canyon); thence southeast on a line to what is known as Hoover Spring; thence on a line running northeast one-half mile to proposed well No. 4, belonging to Bartholomae Oil Company; thence running southeast on a line to the White Pine County and Eureka County line; thence northwest on a line to Shaeffer Sheep Co. and on to the top of Secret Canyon Ridge; thence east on a line running along the top of the ridge of Secret Canyon to Pinto Summit, (together with all the water that falls and drains into the town of Eureka, Nevada); thence west on a line running to the place of beginning at the Eureka County, Courthouse.

IT IS AGREED that in consideration of the mutual benefits and harmony to be secured between the parties hereto, that the parties of the second part covenant and agree with the first party that they, their heirs, successors and assigns, will respect the boundaries of range lands belonging to the party of the first part, and not herein conveyed.

TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto 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 parties of the second part, and to their heirs, successors or 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.

Angelo C. Florio

Spanish Gulch
does not drain
into the town
of Eureka

STATE OF NEVADA)
) ss
COUNTY OF EUREKA)

On this 29th day of March, 1950, personally appeared before me, a Notary Public, in and for the county of Eureka, state of Nevada, ANGELO C. FLORIC, known to me to be the 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 and affixed my official seal at my office at my office in the town and county of Eureka, State of Nevada, the day and year in this Certificate first above written.

(Notarial Seal)

Leona Morrison
Notary Public.

Recorded at the Request of Bertrand Arambel May 15 A.D. 1950 At 0 minutes past 4 P.M.

Peter Merialdo--Recorder.

File No. 28338

M. E. Neely,)
) to) QUIT-CLAIM DEED
Lester C. Neely and Mrs. Iva)
Neely Brubaker.)

QUIT-CLAIM DEED

M. E. Neely/^{grantor}of Salt Lake City, County of Salt Lake, State of Utah, hereby QUIT-CLAIM to Lester C. Neely and Mrs. Eva Neely Brubaker, grantees of Salt Lake City, Utah, for the sum of TEN DOLLARS the following described tract of land in Eureka County, State of Nevada

The Liberty Lode Mining Claim situated in Eureka Mining District, County of Eureka, State of Nevada, known, located and recorded as the Liberty Lode, United States Mineral Survey number 257. Together with all tenements, hereditaments and appurtenances belonging thereunto.

WITNESS the hand of said grantor, this 17th day of April, A. D. one thousand nine hundred and fifty.

Signed in the presence of) M. E. Neely
) J. B. Kelly

STATE OF UTAH,)
) ss.
County of Salt Lake.)

On the 17th day of April A.D. one thousand nine hundred and Fifty personally appeared before me M. E. Neely the signer of the foregoing instrument, who duly acknowledge to me that he executed the same.

(Notarial Seal)

J. C. Johnson
Notary Public.

My commission expires Mar. 11, 1952

ADDRESS:
Salt Lake City, Utah

Recorded at the Request of Lester C. Neely May 26, A.D. 1950 At 30 min. past 10 A.M.

Peter Merialdo--Recorder.

PPR 11/13/62 Gulek



NUMBER 01423

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