

Serial No. 09761

STATE OF NEVADA

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. State and Zip Code No. City or town
Nevada 89316

(2) Source of water Big Rock Spring
Name of natural water source.

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

(4) The water is diverted at the following point(s) S.W. 4: S.E. 4 Sec: 20
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.
Long. 39° 29.96N. Lat. 115° 54.78W.

(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. 09761

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING OR WILDLIFE PURPOSES

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Name of natural water source.

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

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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.
Long. 39° 29.96N. Lat. 115° 54.78W.

(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).

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

(10) The approximate number of animals watered by the claimant in subsequent years was as follows:
about 100 head 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.

(11) The amount of water which has been necessary to be diverted for this purpose has been
1/20 cubic feet per second.
448.83 gallons per minute equals 1 cubic feet per second.

(12) The works are located at Qtr-Qtr: SW 1/4 of SE 1/4 Sec: 20
Describe as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed
TWN: 19N. Rng: 54E.
land, it should be stated.
G.P.S. Long: 113° 29.96 N Lat: 115° 54.78 W.

Remarks Support documents for Chain of title
for Simpson Creek Ranch James & Vera
Baumann provided in Water Rights documents
Vol I Filed with Nevada Division of Water
Resources.
Support documents for Big Rock Spring Filed
in Vol II also Filed in this Division
(map also provided)

Remarks _____

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. 09761

STATE OF NEVADA

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 Big Rock Spring

(3) The water is diverted by Dam located directly below Spring.

(4) The water is diverted at the following point(s) S.W. 4: S.E. 4 Sec: 20 Twn: 19N Rng: 54E. Long. 39° 29.96N. Lat. 115° 54.78W.

(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

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 January 1st
Other
tra December 31st

(10) The approximate number of animals watered by the claimant in subsequent years was as follows:
about 100 head 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.

(11) The amount of water which has been necessary to be diverted for this purpose has been
1/20 cubic feet per second.
448.83 gallons per minute equals 1 cubic feet per second.

(12) The works are located at ctr-ctr; SW 1/4 of SE 1/4 Sec: 20
Describe as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed
TWN: 19N. Rng: 54E.
land, it should be stated.
G.P.S. Lat: 39° 29.96 N Lon: 115° 54.78 W.

Remarks Support documents for Chain of title
for Simpson Creek Ranch / James & Vera
Baumann provided in Water Rights documents
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Resources.
Support documents for Big Rock Spring Filed
in Vol II also filed in this Division
(map also provided)

Remarks _____

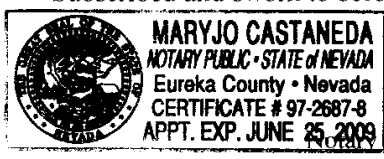
The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by James E. & Vera L. Baumann are full and correct to the best of his knowledge and belief.

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

James E. Bauman Vera L. 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

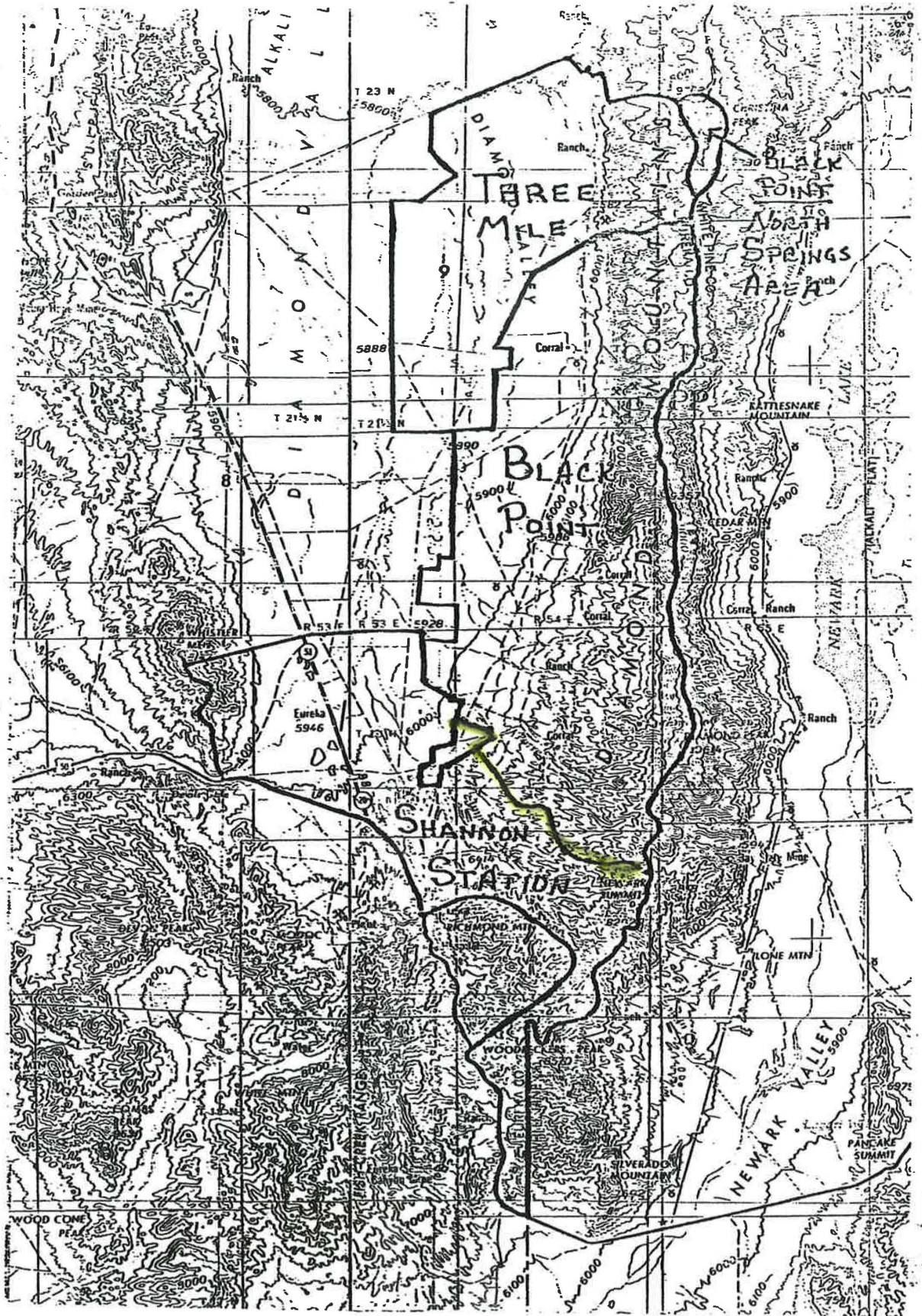


Maryjo Castaneda
Public in and for the County of Eureka

My commission expires June 25, 2009

\$50 FILING FEE MUST ACCOMPANY PROOF

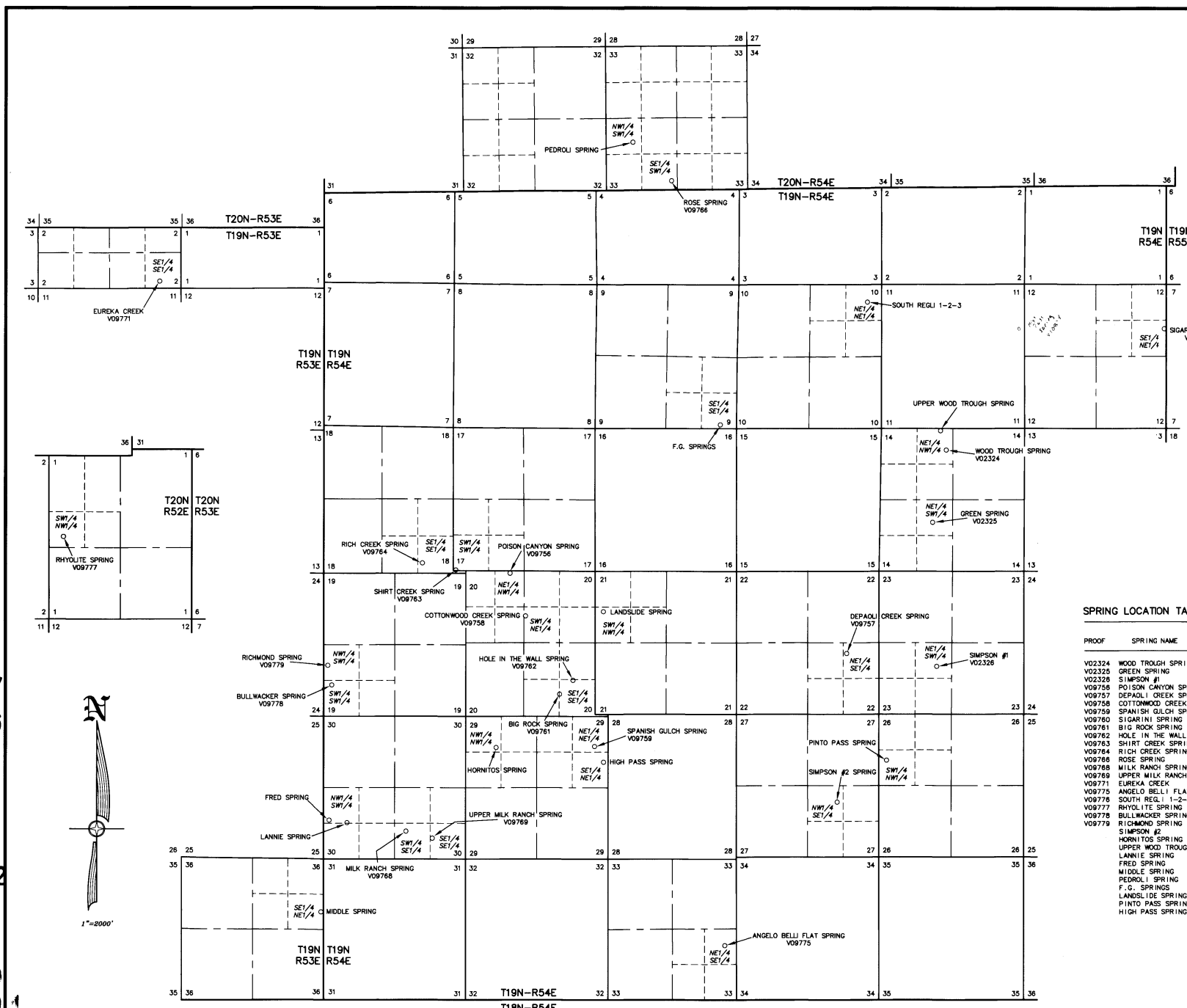
2008 SEP 11 PM 3:36



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 ELUREKA 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.

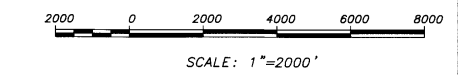
Charlene A. Jones
 NOTARY PUBLIC IN AND FOR THE STATE OF NEVADA
 MY COMMISSION EXPIRES Feb. 6, 2018

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	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	115.929769 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	39.498914 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

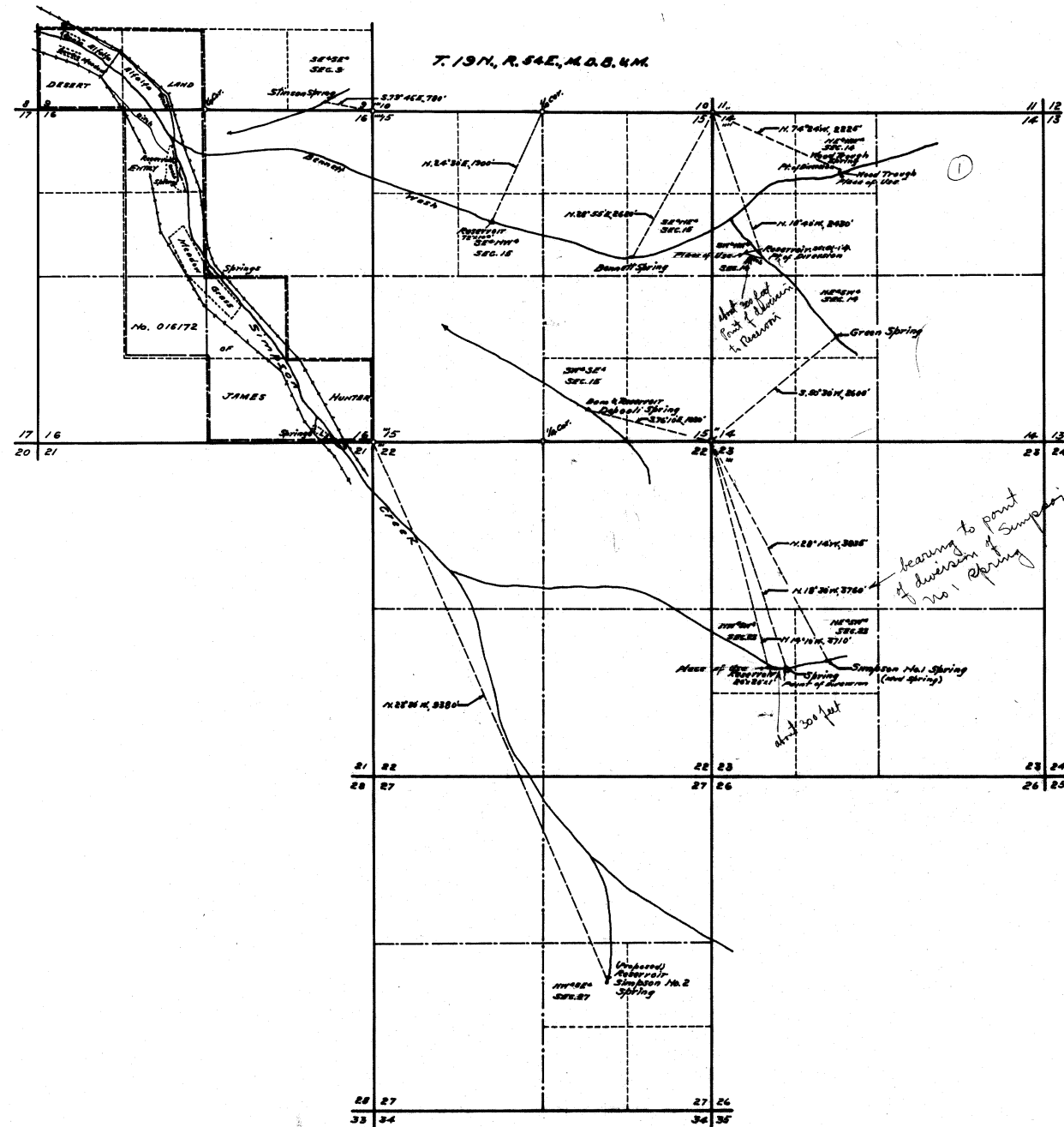
V.09756-77

MAY 27 2016

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

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

FILED
 June 7, 1944
 STATE WATER RIGHTS OFFICE

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

Spring: Big Rock Spring

Latitude: 39° 29.96 N

Longitude: 115° 54.78 W

Elevation: 7117

NDWR Water Rights Application #: 0 9761 3641

Remarks: This spring has been used continuously by this ranch back to and prior to 1865.

The following history was found at the Eureka County Courthouse. See the following numbered correlated documents within this file.

#1-Water Location proof #01196 filed in 1914 by Thomas Dixon claiming 1893 priority (no real evidence).

#2-Proof # 01196 is the same proof # but a different spring at a different location. Upper Ratto Spring is at least 10 miles to the south on the other side of the mountain range.

3-Application #3641 was filed by A.C. Florio in 1913. Date of priority 1915.

#4-Quitclaim deed from Thomas Dixon to A.C. Florio for 3 springs identified as the *John T. Baker Springs situated in Spanish Gulch*, however the only springs located in Spanish Gulch are Big Rock Spring, Hole in the Wall Spring and Spanish Gulch Spring. I found no record of how Thomas Dixon acquired the two additional springs or who or how the springs were named John T. Baker springs.

#5-A.C. Florio quitclaimed to Handley Brothers in 1928 the Big Rock Spring #3641; Hole in the Wall Spring #3640; and the John T. Baker Springs located in Spanish Gulch.

6-Handley Brothers deeded to Newark Land & Livestock all water rights included.

7-Newark Land & Livestock deeded to W.S. McGill & R.K. McGill

#8-W.S. McGill & R.K. McGill deeded to Raymond Labarry.

#9-Labarry & Labarry quitclaimed to United Dressed Beef.

#10-Fence line agreement dated 1981 between Shannon Station and Black Point (Cottonwood Ranch) cuts the Cottonwood Ranch off from using these springs.

2009
Corrected
Supplementary Information

Spring:	Big Rock Spring
Latitude:	39.497
Longitude:	115.913
Elevation:	7117
NDWR Water Rights Application #:	3641
NDWR Filing Under Baumann	#09761

Remarks: This spring has been used continuously by this ranch back to and prior to 1865.

The following history was found at the Eureka County Courthouse. See the following numbered correlated documents within this file.

- #1-Water Location proof #01196 filed in 1914 by Thomas Dixon claiming 1893 priority (no real evidence).
- #2-Proof # 01196 is the same proof # but a different spring at a different location. Upper Ratto Spring is at least 10 miles to the south on the other side of the mountain range.
- # 3-Application #3641 was filed by A.C. Florio in 1913. Date of priority 1915.
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- #5-A.C. Florio quitclaimed to Handley Brothers in 1928 the Big Rock Spring #3641; Hole in the Wall Spring #3640; and the John T. Baker Springs located in Spanish Gulch.
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- # 7-Newark Land & Livestock deeded to W.S. McGill & R.K. McGill.
- #8-W.S. McGill & R.K. McGill deeded to Raymond Labarry.
- #9-Labarry & Labarry quitclaimed to United Dressed Beef.
- #10-Fence line agreement dated 1981 between Shannon Station and Black Point (Cottonwood Ranch) cuts the Cottonwood Ranch off from using these springs.

Water Locations
Page 120

(#1)

State of Nevada } Certificate of appropriation of water
to } Proof No. 01196. Certificate Record No. 206
Thomas Lifon } Book 2 Page 206.

Whereas, Thomas Lifon has presented to the State Engineer of the State of Nevada Proof of appropriation of water from Rock Spring by means of ditch, pipe line, for stock (and domestic) purposes. The point of diversion being and being at approximately S. 3° - 20' E., 17125 ft. from the U.S. Mineral Monument No. 12 on top of Prospect Mountain, in Esmeralda County, State of Nevada now found by that the State Engineer, under the provisions of Section 18, Chapter XVIII, Statutes of 1907, has determined the amount of such appropriation as follows:

Name of appropriator Thomas Lifon.
Postoffice address Esmeralda, Esmeralda Co., Nevada.
Amount of appropriation .025 (1/40) cubic foot per second.
General priority number on main stream Ave.
Priority number on
Amount of prior appropriations None
Amount of equal priority None
Date of appropriation a. d. 1893.
Description of works: -
..... & Division enclosed is a dam

This part of form to be left blank by claimant

Filing Serial No. 01196

STATE OF NEVADA

*Proof of Appropriation of
Water for Stock Purposes*

Water Source.....
Through.....
Claimant.....

Filed in State Engineer's Office on
..... 191.....

State Engineer
Certificate No. issued hereunder
..... 191.....

Form No. 44 300-3-25-1911

01196

01196

#2

THE STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING PURPOSES

From Upper Ratto Spring as dammed in Corral

Through ditch into natural channel when not used

Thomas Dixon, the undersigned, being first

duly sworn, deposes and says that the statements herein contained relative to the appropriation of water by Thomas Dixon are full and correct to the best

of his knowledge and belief.

Proof is made by claimant

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 Thomas Dixon

Address Box 34 Eureka, County of Eureka

State of Nevada

(2) The means of diversion employed is Dam at Spring, overflow taken by ditch and by iron pipe

(3) The water is impounded in Dam

(4) The construction of the ditch or other works was begun May 1909 as at present constructed and completed May 1909. The Spring with dam has been used by me for watering stock for and during the years subsequent to 1893.

(5) The nature of the claimant's title to the land upon which the works are located is possessionary. The Spring lies in Corral built on public domain. The Corral is of wire and about 100 feet long. It is open except when in use.

(6) The claimant's water right ~~was~~ (was not) recorded in the office of the County Recorder of Eureka County, at page of Book of

(7) The approximate number of animals watered by the claimant during the first year was 100 and said watering was conducted for an approximate period of all days during each of the following months April, May, June, July, August, September October and November

(8) The approximate number of animals watered by claimant in subsequent years was as follows:
From 1893 to 1903 - 100
From 1903 to 1907 100
From 1907 to 1909 75
From 1909 to 1913 inclusive 40 stock

Note:- This spring is given as Rock Spring in the certificate issued under this proof as it is shown by that name on the map under #2565. S. Case.

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

.025 cubic feet per second.

40 miners inches equals 1 cubic foot per second

(10) The water is diverted from its source at Spring from which U.S. Mineral Monument No. 12 on top of Prospect Mountain bears N. 15 deg. 33' W. 15.834 feet distant from the corner of Section

E. Mount Diablo Base and Meridian. affiant believes that no public corner exists within 6 miles

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

(11) The works are located at Spring

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

see above
Remarks: The above Spring is the same one applied for by Angelo Florio under application No. 2565 now being published. The claimant has on site of Spring a large Corral 100 feet long of a medium width of 15 feet. The Corral consists of steel posts sunk in the ground and of stout Elmwood fencing. The Corral is kept open except when containing horses of affiant. When in full flow, the Spring runs outside of Corral. There is an overflow nearly all of the time and the overflow may be dammed outside of Corral and is subject to use. The Spring is necessary to the existence of the corral and the round up of horses of affiant in that locality. Affiant intends that this proof of appropriation be considered as a protest against the granting of a permit under application No. 2565 except as subject to rights of affiant. A copy of publication of No. 2565 is hereto attached on a part hereof.

Thomas Dixon
Thomas Dixon

Subscribed and sworn to before me this 2nd day of January 1913.

H. McArman

Notary Public in and for the County of Esmeral, Nev.

My Commission expires Jan. 12, 1915

WATER NOTICE

Notice of Application for Permission to appropriate the Public Waters of the State of Nevada.

Application No. 2505.

Notice is hereby given that on the 29th day of November, 1912, in accordance with Section 25, Chapter XXXI, of the Statutes of 1906, one Angelo Florio ofureka, County ofureka, and State of Nevada, made application to the State Engineer of Nevada for permission to appropriate the public waters of the State of Nevada. Such appropriation is to be made from Upper Basso Spring, at the spring, from which U. S. Mineral Monument No. 12 on top of Prospect Mountain bears N. 15 deg. 33 min. W. 15.834 feet distant, M. D. E. & M., by means of open cut and tunnel, and .025 cubic feet per second is to be conveyed to points to troughs to be constructed at said spring, by means of pipes and there used for stock watering purposes. Water not to be returned to stream.

Signed: W. M. KRANNY, State Engineer.

Date of first publication December 21, 1912.

Date of last publication January 18, 1913.

Book A Water Locations

3

File no. 12475.

Application No. 3641. Certificate Record No. 373.
Book 3. Page 373.

The State of Nevada.

Certificate of Appropriation of Water.

Whereas, A. C. Florio, has presented to the State Engineer of the State of Nevada Proof of Application of Water to the Beneficial Use, from Big Rock Spring, through an unname pipe line for stock and domestic purposes, the point of diversion of water from the source being as follows: an unsurveyed land but approximately on the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 20, T. 19 N., R. 54 E. M. D. B. & M. where SW Corner Sec. 21, T. 19 N., R. 54 E. bears S. 70° 15' E. 26 Chains, situated in Esmeralda County, State of Nevada.

Now Know Ye, that the State Engineer, under the provisions of Section 72, Chapter 140, Statutes of 1913, as amended by Chapter 253, Statutes of 1915, has determined the date, volume, purpose, and amount of such appropriation, together with the place to which such water is appurtenant, as follows:
Name of Appropriator A. C. Florio.

Postoffice address Esmeralda, Esmeralda County, NevadaAmount of appropriation .016 (16/1000) cubic feet per secondPeriod of use, from April 15th. to December 1st. of each year.Date of priority of appropriation October 20, 1915.Description of works: the water is developed in a open cut and conveyed to a reservoir through 75 feet of two inch pipe.

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 Reynolds Lease, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 16th. day of December A. D. 1918.

(Seal)

Reynolds Lease,
State Engineer.

Endorsed: - State of Nevada, Certificate of Appropriation of Water Application Number 3641. Certificate Number 373.

Book 3. Page 373.

Received and filed at the request of A. C. Florio this 29th. day of January 1919.



to } QUITCLAIM DEED.
Angelo Florio. }

#4

Deed Book 18
Page 207

This indenture made the 10th day of August, 1914, by and between Thomas Dixon, of the County of Eureka, State of Nevada, party of the first part, and Angelo Florio, of the same county and state, party of the second part, Witnesseth:

That the said party of the first part, for and in consideration of the sum of One Hundred Dollars (\$100.00) lawful money of the United States of America, to him in hand paid by said party of the second part, the receipt whereof is hereby acknowledged, have remised, released, and forever quitclaimed, and by these presents does remise, release, and forever quitclaim, unto the said party of the second part, and to his assigns and heirs, all those certain springs, lots, or parcels of real property, lying and being in the County of Eureka, State of Nevada, and more particularly described as follows to wit: Three springs about three or four miles in an easterly direction from the town of Eureka, known as the John E. Baker Springs, situated in Spanish Gulch, being the same springs that are now rented to Angelo Florio, by the said Thomas Dixon, Together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging, or in any wise appertaining and the 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, I have hereunto set my hand and seal in the day and year first above written.

Witness A. Kraus
State of Nevada ss
County of Eureka

Thomas Dixon.

On this 10th day of August, A.D. 1914, personally appeared before me, R.A. Broy, a notary public in and for the County of Eureka, State of Nevada, Thomas Dixon, 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.

(Notary Public Seal)

R.A. Broy,

Notary Public, in and for the County of Eureka, State of Nevada.

Recorded at the request of A.C. Florio Feby. 28th A.D. 1917. at 30 min past 1p.m.

Edgar Esther Recorder.
--File No. 11715--

Mrs. F.M. Evans }
to } QUITCLAIM DEED.
A.C. Florio. }

THIS INDENTURE, Made the 26th day of May, 1915, by and between Mrs. F.M. Evans, of Eureka, Nevada, party of the first part, and A.C. Florio, of Eureka County, Nevada, party of the second part,

WITNESSETH: That the said party of the first part, for and in consideration of the sum of Seventy-five Dollars (\$75.), lawful money of the United States of America, to her in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has remised, released and forever quitclaimed, and by these presents does remise, release and forever quitclaim, unto the said party of the second part, and to his heirs and assigns, all her right, title and interest in and to that certain ranch and lands situate and being in the County of Eureka, State of Nevada, known as and called the "Evans Place," located just north of Pinto and about six miles in a southerly direction from the town of Eureka, containing 40 acres more or less, together with all improvements thereon, including houses,

All of his right, title and interest in and to Richcreek Spring, application No.7127; Shirt Creek Spring, application No.7128; Pass Creek Springs, application No.7130; Cottonwood Creek Spring, application No.7131; Big Rock Spring, application No.3641; Hole in Wall Spring, application No.3640 and the John T. Baker Springs located in Spanish Gulch, in the said County of Eureka, State of Nevada, more fully described in that certain deed from Thos. Dixon to A.C. Florio, recorded in Book 18 of Deeds on page 207, reference thereto made a part hereof as though fully incorporated herein; also all of his right, title in and to Granite, and Little Cherry Springs situate in the said County of Eureka, State of Nevada.

TOGETHER with the tenements, hereditaments, and appurtenances thereunto 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 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.

SIGNED AND DELIVERED IN THE PRESENCE OF)

A.C. Florio

State of Nevada, SS.
County of Eureka.

On this 23rd day of February, 1928, personally appeared before me, Edgar Eather, a Notary Public, in and for the County of Eureka, State of Nevada, A.C. Florio, 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 in office on the day and year in this certificate first above written.

(Notarial Seal)

Edgar Eather Notary Public.

Recorded at the Request of Isaac Handley Feb. 23 1928 at 0 min. past 3 o'clock P.M.

Peter Merialdo---Recorder.

Filed No.17456.

M.M.Fletcher,)
to) ASSIGNMENT OF PARTNERSHIP PROPERTY AND DEBTS.
Fred Bartine.)

WHEREAS M.M.Fletcher, of Eureka, Eureka County, State of Nevada, party of the first part, and Fred Bartine, of the same place, party of the second part, were lately copartners in the business of operating the Eureka Water Works, Gasoline Service Station, Trucking and other miscellaneous enterprises, which partnership was dissolved and determined on the 6th day of March, 1928; and

WHEREAS many debts due and owing to the said parties on account of their said copartnership are still outstanding, and debts due by the said firm yet unpaid; and

WHEREAS it is agreed between the parties hereto that the said M. M. Fletcher shall assign and release to the said Fred Bartine all his interest in the stock in trade, goods and effects belonging to the said firm, and in the debts now owing to the said firm, and that the said Fred Bartine shall assume all the debts and liabilities of the said firm, and shall discharge and indemnify the said M. M. Fletcher from all liabilities and losses arising from the said partnership:

Now therefore, in pursuance of the said agreement, and in consideration of the sum of One Hundred dollars (\$100.00) paid to the said M. M. Fletcher

TOWNSHIP 18 NORTH, RANGE 58 EAST M.D.B & M.

*Deed Book 28
Page 254*

SECTION 17: SE $\frac{1}{4}$ of NW $\frac{1}{4}$; NE $\frac{1}{4}$ of SW $\frac{1}{4}$;
SECTION 20: SE $\frac{1}{4}$ of NW $\frac{1}{4}$;

TOWNSHIP 27 NORTH, RANGE 52 EAST, M.D.B. & M.

SECTION 11: NW $\frac{1}{4}$ of NW $\frac{1}{4}$;
SECTION 10: SW $\frac{1}{4}$ of SE $\frac{1}{4}$; SE $\frac{1}{4}$ of SW $\frac{1}{4}$;
SECTION 15: NW $\frac{1}{4}$ of NE $\frac{1}{4}$; SW $\frac{1}{4}$ of NW $\frac{1}{4}$; NE $\frac{1}{4}$ of SW $\frac{1}{4}$;

TOGETHER with all water, water-rights, ditches, dams and ditch-rights appurtenant to said lands or therewith had, used or enjoyed and including any pending applications for permits to appropriate water.

Subject to \$55,000. deed of trust of record;
Subject to Crop and Chattel Mortgage of record;
Subject to 1927 taxes.
Subject to State Contracts approximating \$2250.

IN WITNESS WHEREOF, the said first party has executed this conveyance this 12th day of July, 1927.

William E. Mitchell

STATE OF CALIFORNIA,)
) ss.
COUNTY OF ALAMEDA.)

On this 14th day of September in the year, A.D. Nineteen Hundred and twenty-seven, before me, HELEN GLOCKLER a Notary Public in and for said County of Alameda, State of California, duly commissioned and sworn, personally appeared WILLIAM E. MITCHELL known to me to be the person described in and who executed and 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 said County of Alameda, the day and year in this certificate first above written.

Helen Glockler (Notarial Seal)
Notary Public in and for the County of
Alameda, State of California.

Used: File No. 43506. State of Nevada, County of Elko. Filed for record at request of McNamara & Robbins, on the 19 day of Dec., 1927, at 9:05 o'clock A.M., and recorded in book 45 of Deeds. Page 565 to 566 inclusive. Records of said county. Wm. Rigsby, County Recorder.

45898 Filed for record at request of McNamara & Robbins Jan. 26, 1928, at 5 min. past 9 o'clock A.M. and recorded in Book 100 Pages 449-450 Real Estate Record of White Pine Co., Nev. J.P. McKernan Recorder.

Recorded at the request of McNamara & Robbins Jan. 31, A.D. 1928 At 30 minutes past 3 P.M.

Peter Merialdo---Recorder.

File No. 17452.

A.C. Florio)
to)
Isaac T. Handley, and)
Walter Handley.) Dated February 23, 1928.

#5
See Next Page →

THIS INDENTURE, made the twenty-third day of February one thousand nine hundred and twenty-eight BETWEEN A.C. Florio, of the County of Eureka, State of Nevada, the party of the first part, and Isaac T. Handley, and Walter Handley, of Eureka County, Nevada, the party of the second part, WITNESSETH: That the said party of the first part, in consideration of the sum of One Hundred and no/100 dollars, lawful money of the United States of America, to him in hand paid by the party of the second part, the receipt whereof is hereby acknowledged, does hereby release and forever QUITCLAIM unto the party of the second part, and to their heirs and assigns, all those certain lots, pieces, or parcels of land situate in the County of Eureka, State of Nevada, and bounded and described as follows, to-wit:

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, and including all water, water rights, water applications or water permits or privileges connected with, belonging, appertaining or incident to the lands hereby conveyed, or used in connection therewith, and all dams, reservoirs, ditches, canals, or other works for a storage or carrying of water now owned by the said first parties, or in which they now have or may hereafter acquire an interest, and all applications now pending in the office of the State Engineer of the State of Nevada for any and all waters to be used upon any part or portion of the above described lands, or used in connection therewith.

TOGETHER WITH all and singular the grazing rights, privileges and permits owned by them on any forest reserve or in any grazing district adjoining, being connected with, or appurtenant to said property or near thereto, said first parties waiving any and all privileges.

TO HAVE AND TO HOLD the said premises, appurtenances, and privileges, unto the party of the second part and to its heirs, executors, administrators and assigns, forever.

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

HANDLEY BROS., a partnership

By Walter Handley
Walter Handley

By Isaac T. Handley
Isaac T. Handley

Walter Handley
Walter Handley

Maude F. Handley
Maude F. Handley

Isaac T. Handley
Isaac T. Handley

STATE OF NEVADA, }
COUNTY OF WhitePine } ss.

On this 21st day of June, 1943, personally appeared before me, a Notary Public in and for said County and State, WALTER HANDLEY and MAUDE F. HANDLEY, his wife, and ISAAC T. HANDLEY, 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 herein mentioned.

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

(Notarial Seal)
My Commission Expires October 27, 1945.

C. E. Horton
Notary Public.

Recorded at the request of Gray & Horton November 24, A.D. 1943 At 31 minutes past 10 A.M.

Peter Merialdo --- Recorder.

#6

Deed Book 22

File No. 24824.

Handley Bros.,
to Newark Land and Livestock Co.) Deed. (U.S. I.R. Stamps affixed and cancelled \$26.40)

BARGAIN AND SALE DEED.

THIS INDENTURE, made the 21st day of June, 1943, between HANDLEY BROS., a partnership composed of Walter Handley and Isaac T. Handley, and WALTER HANDLEY as an individual and MAUDE F. HANDLEY, his wife, and ISAAC T. HANDLEY as an individual, the parties of the first part, and the NEWARK LAND AND LIVESTOCK CO., a partnership composed of Raymond LaBarry and M.B. Bates, the party of the second part,

W I T N E S S E T H.

That the parties of the first part, jointly and severally, for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, to them in hand paid by the said party of the second part, and other good and valuable considerations, the receipt whereof is hereby acknowledged, do by these presents grant, bargain, and sell unto the said party

the second part and to its heirs, executors, administrators and assigns, all those certain lots, pieces or parcels of land situate, lying and being in the Counties of Eureka, and White Pine, State of Nevada, and bounded and particularly described as follows, to-wit:

THE FOLLOWING DESCRIBED PROPERTY IN EUREKA COUNTY:

Township 21 North, Range 53 East, M.D.B. & M.

Section 36 - SE $\frac{1}{4}$

Township 20 North, Range 53 East, M.D.B. & M.

Section 1 - Lots 1, 2 and 5

Township 21 North, Range 54 East, M.D.B. & M.

Section 23 - N $\frac{1}{2}$ of S $\frac{1}{2}$
Section 34 - S $\frac{1}{2}$ of SE $\frac{1}{4}$

Township 21 North, Range 54 East, M.D.B. & M.

Section 35 - N $\frac{1}{2}$ of SE $\frac{1}{4}$
S $\frac{1}{2}$ of SW $\frac{1}{4}$

Township 20 North, Range 54 East, M.D.B. & M.

Section 3 - Lot 5
Section 4 - S $\frac{1}{2}$ of NE $\frac{1}{4}$
Section 5 - W $\frac{1}{2}$ of SW $\frac{1}{4}$
Section 9 - S $\frac{1}{2}$ of NE $\frac{1}{4}$
SE $\frac{1}{4}$ of NW $\frac{1}{4}$
NE $\frac{1}{4}$ of SW $\frac{1}{4}$
Section 10 - Lot 2
SE $\frac{1}{4}$ of NW $\frac{1}{4}$

THE FOLLOWING DESCRIBED PROPERTY IN WHITE PINE COUNTY:

Township 20 North, Range 55 East, M.D.B. & M.

Section 14 - SW $\frac{1}{4}$
SE $\frac{1}{4}$
S $\frac{1}{2}$ of NW $\frac{1}{4}$
Section 15 - SE $\frac{1}{4}$ of NE $\frac{1}{4}$
Section 23 - E $\frac{1}{2}$ of NW $\frac{1}{4}$
S $\frac{1}{2}$ of NE $\frac{1}{4}$
Section 27 - E $\frac{1}{2}$ of NE $\frac{1}{4}$
Section 34 - N $\frac{1}{2}$ of NE $\frac{1}{4}$
SE $\frac{1}{4}$ of NE $\frac{1}{4}$
Section 35 - SW $\frac{1}{4}$ of NW $\frac{1}{4}$

Township 20 North, Range 56 East, M.D.B. & M.

Section 23 - SW $\frac{1}{4}$ of SW $\frac{1}{4}$

Township 20 North, Range 57 East, M.D.B. & M.

Section 6 - SW $\frac{1}{4}$ of NE $\frac{1}{4}$

Township 18 North, Range 56 East, M.D.B. & M.

Section 21 - NW $\frac{1}{4}$ of NW $\frac{1}{4}$

Township 18 North, Range 57 East, M.D.B. & M.

Section 11 - SW $\frac{1}{4}$ of SW $\frac{1}{4}$

File No. 26545.

Newark Land and Livestock Co., et al.,
to
W. S. McGill and R. K. McGill. } Assignment.

ASSIGNMENT OF WATER RIGHTS

KNOW ALL MEN BY THESE PRESENTS: That the undersigned, NEWARK LAND AND LIVESTOCK CO., a partnership composed of M. B. BATES and RAYMOND LABARRY (sometimes spelled LA BARRY, and sometimes spelled LaBARRY), and RAYMOND LABARRY (sometimes spelled LA BARRY, and sometimes spelled LaBARRY) as an individual and MARIA TERESA LABARRY (sometimes spelled LA BARRY, and sometimes spelled LaBARRY), his wife, and M. B. BATES as an individual and O. G. BATES, her husband, hereinafter referred to as parties of the first part, for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States, and other good and valuable considerations, the receipt whereof is hereby acknowledged, do by these presents grant, bargain, sell, assign, transfer and set over unto S. W. MCGILL and R. K. MCGILL, hereinafter referred to as second parties, all of said first parties' right, title and interest, claim and demand, both in law and in equity, which they now have or may hereafter acquire in and to those certain waters and water rights situate, being and existing in the State of Nevada, and being more particularly described as follows:

All those certain water rights and claims located in White Pine County and Eureka County, Nevada, in and under the following proofs filed in the Office of the State Engineer:

<u>Permit No.</u>	<u>Certificate No.</u>
1937	43
1958	42
2157	165
2289	149
2199	150
2315	307
2789	308
2855	716
5835	1638
5836	717
5837	718
5838	795
6369	1381
6370	379
3640	373
3641	1320
7127	1321
7128	1322
7130	1323
7131	1640
7605	2079
7606	2080
7607	
8300	
8301	1813
8339	1639
8571	1735
8813	2021
8814	2022
8815	2023
8995	2024
9199	2025

Also all those certain water rights located in White Pine County and Eureka County, Nevada, included in and under the following proofs of appropriation in the Office of the Nevada State Engineer:

- No. 01327
- No. 01423
- No. 01754
- No. 01755
- No. 01756

Also those certain springs known and described as: Mathias (Mathias), Heath Springs, Carpenter, Bill Murray, John Baskins, McConlakey, Hall, Nancy Springs, John Swayne, Della, Bell Rea, Dora, the same being represented by application Numbers 1820 to 1826, both inclusive, and 1875 to 1879, both inclusive, filed in State Engineer's Office of Nevada.

Also the John T. Baker Springs located in Spanish Gulch, in the said County of Eureka, State of Nevada, more fully described in that certain deed from Thos. Dixon to A. C. Florida, recorded in Book 18 of Deeds on page 207, reference thereto made a part hereof as though fully incorporated herein; also all of his right, title in and to Granite and Little Cherry Springs situate in the said County of Eureka, State of Nevada.

And all other water rights, whether or not hereinabove referred to and described which the said first parties now own or have a right to, whether the same be evidenced by a certificate of the State Engineer of the State of Nevada or by a prior application of waters to beneficial use.

TO HAVE AND TO HOLD the same unto the said second parties, their heirs and assigns forever.

IN WITNESS WHEREOF, said parties of the first part have hereunto set their hands this 31 day of January, 1947.

NEWARK LAND AND LIVESTOCK CO.

By M. B. Bates

By Raymond Labarry

M. B. Bates

O. G. Bates

Raymond Labarry

Maria Teresa Labarry

State of Nevada, }
County of White Pine. } ss.

On this 31 day of January, 1947, personally appeared before me, a Notary Public in and for said County and State, RAYMOND LABARRY and MARIA TERESA LABARRY, husband and wife, and O. G. BATES and M. B. BATES, 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 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 last above written.

(Notarial Seal)

Mary Tartan
Notary Public

My Commission Expires: 5/12/49

Recorded at the request of Gray & Horton Feb. 13 A.D. 1947 At 32 minutes past 10 A.M.

Peter Merialdo----Recorder.

Newark Land Livestock Co., et al.,) File No. 26546.
to)
W. S. McGill and R.K. McGill.) Bill of Sale
BILL OF SALE

KNOW ALL MEN BY THESE PRESENTS, this 31st day of January, 1947, that the undersigned, NEWARK LAND AND LIVESTOCK CO., a partnership composed of M. B. BATES and RAYMOND LABARRY (sometimes spelled LA BARRY, and sometimes spelled LaBARRY); RAYMOND LABARRY (sometimes spelled LA BARRY, and sometimes spelled LaBARRY) and MARIA TERESA LABARRY (sometimes spelled LA BARRY, and sometimes spelled LaBARRY), husband and wife, and M. B. BATES and O. G. BATES, husband and wife, for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States, and other good and valuable considerations, the receipt whereof is hereby acknowledged, hereby grant, bargain, sell, convey and confirm, transfer and set over unto W. S. MCGILL and R. K. MCGILL all of the said NEWARK LAND AND LIVESTOCK CO.'S right, title, and interest, claim and demand which it now has or may hereafter acquire in and to all of the personal property situate on the Ardans Ranch, the Circle Ranch, and the Cottonwood Ranch, all of said ranches being situate in the State of Nevada; said personal property being more particularly described on "Exhibit A" attached hereto and by reference made a part hereof.

beginning; together with all improvements located thereon.

TOGETHER with the tenements, hereditaments, and appurtenances thereunto 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 party of the first part has hereunto set her hand the day and year first above written.

Blanche Stevenson Olinger

State of Nevada,)
 : ss
County of Eureka.)

On this 22nd day of September, A.D. 1947, personally appeared before me, Peter Merialdo, County Recorder & ex-officio Auditor, in and for the county of Eureka, state of Nevada, BLANCHE STEVENSON OLINGER, known to me to be the person described in and who executed the foregoing instrument, who acknowledged to me that she 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 in office at Eureka, Nevada, the day and year first above written.

(SEAL)

Peter Merialdo

Recorded at the Request of Victor Jaureguy Sept. 22, 1947 at 50 min. past 11 o'clock A.M.

Peter Merialdo --- Recorder.

File No. 27001.

#8

W. S. McGill and R. K. McGill)
) to
Raymond LaBarry.)

Deed.

(.U.S.I.R. Stamps Affixed and Cancelled \$49.50)

GRANT, BARGAIN AND SALE DEED

THIS INDENTURE, made the 4th day of September, 1947, between W. S. MCGILL and R.K. MCGILL, individually and as co-partners under the name and style of W. S. MCGILL & SON, parties of the first part and hereinafter referred to as "Grantors", and RAYMOND LABARRY, party of the second part and hereinafter referred to as "Grantee";

W I T N E S S E T H:

That the said parties of the first part, for and in consideration of the sum of One Dollar (\$1.00), lawful money of the United States of America, and other good and valuable considerations, the receipt whereof is hereby acknowledged, do hereby grant, bargain and sell, unto said Grantee and to his heirs and assigns forever all of the said Grantors' right, title and interest, both in law and in equity, which the said Grantors now have or may hereafter acquire in and to the following described lots, pieces or parcels of land situate, lying and being in the State of Nevada, and bounded and particularly described as follows, to-wit:

That certain ranch commonly known as the Ardans Ranch situate in Eureka County, State of Nevada, and being more particularly described as follows:

TOWNSHIP 19 NORTH, RANGE 54 EAST, M.D.B. & M.

Section 2: SW $\frac{1}{4}$ of SW $\frac{1}{4}$
Section 3: S $\frac{1}{2}$ of SE $\frac{1}{4}$; SE $\frac{1}{4}$ of SW $\frac{1}{4}$

TOWNSHIP 20 NORTH, RANGE 54 EAST, M.D.B. & M.

Section 15: W $\frac{1}{2}$ of SW $\frac{1}{4}$
Section 16: E $\frac{1}{2}$ of SE $\frac{1}{4}$
Section 17: SE $\frac{1}{4}$ of SW $\frac{1}{4}$; S $\frac{1}{2}$ of SE $\frac{1}{4}$
Section 20: NE $\frac{1}{4}$ of NW $\frac{1}{4}$; NW $\frac{1}{4}$ of NE $\frac{1}{4}$
Section 21: E $\frac{1}{2}$ of SE $\frac{1}{4}$; NW $\frac{1}{4}$ of SE $\frac{1}{4}$; S $\frac{1}{2}$ of NE $\frac{1}{4}$; E $\frac{1}{2}$ of NW $\frac{1}{4}$; NW $\frac{1}{4}$ of NW $\frac{1}{4}$

Deed Book
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page 201

Section 22: SE $\frac{1}{4}$ of NE $\frac{1}{4}$; SW $\frac{1}{4}$ of NE $\frac{1}{4}$; SE $\frac{1}{4}$ of NW $\frac{1}{4}$; NW $\frac{1}{4}$ of NW $\frac{1}{4}$
 Section 23: SW $\frac{1}{4}$ of NE $\frac{1}{4}$
 Section 24: NW $\frac{1}{4}$ of SW $\frac{1}{4}$
 Section 25: NW $\frac{1}{4}$ of NE $\frac{1}{4}$; N $\frac{1}{2}$ of NW $\frac{1}{4}$; W $\frac{1}{2}$ of SW $\frac{1}{4}$; SE $\frac{1}{4}$ of SW $\frac{1}{4}$
 Section 26: N $\frac{1}{2}$ of SE $\frac{1}{4}$; S $\frac{1}{2}$ of NE $\frac{1}{4}$; N $\frac{1}{2}$ of SW $\frac{1}{4}$
 Section 27: NE $\frac{1}{4}$ of SE $\frac{1}{4}$; SW $\frac{1}{4}$ of NE $\frac{1}{4}$; SE $\frac{1}{4}$ of NW $\frac{1}{4}$; NW $\frac{1}{4}$ of NW $\frac{1}{4}$
 Section 28: NE $\frac{1}{4}$ of NE $\frac{1}{4}$; SW $\frac{1}{4}$ of SW $\frac{1}{4}$; NW $\frac{1}{4}$ of SE $\frac{1}{4}$; NE $\frac{1}{4}$ of SW $\frac{1}{4}$; S $\frac{1}{2}$ of NW $\frac{1}{4}$; SE $\frac{1}{4}$ of SE $\frac{1}{4}$

TOWNSHIP 20 NORTH, RANGE 54 EAST, M.D.B.&M. (Cont.)

Section 29: SE $\frac{1}{4}$ of SE $\frac{1}{4}$
 Section 34: NW $\frac{1}{4}$ of NW $\frac{1}{4}$; SE $\frac{1}{4}$ of NW $\frac{1}{4}$; S $\frac{1}{2}$ of NE $\frac{1}{4}$
 Section 35: NW $\frac{1}{4}$ of SW $\frac{1}{4}$.

That certain ranch commonly known as the Cottonwood Ranch, situate in Eureka County, State of Nevada, and being more particularly described as follows:

TOWNSHIP 21 NORTH, RANGE 53 EAST, M.D.B.&M.

Section 36: SE $\frac{1}{4}$

TOWNSHIP 20 NORTH, RANGE 53 EAST, M.D.B.&M.

Section 1: Lots 1, 2 and 5

TOWNSHIP 21 NORTH, RANGE 54 EAST, M.D.B.&M.

Section 23: N $\frac{1}{2}$ of S $\frac{1}{2}$
 Section 34: S $\frac{1}{2}$ of SE $\frac{1}{4}$
 Section 35: N $\frac{1}{2}$ of SE $\frac{1}{4}$; S $\frac{1}{2}$ of SW $\frac{1}{4}$

TOWNSHIP 20 NORTH, RANGE 54 EAST, M.D.B.&M.

Section 3: Lot 5
 Section 4: S $\frac{1}{2}$ of NE $\frac{1}{4}$
 Section 5: W $\frac{1}{2}$ of SW $\frac{1}{4}$
 Section 9: S $\frac{1}{2}$ of NE $\frac{1}{4}$; SE $\frac{1}{4}$ of NW $\frac{1}{4}$; NE $\frac{1}{4}$ of SW $\frac{1}{4}$
 Section 10: Lot 2; SE $\frac{1}{4}$ of NW $\frac{1}{4}$

That certain ranch commonly known as the Circle Ranch, situate in White Pine County, State of Nevada, and being more particularly described as follows:

TOWNSHIP 20 NORTH, RANGE 55 EAST, M.D.B.&M.

Section 14: SW $\frac{1}{4}$; SE $\frac{1}{4}$; S $\frac{1}{2}$ of NW $\frac{1}{4}$
 Section 15: SE $\frac{1}{4}$ of NE $\frac{1}{4}$
 Section 23: W $\frac{1}{2}$ of NW $\frac{1}{4}$; S $\frac{1}{2}$ of NE $\frac{1}{4}$
 Section 27: E $\frac{1}{2}$ of NE $\frac{1}{4}$
 Section 34: N $\frac{1}{2}$ of NE $\frac{1}{4}$; SE $\frac{1}{4}$ of NE $\frac{1}{4}$
 Section 35: SW $\frac{1}{4}$ of NW $\frac{1}{4}$

TOWNSHIP 18 NORTH, RANGE 57 EAST, M.D.B.&M.

Section 11: SE $\frac{1}{4}$ of SW $\frac{1}{4}$

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, and including all water, water rights, water applications or water permits or privileges connected with, belonging, appertaining or incident to the lands hereby conveyed, or used in connection therewith, and all dams, reservoirs, ditches, canals, or other works for a storage or carrying of water now owned by the said first parties or in which they now have or may hereafter acquire an interest, and all applications now pending in the office of the State Engineer of the State of Nevada for any and all waters to be used upon any part or portion of the above described lands, or used in connection therewith.

Together with all and singular the sheep grazing rights, privileges and permits owned by them on any forest reserve or in any grazing district adjoining, being connected with, or appurtenant to said property or near thereto, said first parties waiving any and all privileges but specifically excluding from this conveyance all cattle grazing rights, privileges and permits owned by said Grantors whether said cattle grazing rights, privileges or permits are connected with or appurtenant to said above described properties or any other properties owned by said Grantors.

It being the intention of the said first parties and understanding of the said second party that only those grazing rights as defined in that certain memorandum of understanding, marked Exhibit A, attached hereto and made a part hereof for all purposes as though set forth herein in full, are conveyed to said second party said first parties and that said memorandum of understanding is to be construed as a part of this deed for such purpose.

All those certain water rights and claims located in White Pine County and Eureka County, Nevada, in and under the following proofs filed in the Office of the State Engineer:

pg 203

<u>Permit No.</u>	<u>Certificate No.</u>
1937	43
1956	42
2157	
2289	165
2199	149
2789	307
2855	308
5835	716
5836	1638
5837	717
5838	718
6369	795
6370	1381
3640	379
3641	373
7127	1320
7128	1321
7130	1322
7131	1323
7605	1640
7606	2079
7607	2080
8300	
8301	1813
8339	1639
8571	1735
8813	2021
8814	2022
8815	2023
8995	2024

Also all those certain water rights located in White Pine County and Eureka County, Nevada, included in and under the following proofs of appropriation in the Office of the Nevada State Engineer:

No. 01327
No. 01423

Also those certain springs known and described as: Mithias (Mathias), Heath Springs, Carpenter, Bill Murray, John Baskins, McConlakey, Hall, Nancy Springs, John Swayne, Della, Bell Pea, Dora, the same being represented by application Numbers 1820 to 1826, both inclusive, and 1875 to 1879, both inclusive, filed in State Engineer's Office of Nevada.

Also the John T. Baker Springs located in Spanish Gulch, in the said County of Eureka, State of Nevada, more fully described in that certain deed from Thos. Dixon to A. C. Florio, recorded in Book 18 of Deeds on page 207, reference thereto made a part hereof as though fully incorporated herein; also all of his right, title in and to Granite and Little Cherry Springs situate in the said County of Eureka, State of Nevada.

TOGETHER WITH ALL AID SINGULAR, the tenements, hereditaments and appurtenances thereunto belonging, and in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AID TO HOLD, ALL AID 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 parties of the first part have hereunto set their hands the day and year first above written.

W. S. MCGILL & SON, A Co-Partnership

By W. S. McGill

By R. K. McGill

State of Nevada,)
) ss.
 County of White Pine.)

On this 4th day of September, 1947, personally appeared before me, a Notary Public in and for said County and State, W. S. MCGILL and R. K. MCGILL, known to me to be the persons described in and who executed the foregoing instrument in behalf of and as members of the co-partnership of W. S. MCGILL & SON; and duly acknowledged to me that they executed the same on behalf of said co-partnership 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 last above written.

(Notarial Seal)
 My Commission Expires: 10-27-49.

C. E. Horton
 Notary Public

EXHIBIT A

MEMORANDUM OF UNDERSTANDING

THIS MEMORANDUM OF UNDERSTANDING made this 4 day of September, 1947, by and between WILLIAM S. MCGILL of Ely, White Pine County, Nevada, and RAYMOND LABARRY of Ely, White Pine County, Nevada, is for the purpose providing a satisfactory division of federal range privileges and understanding of general areas of range use between them resulting from a purchase of a portion of the William S. McGill base properties by Raymond LaBarry.

General Description of Property Transaction

Raymond LaBarry is purchasing from William S. McGill what is commonly known as the Handley set-up of the former Newark Land and Livestock Company, with exception of the following parcels of land and watering places:

1. 40 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, T. 18 N., R. 56 E., and containing Rock Spring.
2. 40 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, T. 20 N., R. 56 E., and containing Sulphur Spring.
3. Water rights and claims to Beck Spring in approximately the NE $\frac{1}{4}$, Sec. 6, T. 20 N., R. 57 E.
4. Rock Spring in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, T. 21 N., R. 56 E., and controlled by State Water Certificate #150.
5. Valley Well in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, T. 19 N., R. 56 E., Controlled by State Water Certificate #2025.

By this purchase Raymond LaBarry acquires what is known as the Circle Ranch in Newark Valley, the Cottonwood Ranch and Ardans Ranch north of Eureka, Nevada, and all irrigation and stockwatering rights formerly owned or claimed by the operators in the Handley set-up excepting those listed above.

Attached to these Handley lands is a Class I adjudicated grazing privilege in Nevada Grazing District No. 4 for 7,138 AUMs of federal range use. Of this privilege, 815 AUMs is located in Duckwater Unit for use by sheep and 6,323 AUMs in the Pancake Unit. 4,119 AUMs of the Pancake privilege is attached to sheep use and 2,204 AUMs to cattle use. (Above figures are subject to a very small deduction to allow for the two 40 acre tracts of the Handley set-up which surround Rock Spring and Sulphur Spring and retained by McGill).

Desired Method of Operation and Basis for Agreement

The basis for the agreement is a desire by the parties involved to so divide the grazing privileges and grazing use areas between the base properties remaining in possession of William S. McGill and base properties transferred to Raymond LaBarry that McGill will retain on his properties consisting of the Robinson, Mau and DeBernardi Ranches, plus various water rights, including those retained from the Handley set-up, a privilege sufficient to allow him to continue an operation at least equivalent to his cattle operation

62276

QUITCLAIM DEED

1 LABARRY AND LABARRY COMPANY, a co-partnership, comprised of
 2 MARIA TERESA LABARRY, RAYMOND LABARRY, JR. and JEAN PIERRE LABARRY; and
 3 MARIA TERESA LABARRY, RAYMOND LABARRY, JR. and JEAN PIERRE LABARRY, as
 4 Individuals, do hereby sell, assign, transfer and convey to UNITED
 5 DRESSED BEEF, INC., all of their right, title and interest in and to
 6 all of the following permits issued by the Division of Water Resources
 7 of the State of Nevada:

#9

9	2199	2789	2855
	5835	5836	5837
10	5838	6369	6370
	3640	3641	7127
11	7128	7130	7605
	8300	8301	8339
12	8571	8813	8814
	8815	8995	01327
13	01423	7131?	13650
	13198	13200	13580
14	2315	01754	01755
	01756	9199	7226
15	7227	01751	

16 DATED: Sept 22, 1976.

18 LABARRY AND LABARRY COMPANY,
 19 a co-partnership,
 20 By: Maria Teresa Labarry
 MARIA TERESA LABARRY, Partner
 21 By: Raymond Labarry, Jr.
 RAYMOND LABARRY, JR., Partner
 22 By: Jean Pierre Labarry
 23 JEAN PIERRE LABARRY, Partner

26 Maria Teresa Labarry
 MARIA TERESA LABARRY, Individually
 27 Raymond Labarry, Jr.
 RAYMOND LABARRY, JR., Individually
 28 Jean Pierre Labarry
 29 JEAN PIERRE LABARRY, Individually

31 BOOK 57 PAGE 27

Copy to Jim Baumann

#10

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

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

RANGE LINE AGREEMENT

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

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.

James E. Bauman

(Signature of Permittee/Lessee)

July 14, 81

(Date)

Don Eldridge

(Signature of Permittee/Lessee)

July 13/81

(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.

Big Rock

NUMBER 3641

CERTIFICATE NO. 373 - ISSUED December 16, 1918

- ASSIGNED:** On February 23, 1928 by A. C. Florio to Isaac T. Handley and Walter Handley. Deed filed February 29, 1928 in 3640.
- 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.: 3641 Application Status: CER Certificate No.: 373

Owner(s): CHLOE HELD TRUST; Status: CERTIFICATE

Basin: 153 Basin Name: DIAMOND VALLEY Sub Basin:

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

Source: SPRING Source Description: BIG ROCK SPRING

Project Name: Decree Name: Use: STOCKWATERING

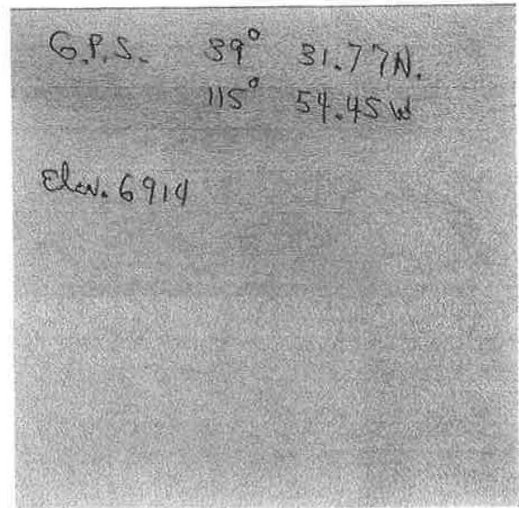
Period Start: 0415 Period End: 1201

Point of Diversion Information: Qtr-Qtr: SW Qtr: SE Sec: 20 Twn: 19N
Rng: 54E

Duty Balance: 2.46 MGS Div Balance: 0.02

Acre-Feet Storage: 0 Well Log Nos.:

Remarks 1:



Application No.: 3641 Application Status: CER Certificate No.: 373

Assigned By: Effective Date:

Ownership Information

Owner	Type	Div Rate	Duty	Acres	Change By	Description
CHLOE HELD TRUST	C	0	0	0		

Original Owner(s)

Owner
FLORIO, A.C.

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.: [3641](#) **Application Status:** [CER](#) **Certificate No.:** [373](#)

Filing Date: [10-20-1915](#) Priority Date: [10-20-1915](#) Return Date:
 Sent for Publication Date: Last publication Date: [12-11-1915](#) Ready for Action Date:
 Permit Date: [04-15-1916](#) Withdrawn Date: Forfeit Date:
 Cancel Portion: Cancellation Date: Cancellation Rescind Date:
 Denied Date:

nps

<u>Filed Under</u>	<u>Date</u>	<u>Filed Under</u>	<u>Date</u>
Proposed POD: 3640	10-20-1915	Existing POD:	
Proposed POU:		Existing POU:	

Proofs of Completion and Beneficial Use

<u>Due Date:</u>	<u>Rcvd:</u>	<u>Filed:</u>	<u>Ext. Due:</u>	<u>Ext Rcvd:</u>
POC: 08-01-1916				
PBU: 07-15-1918		05-21-1917		

Other Dates and Requirements

Cultural Map: PBU Map Received: PBU Map Filed Under: Certificate Date: [12-16-1918](#)
 Forfeiture Due Date: Extension required?: Forfeiture Portion: Forfeiture Received: Forfeiture Filed:
 Temporary Expiration Date: Other Date: Reporting Required?:
 Remarks 2: