

Serial No. 09771

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 89516

(2) Source of water Eureka Creek

(3) The water is diverted by Natural Channel

(4) The water is diverted at the following point(s)

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land it should be stated. Diversion over a channel reach must be described by course and distance to a section corner for both the beginning and end of such reach.

(5) The water is impounded in Trough

(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

(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. 09771

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. City or town
Nevada 89516
State and Zip Code No.
- (2) Source of water Eureka Creek
Name of natural water source.
- (3) The water is diverted by Natural Channel
Dam, ditch, pipe line, natural channel, spring area, etc.
- (4) The water is diverted at the following point(s)
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land it should be stated.
Diversion over a channel reach must be described by course and distance to a section corner for both the beginning and end of such reach.
- (5) The water is impounded in ~~the~~ Trough
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.
- (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 300 cattle _____ horses _____ sheep or wildlife (describe) _____

The watering was conducted during each of the following months April thru
November each year

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

About 300 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 creek has been used
continuously by this ranch since 1866.

(11) The amount of water which has been necessary to be diverted for this purpose has been

4 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 SE 1/4 of Sec: 2 Twn: 19 N Rng: 53 E
Describe as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed

land, it should be stated.

Remarks Support documents for the Chain of title
for Simpson Creek Ranch / James E. & Vera L.
Baumann are provided in the Water Rights
Documents: Simpson Creek Ranch - Vol I
that was filed with the Nevada Division of
Water Resources. Specific support documents
for Eureka Creek are located in Vol II of
Simpson Creek Ranch / James E. & Vera L. Baumann
Water Right Document filed with the
Nevada Division of Water Resources.

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. 09771

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 307 of Eureka
Nevada Street and No. or P.O. Box No. 89316 City or town
State and Zip Code No.

(2) Source of water Eureka Creek
Name of natural water source.

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

(4) The water is diverted at the following point(s)
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.
SE 1/4 SE 1/4 section 2, T19N, R53E
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.

(5) The water is impounded in ~~the~~ Trough
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, deceded, public domain with grazing permit, etc.

(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 300 cattle _____ horses _____ sheep or wildlife (describe) _____
Other
The watering was conducted during each of the following months January 1st thru
December 31st

(10) The approximate number of animals watered by the claimant in subsequent years was as follows:
About 300 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 creek has been used
continuously by this Ranch since 1866.

(11) The amount of water which has been necessary to be diverted for this purpose has been
4 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 SE 1/4 of Sec: 2 Twn: 19N Rng: 53E
Describe as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed
land, it should be stated.

Remarks Support documents for the Chain of Title
for Simpson Creek Ranch / James E. & Vera L.
Baumann are provided in the Water Rights
Documents: Simpson Creek Ranch - Vol I
that was filed with the Nevada Division of
Water Resources. Specific support documents
for Eureka Creek are located in Vol II of
Simpson Creek Ranch / James E. & Vera L. Baumann
Water Right Document filed with the
Nevada Division of Water Resources.

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. Baumann Vera 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

2008 SEP 11 PM 3:37

\$50 FILING FEE MUST ACCOMPANY PROOF

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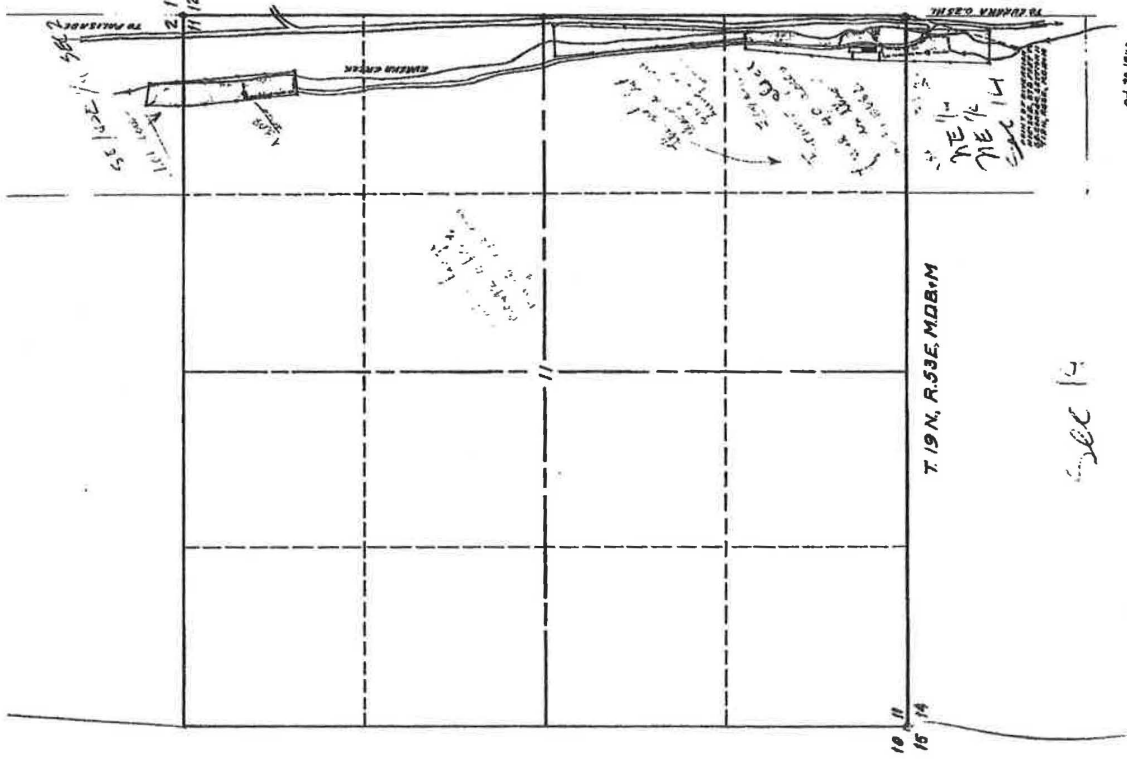
STATE OF NEVADA
COUNTY OF CLATSOP

BEFORE ME, the undersigned authority, on this day personally appeared Frank B. Baumann, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office this 15th day of September, 1964.

Frank B. Baumann
Notary Public for Nevada
Clatsop County, Nevada

RECORDED AND RETURN TO DEPT. OF TAXES
CLATSOP COUNTY, NEVADA



SCALE: 1 INCH = 400 FEET
1/4" = 100'
1/2" = 200'
3/4" = 300'
1" = 400'

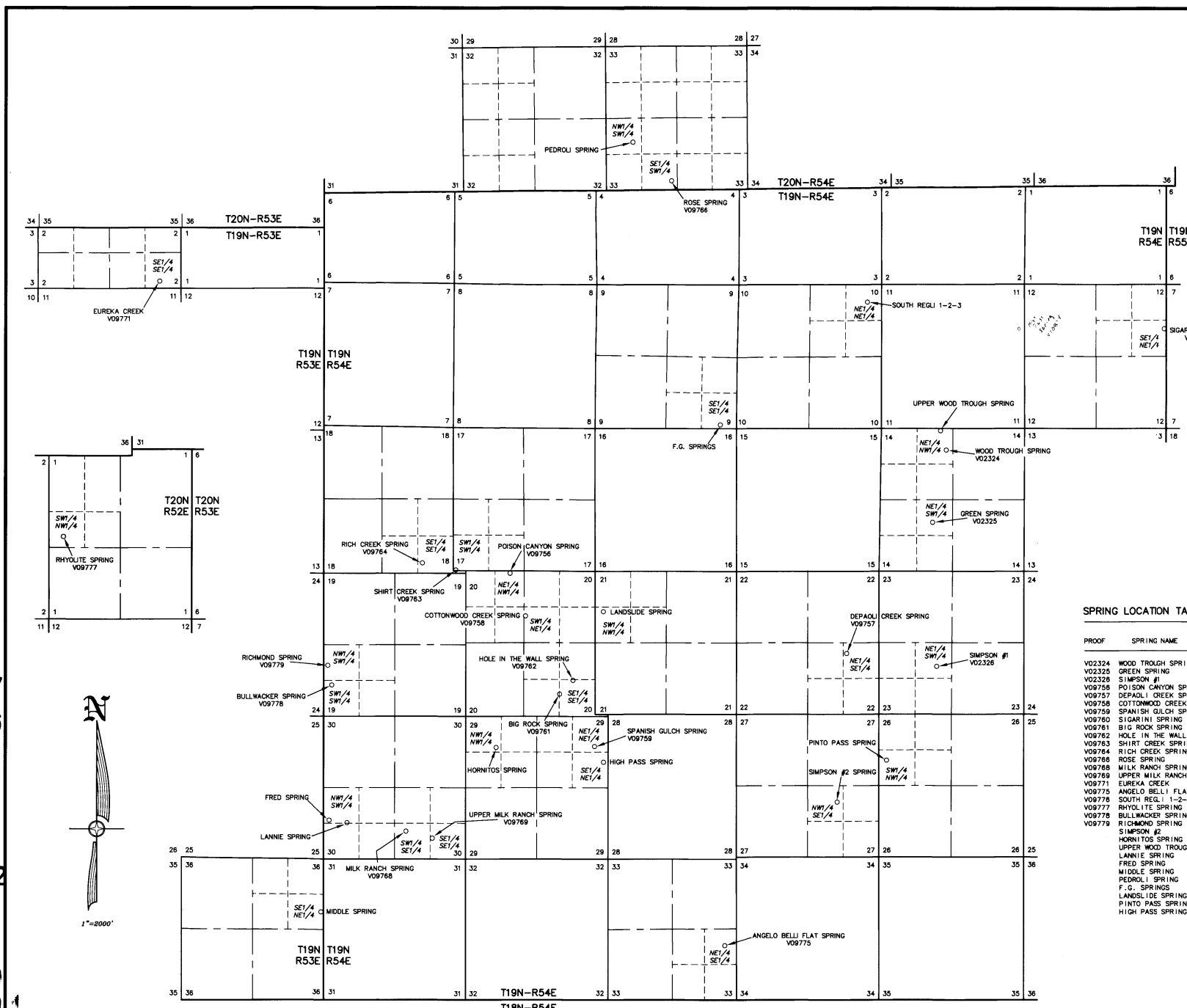
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MAP OF BENEFICIAL USE
APPLICATION NO. 10682
FOR IRRIGATION
BY FRANK B. BAUMANN
EUREKA CREEK
10682-11187

SHEET NO. 1 OF 1 SHEETS.

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

W216014



V10879
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 V10877
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 V09779
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 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.

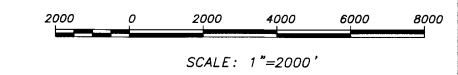
Charlene A. Jones
 NOTARY PUBLIC IN AND FOR THE STATE OF NEVADA
 MY COMMISSION EXPIRES Feb. 6, 2018

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	SHIP	LATITUDE	LONGITUDE
V02324	WOOD TROUGH SPRING	14	NE1/4 NW1/4	T19N	R54E	39.522389 N	115.862093 W	
V02325	GREEN SPRING	14	NE1/4 SW1/4	T19N	R54E	39.515113 N	115.863875 W	
V02326	SIMPSON #1	23	NE1/4 SW1/4	T19N	R54E	39.5003 N	115.863 W	
V09756	POISON CANYON SPRING	20	NE1/4 NW1/4	T19N	R54E	39.509833 N	115.919297 W	
V09757	DEPAOLI CREEK SPRING	22	NE1/4 SE1/4	T19N	R54E	39.501671 N	115.874839 W	
V09758	COTTONWOOD CREEK SPRING	20	SW1/4 NE1/4	T19N	R54E	39.505255 N	115.917338 W	
V09759	SPANISH GULCH SPRING	29	NE1/4 NE1/4	T19N	R54E	39.492274 N	115.908187 W	
V09760	SIGARINI SPRING	12	SE1/4 NE1/4	T19N	R54E	39.5343 N	115.834 W	
V09761	BIG ROCK SPRING	20	SE1/4 SE1/4	T19N	R54E	39.4974 N	115.913 W	
V09762	HOLE IN THE WALL SPRING	20	SE1/4 SE1/4	T19N	R54E	39.498794 N	115.911215 W	
V09763	SHIRT CREEK SPRING	17	SW1/4 SW1/4	T19N	R54E	39.509928 N	115.926263 W	
V09764	RICH CREEK SPRING	18	SE1/4 SE1/4	T19N	R54E	39.51077 N	115.93057 W	
V09766	ROSE SPRING	33	SE1/4 SW1/4	T20N	R54E	39.549832 N	115.898125 W	
V09768	MILK RANCH SPRING	30	SW1/4 SE1/4	T19N	R54E	39.48362 N	115.93337 W	
V09769	UPPER MILK RANCH SPRING	30	SE1/4 SE1/4	T19N	R54E	39.482789 N	115.929769 W	
V09771	EUREKA CREEK	02	SE1/4 SE1/4	T19N	R53E	39.539828 N	115.965614 W	
V09775	ANGELO BELLI FLAT SPRING	33	NE1/4 SE1/4	T19N	R54E	39.472268 N	115.891017 W	
V09776	SOUTH REG. 1-2-3	10	NE1/4 NE1/4	T19N	R54E	39.537081 N	115.872301 W	
V09777	RHYOLITE SPRING	01	SW1/4 NW1/4	T20N	R52E	39.626254 N	116.067534 W	
V09778	BULLWACKER SPRING	19	SW1/4 SW1/4	T19N	R54E	39.498914 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

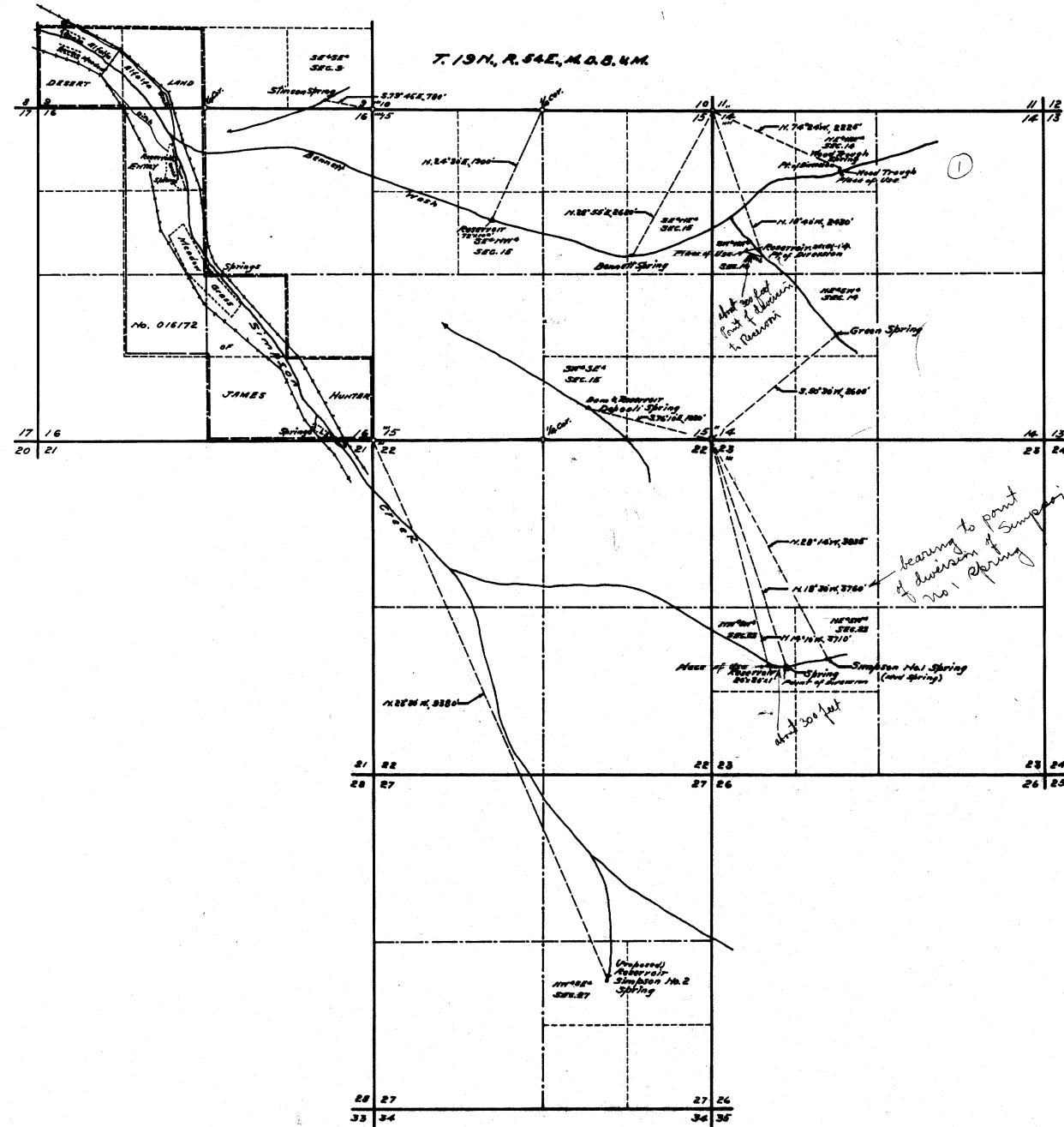
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MAY 27 2016

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

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: Eureka Creek

Latitude: °

Longitude: °

Elevation:

NDWR Water Rights Application #: 09771

Remarks: This ranch used Eureka Creek for livestock water as far back as 1866 as indicated in the abstract of title for what is now Simpson Creek Ranch.

Please refer to the State Water Engineer's Ruling dated 1942.

Supplementary Information

Name: Eureka Creek
Latitude: 39.32'23 N.
Longitude: 115.52'56 W.
Elevation: 62.72'
NDWR Water Rights Application #: 11187
NDWR Filing under Baumann #09771

Remarks: This ranch used Eureka Creek for livestock water as far back as 1866 as indicated in the abstract of title for what is now Simpson Creek Ranch.

Please refer to the State Water Engineer's Ruling dated 1942.

IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF
NEVADA

-00000-

IN THE MATTER OF APPLICATION NO. 10682, FILED)
ON JUNE 26, 1941, BY FRED BARTINE TO APPROPRI-)
ATE THE WATERS OF EUREKA CREEK, AND WHICH WAS)
PROTESTED BY JAMES HUNTER, CHAS. F. WITTENBERG,)
A. C. FLORIO AND THE EUREKA BOARD OF COUNTY)
COMMISSIONERS.)

RULING

Application No. 10682 was filed by Fred Bartine for the appropriation of 0.50 cubic foot per second of the waters from Eureka Creek at a point in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 14, Township 19 N., Range 63 E. The land to be irrigated lies approximately a quarter of a mile north or downstream from the lower end of the Eureka townsite. In his application Mr. Bartine states that the filing is for the purpose of appropriating the water in the creek at the point of diversion.

On December 5, 1941, Hugh A. Shamberger, Deputy State Engineer, made a field investigation on the premises and discussed the matter with the various protestants or their representatives.

The protest of James Hunter is based on the grounds that his cattle have grazed on the range lands below the point of diversion for a great number of years. The records of the State Engineer's Office indicate that James Hunter is the successor in interest to the range rights of Angelo Depaoli, who had grazed cattle in that vicinity for many years prior to 1905. Mr. Hunter has no objection to the applicant's obtaining a permit under his application, providing the diversion of water from the creek does not interfere with his vested water rights. He stated that the waters of this creek have flowed down into the valley, furnishing his stock with Winter and Spring water, and that on or about April 1st he takes his range cattle into the hills and has no further use for the waters of this source.

The protest of Chas. Wittenberg is based on Certificates Nos. 1164 and 1165, issued for the appropriation of water from Consolidated Spring and Big Ditch. Consolidated Spring lies a few hundred feet above the point of diversion mentioned in Application No. 10682, and lies a few feet to the East of the so-called Eureka Creek. Water from the spring is piped across Eureka Creek, and as far as could be determined, does

not flow into the said creek.

Certificate No. 1165 was issued under Permit No. 4897 for the appropriation of water from Big Ditch for the irrigation of five acres of land approximately a mile and a half below Consolidated Spring. From information obtained during the investigation it appears that the water under this certificate has not been used for irrigation purposes for a great number of years. According to Judge Eather, who spoke to Mr. Shamberger about Mr. Wittenberg's protest, there is a likelihood that the waters of Consolidated Spring will be needed for mining operations recently inaugurated there in Eureka.

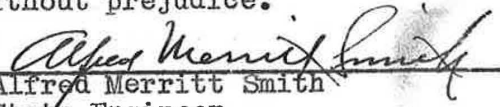
The protest of A. C. Florio was to the effect that he is the owner of the Eureka waterworks, and is the successor in interest to the waterworks that have been furnishing the town's supply of water.

Mr. Bartine emphatically stated that his application is only for taking the water in the creek at the point of diversion, and he would at no time attempt to change the manner of use of the existing water rights upstream.

Representing Mr. Florio during the investigation was M. Fletcher, Manager of the Water Company.

The protest of the Board of County Commissioners of Eureka County was merely to the effect that the flow of water in Eureka Creek through the town is essential for public health and that if the application is granted, it should be limited to the water in the creek at the point of diversion.

It was apparent as a result of the investigation that none of the protestants seriously object to the granting of a permit to Mr. Bartine, providing existing water rights are not disturbed. Therefore, upon the payment of the statutory fee for the issuance of a permit in the amount of Ten Dollars, a permit will be issued under said application, No. 10682, subject to all existing rights on the source, which will grant to Mr. Bartine the right to divert 0.5 cubic foot per second of water at the point of diversion between April 1st and October 1st of each year. The protests above mentioned are therefore overruled without prejudice.


Alfred Merritt Smith
State Engineer

Dated March 10, 1942



STATE OF NEVADA
 OFFICE OF STATE ENGINEER
 CARSON CITY

ALFRED MERRITT SMITH
 STATE ENGINEER

H. W. REPERT
 ASSISTANT

March 10, 1942

IN YOUR REPLY REFER TO NO. 10682

Fred Bartine
 Eureka, Nevada

-

Applicant

Mr. James Hunter
 Bar C Ranch
 Eureka, Nevada

)
)
)

C. F. Wittenberg
 Tonopah, Nevada

)
)

A. C. Florio
 400 Belmont Street
 Reno, Nevada

)
)
)

- Protestants

Board of County Commissioners, Eureka County)
 James H. Hunter, Chairman)
 C/o W. H. Reynolds, Attorney at Law)
 Eureka, Nevada)

Gentlemen:

Enclosed herewith please find the ruling of the State Engineer in the matter of Application No. 10682, filed by Fred Bartine on June 26, 1941, for permission to appropriate the waters of Eureka Creek for irrigation purposes, and which was protested on September 23, 1941, by James Hunter; on October 7, 1941, by Chas. F. Wittenberg; on October 16, 1941, by A. C. Florio, and on October 17, 1941, by the Board of County Commissioners of Eureka County.

Respectfully,

ALFRED MERRITT SMITH
 State Engineer

By

Hugh A. Shamberger
 Hugh A. Shamberger
 Deputy State Engineer

RMA
 Encls.

Protest.

On January 23, 1945, this application was protested by James Hunter on the grounds that the period of use as set forth under the new application was from March 1 to October 31, whereas under Permit No. 10682 the period of use was from April 1 to October 1. In this connection, will advise that any permit issued under Application No. 11187 will have to be subject to the same period of use as set forth in the ruling under Application No. 10682, namely, April 1 to October 1, and furthermore, that the water must be returned to the stream bed.


On February 8, 1945, A. C. Florio, through his Attorney, W. M. Kearney, filed a protest against the granting of this application and basis of the protest was similar in nature to the protest of Mr. Hunter, namely, as to the change in the period of use. As aforesaid, any permit granted under Application No. 11187 will have to be subject to all of the conditions set forth under Permit No. 10682 and setting the period of use as from April 1 to October 1. With this in mind, I am wondering if the protestants would not be willing to withdraw their protests so that we can take action on this application without necessitating the expense of an additional hearing.

It will be appreciated if both of the protestants will advise this Office in regard to this matter.

Yours very truly,

ALFRED MERRITT SMITH
State Engineer

By


Hugh A. Shanberger
Assistant State Engineer

HAS:RMA

The protest of James Hunter is based on the grounds that his cattle have grazed on the range lands below the point of diversion for a great number of years. The records of the State Engineers office indicate that James Hunter is the successor in interest to the Range rights of Angelo Depaoli, who had grazed cattle in the vicinity for many years prior to 1905. (He also bought the rights of ~~John Edna~~ Combining the range rights with the Depaoli range) Mr Hunter has no objection to the application obtaining a permit under his application providing the diversion of water from the ^{Cuyler} Creek does not interfere with his vested water rights. He stated that the waters of this creek have flowed down into the valley, furnishing his stock with water in winter and spring and that about April he takes his range cattle into the hills and has no use for the waters of this source.

Mr. Bartine was granted the right to use the water from April 1 to Oct 1 of each year for irrigating only

on

See 111 T 17 N. Range 53 E. M.D. B & M.

December 1, 2008

To Whom It May Concern:

I was born in 1948 and raised in Eureka, Nevada.

From a very young age, I helped the Hunter family by working on the Hunter Ranch and riding and tending to their cattle.

Hunter's cattle grazed the surrounding mountains of the ranch from the first of April through the end of October or November depending on the weather.

The Hunter cattle utilized each and every spring in the mountains from the Cottonwood Spring north of the Hunter Ranch; to the Fairbury Well south of the Hunter Ranch; east to the Poison Spring and west to the Rhyolite Spring.

The Hunter cattle used the water in Eureka Canyon for many, many years (and created havoc within the townsite) which surfaces below the upper slag dump at the south end of the town. The creek and additional springs surfacing within the townsite continued through the town of Eureka and ran past the depot located at the north end of town.

Richmond Spring, Bullwhacker Spring and the Milk Ranch Spring were the main springs for the southern country that were utilized by the cattle belonging to the Hunter Ranch.

It is common knowledge that the Hunter Ranch (aka Simpson Creek Ranch) utilized the range and water sources prior to 1900 to present.

Signed:


Gerald E. Robinson

Duty Balance: 17.95 AFS Div Balance: 0.05

Acre-Feet Storage: 0 Well Log Nos.:

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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

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Ownership/Title

Application No.: [11187](#) **Application Status:** **CER** **Certificate No.:** [2891](#)

Filing Date: **10-20-1944** Priority Date: **06-26-1941** Return Date:
 Sent for Publication Date: Last publication Date: **01-13-1945** Ready for Action Date:
 Permit Date: **04-11-1945** Withdrawn Date: Forfeit Date:
 Cancel Portion: Cancellation Date: Cancellation Rescind Date:
 Denied Date:

Maps

Filed Under	Date	Filed Under	Date
Proposed POD: 11187	10-20-1944	Existing POD:	
Proposed POU:		Existing POU:	

Proofs of Completion and Beneficial Use

Due Date:	Rcvd:	Filed:	Ext. Due:	Ext Rcvd:
POC: 11-10-1946				
PBU: 11-10-1946		04-27-1945		

Other Dates and Requirements

Cultural Map: PBU Map Received: PBU Map Filed Under: Certificate Date: **08-29-1945**
 Forfeiture Due Date: Extension required?: Forfeiture Portion: Forfeiture Received: Forfeiture Filed:
 Temporary Expiration Date: Other Date: Reporting Required?:
 Remarks 2:

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Place of Use Information

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[Ownership/Title](#)

Application No.: [11187](#) **Application Status:** **CER** **Certificate No.:** [2891](#)

Place of Use Data

QQ	Q	Sec	Twn	Rng	BM	Acres
SE	SE	02	19N	53E	MD	1.01
NE	NE	11	19N	53E	MD	3.08
NE	NE	14	19N	53E	MD	0.54
NE	NE	14	19N	53E	MD	0.29

Total Acres Irrigated: Use Units:

Remarks 3:

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State of Nevada
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 Tracy Taylor, P. E. State Engineer

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Summary of Ownership

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 [Abrogations/Protests/Rulings](#)

Ownership/Title

Application No.: [11187](#) **Application Status:** CER **Certificate No.:** [2891](#)

Current Ownership Information

Owner	Type	Div Rate	Duty	Acres	Change By	APN	County	Description
BARTINE, FRED B		0	0	0				

Confirmed By: Effective Date:

Original Owner(s)

BARTINE, FRED

Remarks 5: