

STATE OF NEVADA  
**PROOF OF APPROPRIATION OF WATER**

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

USE(S):

Primary (Please select only one):

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

Secondary (Select all that may be applicable):

Stock water ☒ Domestic ☒

NAME OF CLAIMANT James E. & Vera L. Baumann

Address PO Box 308 City of Eureka County of Eureka

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

1. Source of water Pedroli Spring

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

2. The means of diversion Dam

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

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

NW1/4SW1/4 of Sec. 33, T.20N; R.54E  
GPS Location in WGS 84: Long. -115.903179 Lat. 39.553644

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

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

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

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

Patented

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

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

(circle one)

\_\_\_\_\_ County, at Page \_\_\_\_\_ of Book \_\_\_\_\_ of \_\_\_\_\_

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

0.1114 cubic feet per second.

448.83 gallons per minute equals 1 cubic feet per second

10-153

8. The place of use location (For Irrigation, skip question #8 and proceed to Question #12):

Within NW1/4SW1/4 of Sec. 33, T.20N; R.54E

GPS Location in WGS 84: Longitude - 115.903179 Latitude 39.553644

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

### QUESTIONS REGARDING WATERING OF LIVESTOCK

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

Year

	300	cattle	horses	sheep	other (describe in remarks)

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

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

300	cattle	horses	sheep	other (describe in remarks)
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11. The water is impounded in Pond  
Trough(s), tank(s), pool(s), reservoir, natural channel, etc.

### QUESTIONS WITH REGARD TO IRRIGATION

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

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

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

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

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

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

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

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

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

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

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

have been grown upon the land(s) irrigated.

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

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

23. The years during which no water was used for irrigation or during which the full water right was not used were \_\_\_\_\_  
(If water was not used, or used in reduced quantity at any time, full information as to causes and duration of non-use should be given, appending a sheet if necessary):

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

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

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

27. List the year of priority for acreages irrigated prior to March 1, 1905, from all points of diversion previously described, with their corresponding subdivision. (Attach additional sheets as needed.)

[illegible]

**ADDITIONAL SUPPORTING REMARKS REGARDING THIS PROOF'S FILING**

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

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

No prior filings for this spring have been found.

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

James E. & Vera L. Baumann

(Name)

are full and correct to the best of their knowledge and belief.

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

Name James E. Baumann

(Please type or print name)

Signature

[Signature]

(Please sign in the presence of a Notary Public)

Address PO Box 308, Eureka

State of Nevada ZIP Code 89316

Telephone Number 775-237-5452

Email Address simpsoncreekranch@gmail.com

State of Nevada

County of Eureka

Subscribed and sworn to before me on

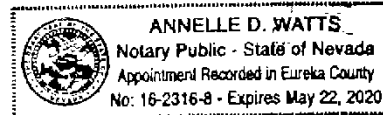
5/24/2016

(Date)

by

[Signature]

Signature of Notary Public Required



Notary Stamp or Seal Required

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

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.

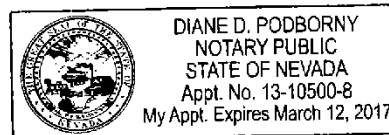
It is common knowledge that the Hunter Ranch (aka Simpson Creek Ranch) utilized the range and water sources prior to 1900 to present.

Signed:

  
Gerald E. Robinson



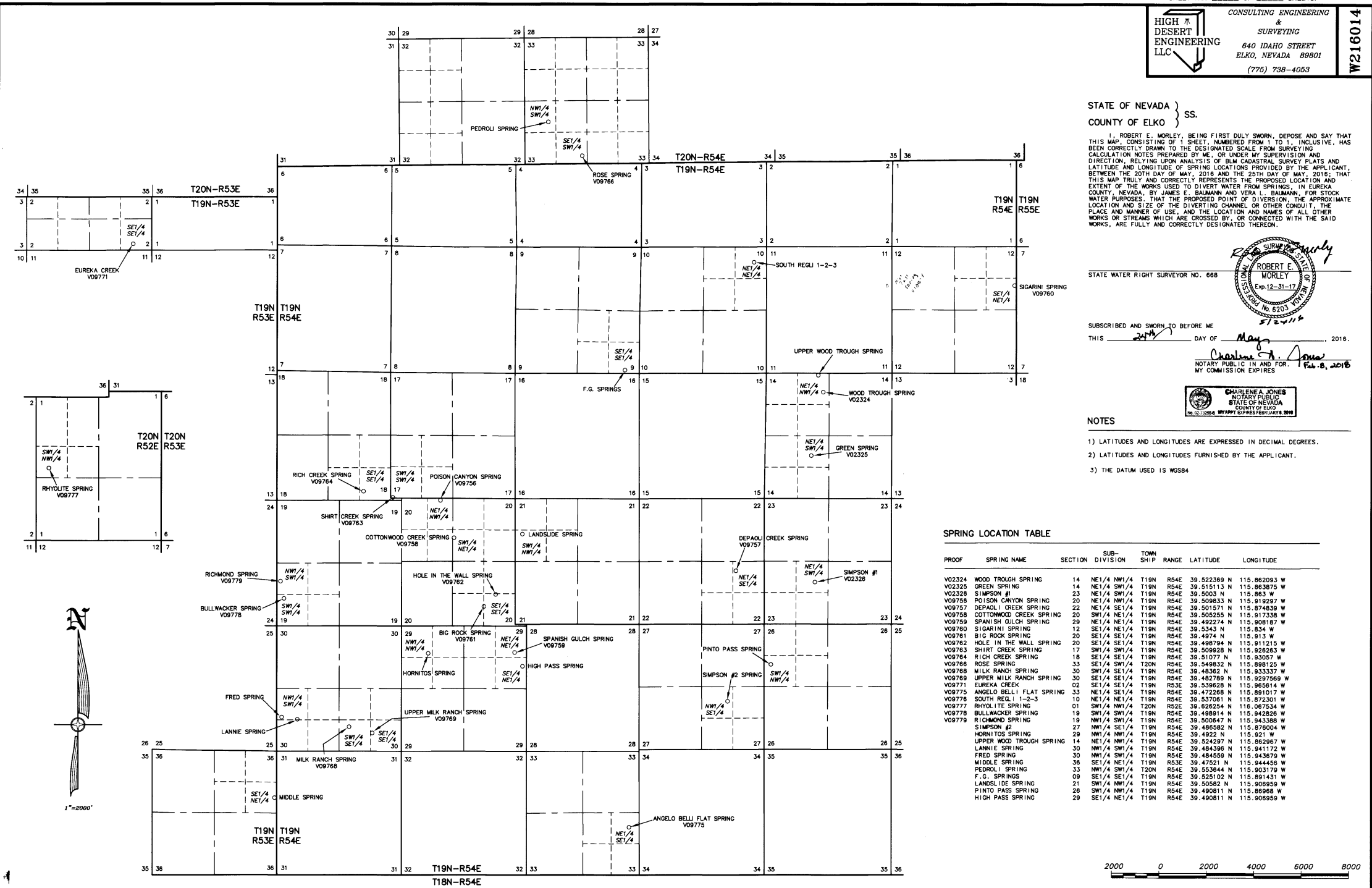
State of Nevada  
County of  
This instrument was acknowledged  
by Gerald E. Robinson on April 7, 2016





RECEIVED  
2016 MAY 27 11:12 AM  
STATE EXAMINERS OFFICE

V10879  
V10878  
V10877  
V10876  
V10875  
  
V10873  
V10872  
V10871  
  
V10869  
V09779  
V09778  
V09777  
  
V09776  
V09775  
V09771  
V09769



SHEET NO. 1 OF 1 SHEETS.

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

W216014

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, BETWEEN THE 20TH DAY OF MAY, 2016 AND THE 25TH DAY OF MAY, 2016; THAT THIS MAP TRULY AND CORRECTLY REPRESENTS THE PROPOSED LOCATION AND EXTENT OF THE WORKS USED TO DIVERT WATER FROM SPRINGS, IN EUREKA COUNTY, NEVADA, BY JAMES E. BAUMANN AND VERA L. BAUMANN, FOR STOCK WATER PURPOSES; THAT THE PROPOSED POINT OF DIVERSION, THE APPROXIMATE LOCATION AND SIZE OF THE DIVERTING CHANNEL OR OTHER CONDUIT, THE PLACE AND MANNER OF USE, AND THE LOCATION AND NAMES OF ALL OTHER WORKS OR STREAMS WHICH ARE CROSSED BY, OR CONNECTED WITH THE SAID WORKS, ARE FULLY AND CORRECTLY DESIGNATED THEREON.

STATE WATER RIGHT SURVEYOR NO. 668

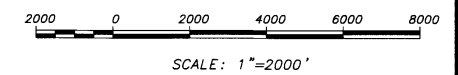
SUBSCRIBED AND SWORN TO BEFORE ME  
THIS 24th DAY OF May, 2016.

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

CHARLENE A. JONES  
NOTARY PUBLIC  
STATE OF NEVADA  
NO. 02-720046 MY COM. EXPIRES FEBRUARY 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	TOWN	RANGE	LATITUDE	LONGITUDE
V02324	WOOD TROUGH SPRING	14	NE1/4 NW1/4	T19N	R54E	39.522369 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	39.501571 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	39.496794 N	115.911215 W
V09763	SHIRT CREEK SPRING	17	SW1/4 SE1/4	T19N	R54E	39.509828 N	115.926283 W
V09764	RICH CREEK SPRING	18	SE1/4 SE1/4	T19N	R54E	39.51077 N	115.93057 W
V09765	ROSE SPRING	33	SE1/4 SW1/4	T20N	R54E	39.549832 N	115.898125 W
V09766	MILK RANCH SPRING	30	SW1/4 SE1/4	T19N	R54E	39.48362 N	115.933337 W
V09769	UPPER MILK RANCH SPRING	30	SE1/4 SE1/4	T19N	R54E	39.482789 N	115.9297569 W
V09771	EUREKA CREEK	02	SE1/4 SE1/4	T19N	R53E	39.538628 N	115.965614 W
V09775	ANGELO BELL FLAT SPRING	33	NE1/4 SE1/4	T19N	R54E	39.472268 N	115.891017 W
V09776	SOUTH REGU 1-2-3	10	NE1/4 NE1/4	T19N	R54E	39.537061 N	115.872301 W
V09777	RHYOLITE SPRING	01	SW1/4 NW1/4	T20N	R52E	39.628254 N	115.067534 W
V09778	BULLWACKER SPRING	19	SW1/4 NW1/4	T19N	R54E	39.498914 N	115.942826 W
V09779	RICHMOND SPRING	19	NW1/4 SW1/4	T19N	R54E	39.500647 N	115.943388 W
V09775	SIMPSON #2	27	NW1/4 SE1/4	T19N	R54E	39.485882 N	115.876004 W
V09775	HORNITOS SPRING	29	NW1/4 NW1/4	T19N	R54E	39.4922 N	115.921 W
V09775	UPPER WOOD TROUGH SPRING	14	NE1/4 NW1/4	T19N	R54E	39.524297 N	115.862967 W
V09775	LANNIE SPRING	30	NW1/4 SW1/4	T19N	R54E	39.484326 N	115.941172 W
V09775	FRED SPRING	30	NW1/4 SW1/4	T19N	R54E	39.484559 N	115.943679 W
V09775	MIDDLE SPRING	36	SE1/4 NE1/4	T19N	R53E	39.47521 N	115.944456 W
V09775	REDOLI SPRING	33	NW1/4 SW1/4	T20N	R54E	39.553644 N	115.903179 W
V09775	F.G. SPRINGS	09	SE1/4 SE1/4	T19N	R54E	39.525102 N	115.891431 W
V09775	LANDSLIDE SPRING	21	SW1/4 NW1/4	T19N	R54E	39.50582 N	115.906959 W
V09775	PINTO PASS SPRING	28	SW1/4 NW1/4	T19N	R54E	39.490811 N	115.89968 W
V09775	HIGH PASS SPRING	29	SE1/4 NE1/4	T19N	R54E	39.490811 N	115.906959 W

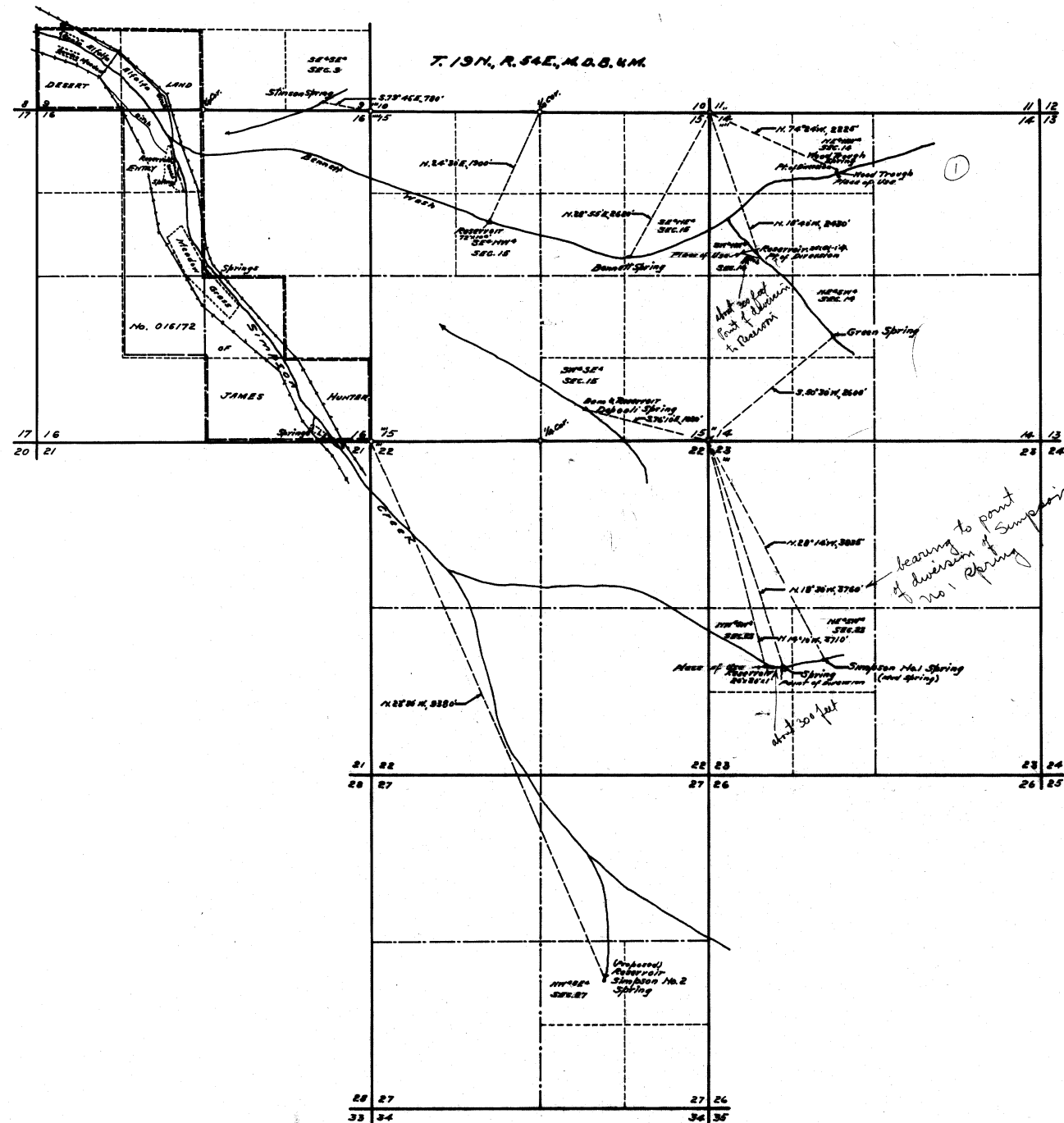


STATE ENGINEERS USE

V-09775-77

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 } ss.  
 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 16th 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, DEPALLI 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 29th day  
 of June, 1943.

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

0 500 1000 2000  
 SCALE 1-IN. = 1000 FT.

FILED  
 June 7, 1944  
 STATE WATER RIGHT SURVEYOR

MAP  
 TO ACCOMPANY PROOFS OF APPROPRIATION  
 FOR STOCKWATERING  
 BY JAMES HUNTER  
 FROM WOOD TROUGH, BENNETT,  
 GREEN, DEPALLI & SIMPSON No. 1  
 SPRINGS.  
 SURVEYED  
 JUNE 17-19, 1943. - BY - F.M. MILLARD & SON,  
 RENO, NEVADA.

02324-02325-02326