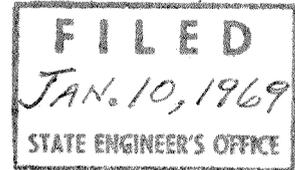


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BRUCE BOWEN  
IRWIN AARONS  
ROBERT A. HUME  
OF COUNSEL

MAILING ADDRESS:  
P. O. BOX 187  
RENO, NEVADA 89504

January 6, 1969



State Engineer of Nevada  
201 South Fall Street  
Carson City, Nevada 89701

Attention: Mr. James C. Perkins  
Assistant Office Engineer

Re: San Juan and Cottonwood Creeks, Nye  
County and Lander County, Nevada

Dear Sir:

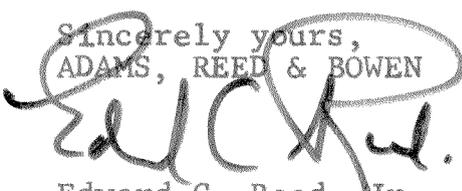
In behalf of V-B Cattle Co., a Nevada corporation, we submit herewith petition for adjudication of the above-mentioned streams. Should our petition be unclear, we would appreciate a call so that the same may be discussed with you. Our client, V-B Cattle Co., is the owner of substantial holdings in Lander County and Nye County, Nevada, and are the owners, we believe, of substantially all the water rights in the above-mentioned streams. We state this so that you will have as a matter of record the basis of our client's interest in the property.

Reference is made to ruling dated December 10, 1968, in respect to Application No. 24233 by Mr. and Mrs. Tony Testolin. It is our earnest request that the enclosed petition be granted prior to the granting of the permit mentioned in the ruling. It is our feeling that great controversy may result from the granting of the permit prior to the determination of vested rights in the stream.

We are continuing to search for a court ruling in respect to this stream but our research so far, although promising, has not resulted in our finding any specific decree of court.

We will appreciate your consideration.

Sincerely yours,  
ADAMS, REED & BOWEN

  
Edward C. Reed, Jr.

ECR:nt  
Enc.  
CC:Mr. Edward N. Basha, Jr.  
CC:Mr. Ray Flake

State Engineer of Nevada

Page 2

January 6, 1969

P. S. Would you please file stamp the copy of the Petition and return it to us in the enclosed stamped envelope. Thank you.

FILED  
Jan. 10, 1969  
STATE ENGINEER'S OFFICE

PETITION FOR ADJUDICATION OF WATERS OF  
SAN JUAN AND COTTONWOOD CREEKS  
NYE AND LANDER COUNTIES, NEVADA

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TO THE STATE ENGINEER OF NEVADA:

The undersigned, V-B CATTLE CO., a Nevada corporation, hereby petitions the State Engineer of Nevada to determine the relative rights of various claimants to the waters of San Juan and Cottonwood Creeks, Nye and Lander Counties, Nevada. Said streams form a single stream system which is, in turn, tributary to the Reese River, Lander and Nye Counties, Nevada.

In support of this petition, the undersigned V-B CATTLE CO. states that it is the owner of vested and application rights on said water source and that by Ruling dated December 10, 1968, in connection with Application No. 24233, the State Engineer of Nevada has ruled that a permit be granted under said application, subject, however, to existing rights. The existing vested rights on said stream system are unadjudicated, therefore it will not be possible to determine what waters may be diverted under said Application No. 24233 or under the prior and senior permit belonging to V-B CATTLE CO., No. 23411.

Your petitioner further states that the vested rights on said stream will be impaired and interfered with unless the said vested rights be adjudicated and determined.

The use of any of said waters from said stream system without recognition of the vested rights will impair the said vested rights in that it is not possible to determine what waters your petitioner is entitled to receive pursuant to its vested rights until the relative rights of the various claimants to said water are determined. The granting of any permit or rights of diversion for waters from said stream system would be improper and

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1 against the laws of the State of Nevada and deprive the petitioner  
2 of its valid and existing rights.

3 WHEREFORE, your petitioner prays that this petition be  
4 granted and a determination made as requested.

5 DATED: December 20 1968.

6 V-B CATTLE CO., a Nevada corporation

7 By Edward N. Basha, Jr.  
8 Edward N. Basha, Jr., Secretary

9 STATE OF Oregon )  
10 COUNTY OF Waukegan ; SS.

11 On December 20, 1968, personally appeared  
12 before me, a Notary Public, EDWARD N. BASHA, JR., who acknowledged  
13 that he executed the above instrument.

14  
15 Paul W. Bean  
16 NOTARY PUBLIC

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