

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE STATE OF
NEVADA, IN AND FOR THE COUNTY OF LINCOLN.

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The Phoenix Reduction Company,
a Corporation,

Plaintiff,

VS

Panaca Water & Irrigation
Company, a corporation,
John N. Lee and C. P. Rennow,

Defendants.

The above entitled cause coming on regularly for hearing this 10th day of September, A. D. 1904, before the Court, sitting without a jury, a jury having been expressly waived by the respective parties; T. J. Osborne, Esq., appearing for the Plaintiff, and Benj. Sanders, Esq., appearing for the defendants.

Now, in accordance with the stipulation of the several parties to this action, herein filed:

It is hereby Ordered, Adjudged and Decreed that said plaintiff is entitled to thirty inches (30) miner's measurement, of the water flowing from Big Panaca Springs described in the complaint herein as situated about one mile northeast of the Town of Panaca, in the County of Lincoln, State of Nevada, and is entitled to have said quantity of water flow unobstructed, from said Springs through what is known as the Bullionville Ditch leading from or near the western portion of said Big Springs: Said thirty inches of water to be determined by measurement through a miner's measuring box, with an aperature two inches in heighth, with a five inch head of water above the top of such aperature, or a six inch head above the center of such aperature, and shall be delivered by said defendant, the Panaca Water & Irrigation Company into the said Bullionville Ditch, from the dam erected by said Panaca Water Company at said Springs, and at a point of not less elevation that that from which

the water arising on the one-fourth acre of land described in the complaint, has heretofore flowed.

It is further adjudged, under said stipulation that the plaintiff has no right, title or interest in or to the one-fourth acre of land described in the complaint.

And it is further Ordered and Adjudged that the said Defendants, and each of the, their agents, servants and employees, are hereby perpetually enjoined from in any way or manner interfering with the flow of said thirty inches of water herein adjudged as belonging to Plaintiff, or with its flow through said Bullionville Ditch.

Done in open Court this 10th day of September, A. D. 1904.

Geo. S. Brown,
Judge.

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Endorsed Filed Sept. 10th, 1904. J. A. Nesbitt, Clerk, By
Geo. O. Sawyer, Deputy.

(EXHIBIT "A").