

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source Hot Springs
Name of natural water source (use separate proofs for each major source)

The water is diverted from its source Hot Springs Ditch
Name of ditch, flume or pipe line

at the following point(s) SW 1/4 SW 1/4 Section 1, T.34N., R.23E., M.D.B. & M., or at a point from which

the SW corner of Section 12, said township & range bears S. 4° 38' 22" W., a distance of 6,371.52 ft. NOTE: This tie established in March 1999 corner identified on original proof could not be found.

(1) Name of claimant Gerlach Livestock Company (See Remarks)

Address 2500 Spinnaker Dr., Reno, County of Washoe

State of Nevada, 89509 Telephone No. (775) 825-1888

(2) The means of diversion employed Collection Box, Ditches
Dam and ditch, pipe line, flume, etc.

(3) The date of the survey of ditch, canal, or pipe line was 1913

(4) The construction of the ditch or other works was begun 1883
and completed 1904

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom 2 feet, width on top 3 feet, depth 1.25 feet, on a grade of 1 feet per thousand feet.

(6) The conduit has (has not) been enlarged. UNKNOWN
NOTE-If enlargement or extension of ditch was made, supply information under (7) and (8)

(7) The work of enlargement of the ditch or canal was begun and completed

(8) The dimensions of the ditch or canal as enlarged are: Width on bottom feet, width on top feet, depth feet, on a grade of feet per thousand feet.

(9) The claimant is (is not) an owner in the above-described conduit.

100% ownership of ditch and land

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

(16) The years during which no water was used for irrigation or during which the full water right was not used were..... Water continues to be utilized within the place of use and co-mingled with.....
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 waters of Red Mountain & Cottonwood Creeks.
given, appending a sheet if necessary

(17) The claimant's water right ~~was~~ (was not) recorded in the office of the County Recorder of.....County, said record being at page.....of Book.....of....., and being a claim for.....of water for the irrigation of.....acres of land in the following legal subdivisions:

NOTE—Failure to record in the county in no way invalidates a water right, but if ditch or right was so recorded, supply full information under (17)

(18) Water from the source given and through the works described is also used for the following purposes other than irrigation:

Livestock, Wildlife & Domestic

(19) The character of the soil is Sandy Loam (Sandy, gravelly, loam) A continuous flow of 10 cubic feet of water per second has been used to irrigate 1094.84 acres of land and 4.0 acre-feet per acre per annum have been used to irrigate the crops.

(20) Remarks Proof 01276 was originally filed in 1913 by Gerlach Livestock Company. Said proof made a claim for the irrigation of 220 acres from the Hot Springs at Fly Ranch. The original proof stated that the waters from the Hot Springs were used jointly with the waters of Red Mountain & Cottonwood Creeks. The original supporting map prepared by H.L. McIntyre illustrated 803.6 acres. A subsequent map prepared by F.B. Stewart illustrated additional lands irrigated in the Northern portion of the ranch. Since the original proof and maps did not account for all the lands placed into cultivation, this amended proof is being submitted by the Bright-Holland Corporation, successor's in interest to the Gerlach Livestock Company. Priorities claimed are 1883 and 1904.

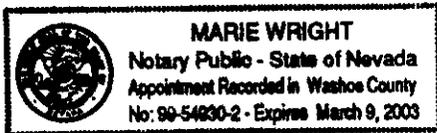
The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Gerlach Livestock Company are full and correct to the best of his knowledge and belief.

Deponent is an employee of Thiel Engineering Consultants (TEC). TEC has been hired by the Bright-Holland Corporation, successor's in interest to Gerlach Livestock Company, to

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

Gregory M. Bilyeu
P.O. BOX 70458
Reno, NV 89570-0458

Telephone No. (775) 352-7800



Subscribed and sworn to before me this 27th day of July, 1999

Marie Wright

Notary Public in and for the County of Washoe

My commission expires March 9, 2003

STATE ENGINEERING

59 JUL 30 PM 3:19

RECEIVED

\$100 FILING FEE MUST ACCOMPANY PROOF

THE STATE OF NEVADA

01276

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

From Hot Springs Name of natural water source

Through a ditch Name of ditch, flume, or pipe line

James Passer, the undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Gerlach Live Stock Co and predecessors in interest are full and correct to the best of his knowledge and belief.

as agent for Gerlach Live Stock Co. 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 Gerlach Live Stock Company Address Stockton, County of San Joaquin State of California

(2) The means of diversion employed a ditch Dam and ditch, pipe line, flume, etc.

(3) The date of the survey of ditch, canal, or pipe line was in 1904

(4) The construction of the ditch or other works was begun in 1904 and completed in 1904

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom 2 feet, width on top 3 feet, depth 1 1/4 feet, on a grade of 1 foot per thousand feet.

(6) The conduit has (has not) been enlarged. NOTE-If enlargement or extension of ditch was made, supply information under (7) and (8)

(7) The work of enlargement of the ditch or canal was begun and completed

(8) The dimensions of the ditch or canal as enlarged are: Width on bottom feet, width on top feet, depth feet, on a grade of feet per thousand feet.

(9) The claimant is (is not) sole owner in the above-described conduit.

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

(10) The nature of the title to the land for which the water right is claimed is Patented Land

(11) Crops of wild hay have been grown upon the land irrigated.

(12) The water has been used for irrigation from Jan 1 to Dec 1 of each year. Day of month Day of month

(13) The water was first used for irrigation by claimant or its grantors in the year 1890 when 120 acres were irrigated in the SW 1/4 of Sec. 1 T. 34 N., R. 23 E.

(14) The additional number of acres first irrigated in subsequent years was as follows:

1904	120	acres in the	SW 1/4	of Sec. 1,	T. 34 N.,	R. 23 E.
"	60	acres in the	S 1/2 NW 1/4	of Sec. 13,	T. " "	R. " "
"	40	acres in the	SE 1/4 NE 1/4	of Sec. 14,	T. " "	R. " "
1905	220	acres in the	as above described	of Sec. " "	T. " "	R. " "
1906		acres in the	"	of Sec. " "	T. " "	R. " "
1907		acres in the	"	of Sec. " "	T. " "	R. " "
1908		acres in the	"	of Sec. " "	T. " "	R. " "
1909		acres in the	"	of Sec. " "	T. " "	R. " "
1910		acres in the	"	of Sec. " "	T. " "	R. " "
1911		acres in the	"	of Sec. " "	T. " "	R. " "
1912		acres in the	"	of Sec. " "	T. " "	R. " "
1913		acres in the	"	of Sec. " "	T. " "	R. " "
		acres in the	"	of Sec. " "	T. " "	R. " "
		acres in the	"	of Sec. " "	T. " "	R. " "
		acres in the	"	of Sec. " "	T. " "	R. " "

Remarks:

Append a sheet if necessary

(15) The maximum acreage irrigated in any year was 220 acres.

(16) The water claimed has (has not) been used for irrigation each and every year since the right was initiated. Strike out one not wanted

(17) The years during which no water was used for irrigation or during which the full water right was not used were all the water has been used each year. 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

(18) The claimant's water right was (was not) recorded in the office of the County Recorder of _____ County, said record being at page _____ of Book _____ of _____, and being a claim for _____ of water for the irrigation of _____ acres of land in the following legal subdivisions: _____

NOTE—Failure to record in the county in no way invalidates a water right, but if ditch or right was so recorded, supply full information under (19)

(19) The map provided by the State Engineer and attached hereto as a part of this proof is hereby accepted as correctly showing the ditch lines or irrigation works diverting or conveying the water claimed and the lands irrigated.

(20) Water from the source given and through the works described is also used for the following purposes other than irrigation:

(21) Remarks: Since the year 1904, claimant has used the waters of Hot Springs jointly with the waters of Red Mountain Creek and Cottonwood Creek. The waters of all of the above streams have been mingled in the same ditch and used by the rotation system to irrigate all of the lands of the Berlach Live Stock Co. and it is not the intention of claimant to waive any rights as to method of use.

James Raser

Subscribed and sworn to before me this 22d day of November, 1913

H. L. Norton

Notary Public in and for the County of Washoe

My commission expires Oct. 2d 1914

Wm. Springer

This part of form to be left blank by claimant

Filing Serial No. **01276**

STATE OF NEVADA
PROOF OF APPROPRIATION OF
WATER FOR IRRIGATION

Water Source

Through

Claimant

Filed in the Office of the State Engineer on

January 31, 1914

W. M. Stewart
State Engineer

Certificate No. issued hereunder
....., 191