2nd AMENDED 02747

Filing Serial No.....

2nd AMENDED

THE STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source Browns Creek & Tributaries
Name of natural water source

The water is diverted from its source by the Winters & Sauer Browns Creek Ditch
Name of ditch, flume or pipe line

at the following point(s) within the NW ¼ of the SE ¼ of Section 15, Township 17 North,
List all points of diversion from this source, appending a sheet if necessary

Range 19 East, M. D. B. &M., Washoe County, Nevada, from whence the east quarter
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed

corner of said section 15 bears N 84° 16' 24" E. 2,121.50 feet.
land, it should be stated

(1) Name of claimant City of Reno and County of Washoe, Nevada

Address P.O. Box 1900, Reno, County of Washoe

State of Nevada

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

(3) The date of the survey of ditch, canal, or pipe line was 1858 * 1 & 1972 JAm

(4) The construction of the ditch or other works was begun Spring of 1858

and completed May 1858

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom three (3)

feet, width on top 4 feet, depth 3 feet, on a grade of 5± feet per thousand feet.

(6) The conduit ~~was~~ (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) an 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 Fee Simple

MEADOW JAm.
Fee simple, public domain, etc.

(11) Crops of Pasture Grass
have been grown upon the land irrigated.

(12) The water has been used for irrigation from April 15 to October 15
of each year. Day of month Day of month

FILED
Jan. 30, 1975
STATE ENGINEER'S OFFICE

(13) List the year of priority for acreages irrigated prior to March 1, 1905, from all points of diversion previously described with corresponding subdivisions, appending extra sheets if necessary.

1858 (Year), ~~0.52~~ 2.352 JFM acres in the NE ¼ of the NW ¼ of Sec. 26, T. 17N., R. 19 E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

(14) The maximum acreage irrigated in any year was ~~0.52~~ 2.352 JFM acres.

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

(16) 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

(17) The claimant's water right was (~~was not~~) recorded in the office of the County Recorder of Washoe County, said record being at page 280 of Book F of Liens & Miscellaneous, and being a claim for 39.4 cfs of water for the irrigation of 500 (see Document) acres of land in the following legal subdivisions: Portions of Sections 24, 25, 26 according to map filed with above mentioned document.

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:

NONE

(19) The character of the soil is Sandy Loam (Sandy, gravelly, loam) 4.0 acre-feet per acre per annum have been used to irrigate the crops. A continuous flow of 2.5 cubic feet of water per second has been used to irrigate 100 acres of land.

(20) Remarks: *1 Date of survey of ditch is assumed to be in the year 1858 - Document states that ditch was finished in 1858

City of Reno and County of Washoe claim 0.013 c.f.s. (Total to be considered) of water by right of being a successor in interest to said water through a chain of title through L. A. Sauer and Neva Sauer, who were successors in interest to the Estate of Theodore Winters, and that the ~~0.52~~ 2.352 Jan acres of land tabulated on the opposite page was part of the Winters Estate and that he did irrigate the land from waters diverted from Browns Creek, beginning in the year 1858 (see accompanying Sky Tavern Title Report)

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

John Amodeowell

State Water Rights Surveyor #282

Subscribed and sworn to before me this 30TH day of JANUARY, 1975

Barney G. Lujan

Notary Public in and for the County of WASHOE

My commission expires SEPT. 16, 1977

$10 FILING FEE MUST ACCOMPANY PROOF

BARNEY G. LUJAN
Notary Public — State of Nevada
Washoe County
My Commission Expires Sept. 16, 1977

4316

AMENDED 02747

Filing Serial No. 02747

THE STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

AMENDED

Source Browns Creek & Tributaries
Name of natural water source

The water is diverted from its source by the Winters & Sauer Browns Creek Ditch
Name of ditch, flume or pipe line

at the following point(s) within the NW¼ of the SE¼ of Section 15, Township 17
List all points of diversion from this source, appending a sheet if necessary

North, Range 19 East, M.D.B.&M., Washoe County, Nevada, from whence
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed

the East Quarter Corner of said Section 15 bears N. 84°16'24" E. 2,121.50
land, it should be stated

feet.

(1) Name of claimant City of Reno and County of Washoe, Nevada

Address P.O. Box 1900, Reno, Nev., County of Washoe

State of Nevada

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

(3) The date of the survey of ditch, canal, or pipe line was 1858*[1]

(4) The construction of the ditch or other works was begun Spring of 1858

and completed May, 1858

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom three (3)

feet, width on top 4 feet, depth 3 feet, on a grade of 5± feet 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) an 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 Fee Title

Fee simple, public domain, etc.

(11) Crops of Fruit Orchard - Pasture Grass
have been grown upon the land irrigated.

(12) The water has been used for irrigation from April 15, to October 15,
of each year. Day of month Day of month

FILED
Dec. 19, 1974
STATE ENGINEER'S OFFICE

(13) List the year of priority for acreages irrigated prior to March 1, 1905, from all points of diversion previously described, with corresponding subdivisions, appending extra sheets if necessary.

Year

1858, 4 acres in the NW¼ of the NW¼ of Sec. 26, T. 17N, R. 19 E.

1858, 3 acres in the NE¼ of the NW¼ of Sec. 26, T. 17N, R. 19 E.

1858, 34 acres in the NE¼ of the NW¼ of Sec. 26, T. 17N, R. 19 E.

1858, 40 acres in the NW¼ of the NE¼ of Sec. 26, T. 17N, R. 19 E.

1858, 33.54 acres in the NE¼ of the NE¼ of Sec. 26, T. 17N, R. 19 E.

1858, 38.96 acres in the NW¼ of the NW¼ of Sec. 25, T. 17N, R. 19 E.

1858, 20 acres in the NE¼ of the NW¼ of Sec. 25, T. 17N, R. 19 E.

1858, 20 acres in the SE¼ of the SW¼ of Sec. 24, T. 17N, R. 19 E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

(14) The maximum acreage irrigated in any year was 193.50 acres.

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

(16) 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

(17) The claimant's water right was ~~(was not)~~ recorded in the office of the County Recorder of Washoe County, said record being at page 280 of Book F of Liens & Miscellaneous, and being a claim for 39.4 cfs of water for the irrigation of 500 (See Document) acres of land in the following legal subdivisions: Portions of Sections 24, 25, 26, according to map filed with above mentioned document.

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:

Domestic and probably some stock watering

(19) The character of the soil is Sandy, Loam (Sandy, gravelly, loam) 28.52 acre-feet per acre per annum have been used to irrigate the crops. A continuous flow of 15.25 cubic feet of water per second has been used to irrigate 193.50 acres of land.

(20) Remarks:

*1 Date of survey of ditch is assumed to be in the year 1858.
Document states that ditch was finished in 1858.

City of Reno and County of Washoe Claim 0.013 c.f.s. of water by right of being a successor in interest to said water through a chain of title through L.A. Sauer and Neva Sauer, who were successors in interest to the Estate of Theodore Winters.

The above mentioned 0.013 c.f.s. of water is claimed as a vested right by the City of Reno and the County of Washoe, Nevada by virtue of the fact that they are successors in interest to the estate of L. A. and Neva Sauer, who were successors in interest to the estate of Theodore Winters, and that the 193.50 acres of land tabulated on the opposite page was part of the Winters Estate and that he did irrigate the land from waters diverted from Browns Creek, beginning in the year 1858. (See accompanying Sky Tavern Title Report)

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

John Arnoldswell
State Water Rights Surveyor #282

Subscribed and sworn to before me this 19TH day of December, 1974

Barney G. Lujan
Notary Public in and for the County of WASHOE
My commission expires SEPT. 16, 1977

$10 FILING FEE MUST ACCOMPANY PROOF

BARNEY G. LUJAN
Notary Public — State of Nevada
Washoe County
My Commission Expires Sept. 16, 1977

4316

FILED
May 12, 1972
STATE ENGINEER'S OFFICE

Filing Serial No. 02747

THE STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source Browns Creek & Tributaries
Name of natural water source

The water is diverted from its source by the Winters & Sauer Browns Creek Ditch
Name of ditch, flume or pipe line

at the following point(s) within the NW¼ of the SE¼ of Section 15, Township 17
List all points of diversion from this source, appending a sheet if necessary

North, Range 19 East, M.D.B.&M., Washoe County, Nevada, from whence
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed

the East Quarter Corner of said section bears N. 84°16'24" E. 2,121.50
land, it should be stated

feet.

(1) Name of claimant City of Reno and County of Washoe, Nevada

Address P.O. Box 1900, Reno, Nev County of Washoe

State of Nevada

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

(3) The date of the survey of ditch, canal, or pipe line was 1858*1

(4) The construction of the ditch or other works was begun Spring of 1858

and completed May, 1858

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom three (3)

feet, width on top 4 feet, depth 3 feet, on a grade of 5± feet 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) an 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 Fee Title

Fee simple, public domain, etc.

(11) Crops of Fruit Orchard - Pasture Grass
have been grown upon the land irrigated.

(12) The water has been used for irrigation from April 15, to October 15,
of each year.
Day of month Day of month

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

Domestic and probably some stock watering

(19) The character of the soil is Sandy, Loam (Sandy, gravelly, loam) 8.925 acre-feet per acre per annum have been used to irrigate the crops. A continuous flow of 6.075 cubic feet of water per second has been used to irrigate 243 acres of land.

(20) Remarks:

*1 Date of survey of ditch is assumed to be in the year 1858.

Document states that ditch was finished in 1858.

City of Reno and County of Washoe claim 1½ miners inches of water by right of being a successor in interest to said water through a chain of title starting with L. A. Sauer and Neva Sauer, who were successors in interest to the Estate of Theodore Winters

The above mentioned 1½ miners inches of water is claimed as a vested right by the City of Reno and the County of Washoe, Nevada by virtue of the fact that they are successors in interest to the estate of L.A. and Neva Sauer, who were successors in interest to the estate of Theodore Winters, and that the 243 acres of land tabulated on the opposite page was part of the Winters Estate and that he did irrigate the land from waters diverted from Browns Creek, beginning in the year 1858

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

John Armodurwell

State Water Rights Surveyor #282

Subscribed and sworn to before me this 10TH day of MAY, 1972

Gilbert Mandugan

GILBERT MANDUGAN
Notary Public — State of Nevada
Washoe County
My Commission Expires Oct. 13, 1975

Notary Public in and for the County of WASHOE

My commission expires

$10 FILING FEE MUST ACCOMPANY PROOF

4316

(13) List the year of priority for acreages irrigated prior to March 1, 1905, from all points of diversion previously described, with corresponding subdivisions, appending extra sheets if necessary.

1858, 4 acres in the NW¼ of the NW¼ of Sec. 26, T. 17N, R. 19 E.
Year

1858, 3 acres in the NE¼ of the NW¼ of Sec. 26, T. 17N, R. 19 E.

1858, 36 acres in the NE¼ of the NW¼ of Sec. 26, T. 17N, R. 19 E.

1858, 40 acres in the NW¼ of the NE¼ of Sec. 26, T. 17N, R. 19 E.

1858, 40 acres in the NE¼ of the NE¼ of Sec. 26, T. 17N, R. 19 E.

1858, 40 acres in the NW¼ of the NW¼ of Sec. 25, T. 17N, R. 19 E.

1858, 40 acres in the NE¼ of the NW¼ of Sec. 25, T. 17N, R. 19 E.

1858, 40 acres in the SE¼ of the SW¼ of Sec. 24, T. 17N, R. 19 E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ... acres in the ..... of Sec. ....., T. ....., R. ..... E.

(14) The maximum acreage irrigated in any year was 243 acres.

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

(16) 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

(17) The claimant's water right was ~~(was not)~~ recorded in the office of the County Recorder of Washoe County, said record being at page 280 of Book F of Liens & Miscellaneous, and being a claim for 39.4 cfs of water for the irrigation of 500 (See Document) acres of land in the following legal subdivisions: Portions of Sections 24, 25, 26, ~~and 27~~ according to map filed with above mentioned document.

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)