

"AMENDED"  
THE STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR  
STOCK WATERING PURPOSES

WILDLIFE - RECREATION

(1) Name of claimant Smith Bros. OX Ranch, Inc.

Smith Bros. Ranch of Ruby Valley  
Street and No. or P.O. Box No. City or town  
Nevada 89833  
State and Zip Code No.

(2) Source of water Rosebud Spring  
Name of natural water source.

(3) The water is diverted by Spring Area  
Dam, ditch, pipe line, natural channel, spring area, etc.

(4) The water is diverted at the following point(s) NE1/4 NW1/4 of Section 18, T. 30N., R. 59E., M.D.B. & M. or at a point from which the SW corner of said section 18 bears S. 16° 10' W., 4810 feet  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land it should be stated. Diversion over a channel reach must be described by course and distance to a section corner for both the beginning and end of such reach.

(5) The water is impounded in small pond  
Troughs, tanks, pools, reservoir, natural channel, etc.

(6) The construction of the ditch or other works was begun 1869 and completed 1869  
Date Date

(7) The nature of the claimant's title to the land upon which the source of water and place of use are located is Public domain with grazing permits  
Patented, deceded, public domain with grazing permit, etc.

(8) The claimant's water right was <sup>not</sup> ~~XXXXXX~~ recorded in the office of the County Recorder of          County, at Page          of Book          of         

NOTE—Failure to record in the county in no way invalidates a water right, but if water right was so recorded, supply full information under (8).

(9) The approximate number of animals watered by the claimant during the first year... 1869.,  
Including Deer, Bighorn Sheep ect. Date  
was 1000 cattle 10 horses 200 sheep or 200 Wildlife Units The watering  
2200 Other  
was conducted during each of the following months May, June, July, August, September,  
October and November, December, January, February, March and April.

(10) The approximate number of animals watered by the claimant in subsequent years was as follows:

1000 cattle from 1869 to present time (1983). Also 10 horses, 200 Sheep.  
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.  
2200 wildlife units including deer and Bighorn sheep ect.

(11) The amount of water which has been necessary to be diverted for this purpose has been

0.04 cubic feet per second.  
448.83 gal. per min. equals 1 cubic foot per second.

(12) The works are located at NE 1/4 NW 1/4 of Section 18, T. 30N., R. 59E., M. D. B. & M.

Describe as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed land, it should be stated.

Remarks Drainage extends to lowest point of use in : SE 1/4 NE 1/4 Sec 18 (same section as source). Recreation Use - Water from Upper Spring was used before 1909, for camping needs during summer and deer camp needs in the fall. This use has continued to the present.

Remarks .....

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Smith Bros. OX Ranch, Inc. are full and correct to the best of his knowledge and belief.

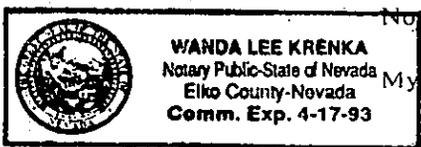
If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant.

Smith Bros. OX Ranch, Inc.  
Claimant

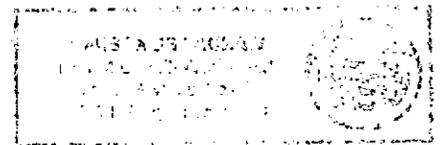
By *Paul W. Smith*  
Smith Bros. Ranch OX RANCH  
Street and No., or P.O. Box No.  
Ruby Valley, Nevada 89833  
City, State, Zip Code No.

Subscribed and sworn to before me this 16<sup>th</sup> day of March, 1990  
Wanda Lee Krenka

Notary Public in and for the County of Elko  
My commission expires 4-17-93



**\$50 FILING FEE MUST ACCOMPANY PROOF**



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STATE ENGINEERS, CALIF.

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Serial No. 04142

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bears S.16° 10'W., 4810 feet  
reach.

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Troughs, tanks, pools, reservoir, natural channel, etc.

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Date  
and completed 1869  
Date

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Other  
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Smith Bros. OX Ranch, Inc.  
Claimant

By Albert "Bert" N. Smith

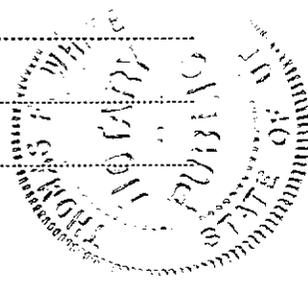
Smith Bros. Ranch  
Street and No., or P.O. Box No.  
Ruby Valley, Nevada 89833  
City, State, Zip Code No.

Subscribed and sworn to before me this 28 day of Feb, 1984

Thomas J. White

Notary Public in and for the County of Weber

My commission expires Apr 1, 1984



**\$50 FILING FEE MUST ACCOMPANY PROOF**



STATE ENGINEER VERMONT

84 MAR -7 P2:08