

AMENDED

Application No. 04665

STATE OF NEVADA  
PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source Artesian Well

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

The water is diverted from its source Well #7

Name of ditch, flume or pipe line

at the following point(s) (List all points of diversion from this source, appending a sheet if necessary. 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.)

NW 1/4 NE 1/4, Section 12, T.28N., R.19E., M.D.B. & M., or at a point from which the S 1/4 Corner of said Section 12 bears S. 8° 11' 56" W., a distance of 4,184.78 feet

(1) Name of claimant Jackrabbit Properties, LLC, a Nevada limited liability company (successor claimant to John Torvik)

Address 4005 Quail Rock Lane, Reno, County of Washoe

State of Nevada, 89511 Telephone No. (775) 825-1888

(2) The means of diversion employed Ditches

Dam and ditch, pipe line, flume, etc.

(3) The date of the survey of ditch, canal, or pipe line was March 1970 and August 14, 2009

(4) The construction of the ditch or other works was begun 1887

and completed

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom \_\_\_\_\_ feet, width on top \_\_\_\_\_ feet, depth \_\_\_\_\_ feet, on a grade of \_\_\_\_\_ 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)~~ the owner in the above-described conduit.

100% interest in all wells, ditches, pipelines and other conveyances by virtue of ownership of the underlying land

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

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(10) The nature of the title to the land for which the water right is claimed is  
Patented land now owned by Jackrabbit Properties, LLC, a Nevada limited liability company

(11) Crops of Meadow Hay, Pasture and Alfalfa

have been grown upon the land irrigated. (e.g. alfalfa, native hay, grain, orchard, meadow or diversified pasture)

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

(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.

<u>1887</u>	,	<u>9.7</u>	acres in the	<u>Lot 19</u>	of Sec	<u>1</u>	,	T	<u>28N</u>	,	R	<u>19</u>	,	E.
<u>1887</u>	,	<u>18</u>	acres in the	<u>Lot 18</u>	of Sec	<u>1</u>	,	T	<u>28N</u>	,	R	<u>19</u>	,	E.
<u>1887</u>	,	<u>11.3</u>	acres in the	<u>NW ¼ NW ¼</u>	of Sec	<u>7</u>	,	T	<u>28N</u>	,	R	<u>20</u>	,	E.
<u>1887</u>	,	<u>16.7</u>	acres in the	<u>SW ¼ NW ¼</u>	of Sec	<u>7</u>	,	T	<u>28N</u>	,	R	<u>20</u>	,	E.
<u>1887</u>	,	<u>39.5</u>	acres in the	<u>Lot 4</u>	of Sec	<u>12</u>	,	T	<u>28N</u>	,	R	<u>19</u>	,	E.
<u>1887</u>	,	<u>29.8</u>	acres in the	<u>Lot 9</u>	of Sec	<u>12</u>	,	T	<u>28N</u>	,	R	<u>19</u>	,	E.
<u>1887</u>	,	<u>16.3</u>	acres in the	<u>NW ¼ NE ¼</u>	of Sec	<u>12</u>	,	T	<u>28N</u>	,	R	<u>19</u>	,	E.
<u>1887</u>	,	<u>14.2</u>	acres in the	<u>Lot 8</u>	of Sec	<u>12</u>	,	T	<u>28N</u>	,	R	<u>19</u>	,	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.

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(14) The maximum acreage irrigated in any year was 155.5 acres.

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

(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.)

Unknown, irrigation still occurring within the place of use

(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 \_\_\_\_\_ 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:

Stockwater

(19) The character of the soil is Sandy Loam, A continuous flow of 0.5 cubic feet of water per second has been used to irrigate 155.5 acres of land and 4 acre-feet per acre per annum have been used to irrigate the crops.

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(20) Remarks

Proof 04665 was originally filed by John Torvik in 1988. At that time neither a point of diversion tie or supporting map was submitted, nor was the acreage in each 40 acre subdivision listed on the Proof form. This amended Proof and the supporting map is being filed to correct that error.

Proof 04665 is located on land patented by John F. Bonham in 1893 under State Land Patent #3479 and under Federal Land Patent 980123 issued to Martha Bonham Ross in 1926. A copy of this patent is being submitted as Attachment "A" to this proof.

For Place of Use and type of Culture under this Proof, refer to map filed under Proofs 02675 and 02676.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Jackrabbit Properties, LLC, a Nevada limited liability company are full and correct to the best of his knowledge and belief.

Deponent is an employee of TEC Civil Engineering Consultants (TEC) and has been hired by the claimant to file this proof.

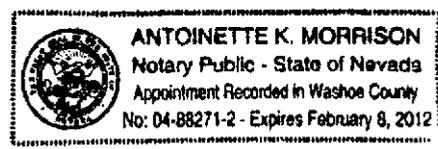
If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant.

Name Gregory M. Bilyeu  
Address 9480 Double Diamond Parkway, Suite 200  
Telephone Number Reno, NV 89521

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Subscribed and sworn to before me this 11 day of October, 20 11

Antoinette K. Morrison  
Notary Public in and for the County of Washoe  
My commission expires February 8, 20 12



**\$100 FILING FEE MUST ACCOMPANY PROOF**

THE STATE OF NEVADA
PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source: Underground (Artesian Wells)
Name of natural water source (use separate proofs for each major source)

The water is diverted from its source: Well # 7 drilled & cased well
Name of ditch, flume or pipe line

at the following point(s): NW 1/4 NE 1/4 Sec 12 Sect 3 T28N, R19E M. DBM.
List all points of diversion from this source, appending a sheet if necessary

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

(1) Name of claimant: John Torvik
Address: 455 N. Harmon, County of Churchill
State of Nevada Telephone No. (702) 423-3926

(2) The means of diversion employed: drilled & cased wells & ditches (Artesian Wells)
Dam and ditch, pipe line, flume, etc.

(3) The date of the survey of ditch, canal, or pipe line was: March 1970

(4) The construction of the ditch or other works was begun: 1887
and completed

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom
feet, width on top
feet, depth
feet, on a grade of
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: Unknown
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
(Deeded)

(11) Crops of: alfalfa, meadow hay, pasture
have been grown upon the land irrigated. (e.g. alfalfa, native hay, grain, orchard, meadow or diversified pasture)

(12) The water has been used for irrigation from: 1 Jan to 31 Dec
of each year. Day of month Day of month

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(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.

1887	acres in the Lot 19	of Sec. 1	T. 28N,	R. 19	E.
Year					
1887	acres in the Lot 20	of Sec. 1	T. 28N,	R. 19	E.
1887	acres in the NW 1/4 NW 1/4	of Sec. 7	T. 28N,	R. 20	E.
1887	acres in the SW 1/4 NW 1/4	of Sec. 7	T. 28N,	R. 20	E.
1887	acres in the Lot 4	of Sec. 12	T. 28N,	R. 19	E.
1887	acres in the Lot 9	of Sec. 12	T. 28N,	R. 19	E.
1887	acres in the NW 1/4 NE 1/4	of Sec. 12	T. 28N,	R. 19	E.
1887	acres in the Lot 8	of Sec. 12	T. 28N,	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.

(14) The maximum acreage irrigated in any year was 165.5 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 \_\_\_\_\_ 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)

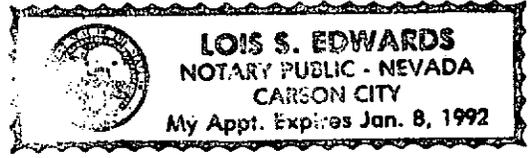
(18) Water from the source given and through the works described is also used for the following purposes other than irrigation: Stock Watering

(19) The character of the soil is Sandy loam A continuous flow of 3.0 cubic feet of water per second has been used to irrigate 165.5 acres of land and 4 acre-feet per acre per annum have been used to irrigate the crops.

(20) Remarks:

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by John Torvik 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 Torvik  
John TORVIK  
955 N. Harmon  
FALLON, NV 89406  
Telephone No. (702) 423-3926

Subscribed and sworn to before me this 26th day of May, 1988

Lois S. Edwards

Notary Public in and for the County of

My commission expires

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