Serial No. 05001

THE STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING PURPOSES

(1) Name of claimant SMITH BROS OX RANCH

OX 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 MYERS CREEK
Name of natural water source.

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

(4) The water is diverted at the following point(s) SE 1/4 SE 1/4 Section 7, T. 30 N. R. 59 E MDBM or at a point from which the section corner of sections 7, 8, 18, 17 meet. Bears S. 49° 57' W. 1208 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.

Creek channel lands in SE 1/4, W 1/2 Section 7, T. 30 N. R. 59 E; Sections 11, 14, 10, 3, 2, 1 T. 30 N. R. 58 E MDBM
Also Sections 8, 17, 16 T. 30 N. R. 59 E MDBM

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

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

and completed 1869
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 permit and deeded.
Patented, deeded, public domain with grazing permit, etc.

176
81

(8) The claimant's water right was (~~was not~~ NOT) 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, (Date)

was 1000 cattle 50 horses 500 sheep and 900 deer 1500 wildlife (Other) The watering

was conducted during each of the following months January thru December

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

1000 cattle 50 horses 500 sheep 900 deer 1500 wildlife

If water was not used, or used in reduced quantity at any time, full information as to cause and duration of non-use should be given.

mammals and birds from 1869 to present time (1989)

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

22 cubic feet per second.

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

(12) The works are located at SE 1/4 SE 1/4 Section 7 T 30 N R 59 E

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

Creek channel used by livestock, deer, wildlife etc - SE 1/4; W 1/2 Section 7 T30N R59E; Sections 12, 11, 10, 3, 2, 1, T 30N R58E MDBM also sections 8, 17, 16 T. 30 R59E MDBM

Remarks

Remarks .....

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by SMITH BROS OX RANCH 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.

Claimant

Telephone No.(.....) .....

By [signature]

OX Ranch
Street and No., or P.O. Box No.

Ruby Valley NV 89833
City, State, Zip Code No.

Telephone No.(.....) .....

Subscribed and sworn to before me this 30th day of October, 1989

Wanda Lee Krenka

Notary Public in and for the County of Elko

My commission expires 4-17-93

WANDA LEE KRENKA
Notary Public-State of Nevada
Elko County-Nevada
Comm. Exp. 4-17-93

$50 FILING FEE MUST ACCOMPANY PROOF

Form Aa (Rev. 11-83)

O-2893 CR440