

STATE OF NEVADA

**PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING
OR WILDLIFE PURPOSES**

(1) Name of Claimant Western States Minerals Corporation

4975 Van Gordon Ave. of Wheatridge
Street and No. or P.O. Box No. City or town
Colorado 80003
State and Zip code No.

(2) Source of water Adams Creek, Springs, and Tributaries
Name of natural water source.

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

(4) The water is diverted at the following point(s) Lot 1, Section 19, T. 38 N., R. 51 E., MDM
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.
at a point from which the SE corner of Section 34, T. 39 N., R. 50 E., MDM bears N. 06°48' W.,
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.

10,066 feet, which follows the natural channel to a point in the NE¼SE¼ Section 7, T. 38 N., R. 51 E., MDM at a point from which the SE corner of Section 34, T. 39 N., R. 50 E., MDM bears S. 89°10' W., 5,142 feet.

(5) The water is impounded in a long natural channel (no impoundment)
Troughs, tanks, pools, reservoir, natural channel, etc.

(6) The construction of the ditch or other works was begun 1896
and completed 1896.
Date Date

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(7) The nature of the claimant's title to the land upon which the source of water and place of use are located is Deeded (see map for land ownership).
Patented, deeded, public domain with grazing permit, etc.

Place of use is within portions of the NE¼SE¼ and S½SE¼ of Section 7; portions of NW¼NE¼, SE¼NW¼, NE¼SW¼, SE¼SW¼ and Lot 4 of Section 18 and portion of Lot 1 of Section 19, all within T. 38 N., R. 51 E., MDM.

acquired range in and near the area in 1889 from J.D. SMELSER (see Nevada's Northeast Frontier, Page 415, authored by PATTERSON, ULPH and GOODWIN). As one of the GRAYSON base ranches was near the Owyhee River Drainage, being the Stampede Ranch, located in Township 39 North, Range 52 East, it is assumed that the entire grazing season was upon the open range and a majority within the drainage. Additional livestock use through the area was made by W.T. JENKINS and WARREN W. WILLIAMS by sheep, as reported in the publication entitled Nevada's Northeast Frontier. This would have been high numbers in the Spring and Fall. WILLIAMS was reported to have in excess of 40,000 sheep (see Nevada's Northeast Frontier, Page 417), and W.T. JENKINS in excess of 18,000 sheep as evidenced by chattel mortgages of record. All of said sheep use has been changed to cattle since 1905.

These major users of the area, GEORGE W. GRAYSON, RUSSELL & BRADLEY LAND AND CATTLE COMPANY, W.T. JENKINS, and WARREN W. WILLIAMS are the basis of vested stock water rights.

From the above evidence, a priority of use is claimed as of not later than 1896, with a season of use of April 15 to October 15.

The area of use of RUSSELL LAND AND CATTLE COMPANY (successor to RUSSELL & BRADLEY LAND AND CATTLE COMPANY) is further documented by the range claim map filed in the State Water Engineer's office subsequent to the passage of the "Three Mile Limit" statute in 1925 (Map 89-30).

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Western States Minerals Corporation

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.
Western States Minerals Corporation

By: Arden B. Morrow
Claimant Arden B. Morrow, President

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Contact: ~~XBY~~ Walter I. Leberski
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P.O. Box 1420
Street and No., or P.O. Box No.
Elko, NV 89801
City, State, Zip Code No.
Telephone No. (702) 738-4031

Subscribed and sworn to before me this 22 day of November, 1991.

Brian J. Vainko

Notary Public in and for the County of Jefferson

My commission expires 1/25/92



\$50 FILING FEE MUST ACCOMPANY PROOF

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