

STATE OF NEVADA

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

(1) Name of claimant Julian W. and Edith M. Marcuerquiaga, 1980 Living Trust
5255 E. Palisade Drive of Winnemucca
Street and No. or P.O. Box No. City or town
Nevada 89445
State and Zip Code No.

(2) Source of water unnamed Hot Spring
Name of natural water source.

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

(4) The water is diverted at the following point(s) within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 1) of
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.
Section 5, T.44N., R.31E., M.D.B. & M.; or at a point from which
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.
the NE corner of said Section 5 bears N 18° 24' E 794.0'.

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

(6) The construction of the ditch or other works was begun unknown
Date
and completed prior to 1905
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 on patented ground owned by the claimant. Patented, deeded, public domain with grazing permit, etc. The claimant
is the successor in interest to a ranching operation that used
this spring prior to 1905 (See remarks)

(8) The claimant's water right ~~was~~ (was 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).

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(9) The approximate number of animals watered by the claimant during the first year 1892,
Date
was 3250 cattle 30 horses 0 sheep or wildlife (describe).....
Other
The watering was conducted during each of the following months January 1st thru
December 31st

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

See Attached Sheet

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.

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

.22 cubic feet per second.

448.83 gallons per minute equals 1 cubic foot per second.

(12) The works are located at The NE $\frac{1}{4}$ NE $\frac{1}{4}$ of (Lot 1) of Section 5, T.44N., R.31E.,

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

M.D.B. & M.

land, it should be stated.

Remarks Claimant is the successor in interest to the original patentee.

Patent No. 3852 issued on April 12, 1898 recorded in Book 34

Page 472 in the office of the Humboldt County Recorder, that filed
a possessory claim prior to 1898. The original patentee was

Victor D. DuBoce. The number of animals watered was taken from the
tax assessment rolls of Humboldt County. For those years prior to

1892 the Humboldt County tax assessment rolls do not indicate the
number of animals assessed.

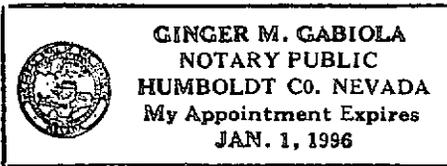
Remarks.....
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The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Julian W. & Edith M. Marcuerquiaga, 1980 Living Trust are full and correct to the best of his knowledge and belief.

Proof filed by John H. Milton III, P.L.S. 5271 & S.W.R.S. 573 as agent for: If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant.
Julian W. & Edith M. Marcuerquiaga, 1980 Living Trust

Julian W. & Edith M. Marcuerquiage
1980 Living Trust
Claimant

Telephone No. (.702.) 623-2028



By John H. Milton III
John H. Milton III, Agent
146 W. Second Street
Street and No., or P.O. Box No.
Winnemucca, Nevada 89445
City, State, Zip Code No.
Telephone No. (.702.) 623-4414

Subscribed and sworn to before me this 17th day of September, 1992

Ginger M. Gabiola
Notary Public in and for the County of Humboldt
My commission expires January 1, 1996

\$50 FILING FEE MUST ACCOMPANY PROOF