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Serial No. 05854

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING OR WILDLIFE PURPOSES

(1) Name of claimant Julian W. & Edith M. Marcuerquiaga, 1980 Living Trust

5255 E. Palisade Drive (Street and No. or P.O. Box No.) of Winnemucca (City or town)

Nevada 89445 (State and Zip Code No.)

(2) Source of water Rattlesnake Spring (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) within the NE¼NW¼ (Lot 6) 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 26, T.45N.,R.30E., 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 N¼ corner of said Section 26 bears N 79° 31' E 336.0'.

(5) The water is impounded in 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 the claimant is the successor in interest to a (Patented, deeded, public domain with grazing permit, etc.)

ranching operation that used this spring prior to 1905. (See remarks). The place of use is on patented ground owned by the claimant.

(8) The claimant's water right [redacted] (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).

(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 NW¼NE¼ of Section 26, T.45N., R.30E., M.D.B. & M., and SE¼SW¼, S½SE¼ of Section 23, T.45N., R.30E., 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 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.

05854

Remarks

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. Marcuerquiaga
1980 Living Trust
Claimant

Telephone No. (702) 623-2028

GINGER M. GABIOLA
NOTARY PUBLIC
HUMBOLDT CO. NEVADA
My Appointment Expires
JAN. 1, 1996

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