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Serial No. 05855

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING  
OR WILDLIFE PURPOSES

(1) Name of claimant Julian W. and Edith M. Marcuerquiaga  
5525 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 Rattlesnake 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) within the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 23,  
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.  
T.45N., R.30E., M.D.B. & M.; or at a point from which the S $\frac{1}{4}$  corner  
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.  
of said Section 23 bears S 88° 33' E 128.7'.

(5) The water is impounded in the 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 creek 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).

(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 NW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 26, 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  
and the SE $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$  of Section 23, T.45N., R.30E., M.D.B. & M.  
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.

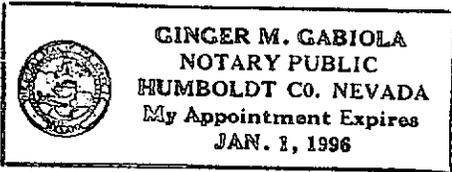
Remarks.....  
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The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Julian W. & Edith M. Marcuerquiaga, 1980 Living Trust are full and correct to the best of his knowledge and belief.

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. Marcuerquiaga  
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 17<sup>th</sup> 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**