

AMENDED
THE STATE OF NEVADA
PROOF OF SUBSISTING RIGHT OF WATER FOR
STOCK WATERING PURPOSES

Pursuant to N.R.S. 533
As Amended by Chapter 473, 1993 Statutes, Sections 2, 3 and 4
Effective October 1, 1993

(1) Name of Claimant Glaser Land and Livestock Company, a Nevada corporation [Street and No. or P. O. Box No.] of [City or town] Halleck [State and Zip Code No.] Nevada 89824

(2) Source of water [Name of natural water source] Pie Creek and its tributary of Dorsey Creek

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

(4) The water is diverted at the following point(s) [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.]

Commencing at a point in the SW1/4SW1/4 of Section 1, Township 37 North, Range 54 East, MDM from which the NW corner of said Section 1 bears North 01°24'40" East a distance of 4,892.48 feet; thence northeasterly along the channel to a point in the SE1/4NE1/4 of Section 4, Township 38 North, Range 55 East from which the SE corner of said Section 33, Township 39 North, Range 54 East, MDM bears North 31°30'59" East a distance of 1,588.06 feet, the point of ending.

Commencing at a point in the SW1/4NW1/4 of Section 26, Township 39 North, Range 55 East from which the SW corner of said Section 26 bears South 00°44'58" West a distance of 3,369.71 feet; thence northeasterly along the channel to a point within the SE1/4NE1/4 of Section 23, Township 39 North, Range 55 East from which the SE corner of said Section 23 bears South 0°23'41" East a distance of 2,890.26 feet.

The above description contains two segments of the channel with those portions of the channel within portions of Sections 3 and 4, Township 38 North Range 55 East, MDM, and Sections 27 and 34, Township 39 North, Range 55 East being omitted as it is on fenced private land or outside of the range area of the claimant.

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

(6) The construction of the ditch or other works was begun [Date] None and completed [Date] None.

(7) The nature of the claimant's title to the land upon which the source of water and place of use are located is [Patented, deeded, public domain with grazing permit, etc.] The place of use is located upon public land, upon which claimant holds a grazing permit, and private unfenced range lands used in conjunction with the grazing of claimant's livestock. The place of use is as follows:

UNFENCED PRIVATE RANGE LANDS OWNED BY ATCHESON, TOPEKA & SANTA FE RAILROAD COMPANY:

Township 37 North, Range 54 East

Section 1: Lot 3: S1/2NW1/4; W1/2SW1/4

Township 38 North, Range 54 East

Section 25: W1/2SE1/4; NE1/4SE1/4

Township 38 North, Range 55 East, MDM

Section 19: NW1/4SE1/4

UNFENCED PRIVATE RANGE LANDS OWNED BY EAGLE ROCK LAND & CATTLE COMPANY:

Township 38 North, Range 55 East, MDM

Section 4: SE1/4NE1/4

UNFENCED PRIVATE LANDS OWNED BY 225 LAND CO.:

Township 38 North, Range 54 East, MDM

Section 25: NE1/4NE1/4; S1/2NE1/4

PUBLIC LANDS:

Township 38 North, Range 55 East, MDM

Section 4: E1/2SW1/4; NW1/4SE1/4
Section 8: E1/2SE1/4; SW1/4SE1/4
Section 9: W1/2NW1/4; NW1/4SW1/4; NE1/4NW1/4
Section 17: W1/2NE1/4; SE1/4NW1/4; N1/2SW1/4;
SW1/4SW1/4
Section 18: SE1/4SE1/4
Section 19: E1/2NE1/4; SW1/4NE1/4; E1/2SW1/4; Lot 4
Section 30: Lot 1

Township 38 North, Range 54 East, MDB&M

Section 36: W1/2E1/2; SE1/4SW1/4

Township 39 North, Range 55 East, MDM

Section 23: SE1/4NE1/4; E1/2SE1/4; SW1/4SE1/4

Section 26: NW1/4NE1/4; N1/2NW1/4; SW1/4NW1/4

(8) The claimant's water right was not recorded in the office of the County Recorder of _____ County, at Page _____ of Book _____ of _____.

(9) The items of evidence for the numbers of livestock and date of priority and subsisting numbers are:

1. Affidavits and statements submitted with Proof 04823 detailing priority use by Matthias Glaser.
2. License for grazing privileges issued March 1, 1948 by the Bureau of Land Management.
3. Copy of letter signed by George F. Wright, attorney for D.F. and C.W. Glaser, predecessors, detailing subsisting numbers, season and area of use.

(10) The approximate number of animals watered by the claimant during the first year [Date] 1873 was unknown, but estimated to be 50 head of cattle, increasing to 750 cattle prior to 1904; _____ horses _____ sheep or [Other] _____. The watering was conducted during each of the following months March 15 to November 15.

(11) The approximate number of animals watered by the claimant in subsequent years was as follows: [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] Numbers of livestock were adjusted through administrative procedures of BLM to those detailed in letter by George F. Wright dated March 14, 1950, attached. The numbers of cattle using this source are 80% of the total (Deeth 10%, North Fork 70%), or 752 cattle and 40 horses, or 790 head.

(12) The amount of water which has been necessary to be diverted for this purpose has been [448.83 gal. per min. equals 1 cubic foot per second] 0.247 cubic feet per second.

(13) The works are located at [Describe as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed land, it should be stated. None.

Remarks (Improvements, title, etc.) As the natural channel is used, there are no diversions. A summary of chain of title is attached from Matthias Glaser, who initiated use in 1873, to the claimant herein. The area of use is administered by the Bureau of Land Management with the numbers and season of use varying due to forage conditions, management plans and conditions in permit. The numbers and season will also vary based on any deferred rotation grazing being practiced. However, the numbers and season indicated are representative of the average use.

The undersigned, being first duly sworn, deposes and says that he owns or controls the livestock presently watered by the Claimant, and that the facts relative to the proof of subsisting right by Glaser Land and Livestock Company, a Nevada 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.] Deponent is executing this proof pursuant to his authority as President.

CLAIMANT

Telephone No. (____) _____

**GLASER LAND AND LIVESTOCK COMPANY,
A Nevada Corporation**

By *Norman D. Glaser*
NORMAN D. GLASER, President

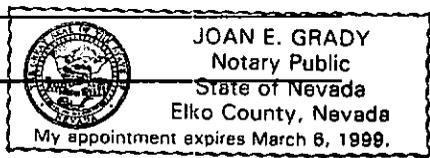
Telephone No. (702) 738-5967

Subscribed and sworn to before me this
18 day of October, 1996.

Joan E. Grady

Notary Public in and for the County of _____

My commission expires _____



\$50 FILING FEE MUST ACCOMPANY PROOF

ORIGINAL

Serial No. 06268

THE STATE OF NEVADA
PROOF OF SUBSISTING RIGHT OF WATER FOR
STOCK WATERING PURPOSES

Pursuant to N.R.S. 533
As Amended by Chapter 473, 1993 Statutes, Sections 2, 3 and 4
Effective October 1, 1993

(1) Name of Claimant Glaser Land and Livestock Company, a Nevada corporation [Street and No. or P. O. Box No.] of [City or town] Halleck [State and Zip Code No.] Nevada 89824

(2) Source of water [Name of natural water source] Pie Creek and its tributary of Dorsey Creek

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

(4) The water is diverted at the following point(s) [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.]

Commencing at a point in the SW1/4SW1/4 of Section 1, Township 37 North, Range 54 East, MDM from which the NW corner of said Section 1 bears North 01°24'40" East a distance of 4,892.48 feet; thence northeasterly along the channel to a point in the SE1/4NE1/4 of Section 4, Township 38 North, Range 55 East from which the SE corner of said Section 33, Township 39 North, Range 54 East, MDM bears North 31°30'59" East a distance of 1,588.06 feet, the point of ending.

Commencing at a point in the SW1/4NW1/4 of Section 26, Township 39 North, Range 55 East from which the SW corner of said Section 26 bears South 00°44'58" West a distance of 3,369.71 feet; thence northeasterly along the channel to a point within the SE1/4NE1/4 of Section 23, Township 39 North, Range 55 East from which the SE corner of said Section 23 bears South 0°23'41" East a distance of 2,890.26 feet.

The above description contains two segments of the channel with those portions of the channel within portions of Sections 3 and 4, Township 38 North Range 55 East, MDM, and Sections 27 and 34, Township 39 North, Range 55 East being omitted as it is on fenced private land or outside of the range area of the claimant.

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

(6) The construction of the ditch or other works was begun [Date] None and completed [Date] None.

(7) The nature of the claimant's title to the land upon which the source of water and place of use are located is [Patented, deeded, public domain with grazing permit, etc.] The place of use is located upon public land, upon which claimant holds a grazing permit, and private unfenced range lands used in conjunction with the grazing of claimant's livestock. The place of use is as follows:

UNFENCED PRIVATE RANGE LANDS OWNED BY ATCHESON, TOPEKA & SANTA FE RAILROAD COMPANY:

Township 37 North, Range 54 East

Section 1: Lot 3: S1/2NW1/4; W1/2SW1/4

Township 38 North, Range 54 East

Section 25: W1/2SE1/4; NE1/4SE1/4

Township 38 North, Range 55 East, MDM

Section 19: NW1/4SE1/4

UNFENCED PRIVATE RANGE LANDS OWNED BY EAGLE ROCK LAND & CATTLE COMPANY:

Township 38 North, Range 55 East, MDM

Section 4: SE1/4NE1/4

UNFENCED PRIVATE LANDS OWNED BY 225 LAND CO.:

Township 38 North, Range 54 East, MDM

Section 25: NE1/4NE1/4; S1/2NE1/4

PUBLIC LANDS:

Township 38 North, Range 55 East, MDM

Section 4: E1/2SW1/4; NW1/4SE1/4

Section 8: E1/2SE1/4; SW1/4SE1/4

Section 9: W1/2NW1/4; NW1/4SW1/4

Section 17: W1/2NE1/4; SE1/4NW1/4; N1/2SW1/4;
SW1/4SW1/4

Section 19: E1/2NE1/4; SW1/4NE1/4; E1/2SW1/4; Lot 4

Section 30: Lot 1

Section 36: W1/2E1/2; SE1/4SW1/4

Township 39 North, Range 55 East, MDM

Section 23: SE1/4NE1/4; E1/2SE1/4; SW1/4SE1/4

Section 26: NW1/4NE1/4; N1/2NW1/4; SW1/4NW1/4

(8) The claimant's water right was not recorded in the office of the County Recorder of _____ County, at Page _____ of Book _____ of _____.

(9) The items of evidence for the numbers of livestock and date of priority and subsisting numbers are:

1. Affidavits and statements submitted with Proof 04823 detailing priority use by Matthias Glaser.
2. License for grazing privileges issued March 1, 1948 by the Bureau of Land Management.
3. Copy of letter signed by George F. Wright, attorney for D.F. and C.W. Glaser, predecessors, detailing subsisting numbers, season and area of use.

(10) The approximate number of animals watered by the claimant during the first year (Date) 1873 was unknown, but estimated to be 50 head of cattle, increasing to 750 cattle prior to 1904; _____ horses _____ sheep or (Other) _____. The watering was conducted during each of the following months March 15 to November 15.

(11) The approximate number of animals watered by the claimant in subsequent years was as follows: (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) Numbers of livestock were adjusted through administrative procedures of BLM to those detailed in letter by George F. Wright dated March 14, 1950, attached. The numbers of cattle using this source are 80% of the total (Deeth 10%, North Fork 70%), or 752 cattle and 40 horses, or 790 head.

(12) The amount of water which has been necessary to be diverted for this purpose has been [448.83 gal. per min. equals 1 cubic foot per second] 0.247 cubic feet per second.

(13) The works are located at [Describe as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed land, it should be stated. None.

Remarks (Improvements, title, etc.) As the natural channel is used, there are no diversions. A summary of chain of title is attached from Matthias Glaser, who initiated use in 1873, to the claimant herein. The area of use is administered by the Bureau of Land Management with the numbers and season of use varying due to forage conditions, management plans and conditions in permit. The numbers and season will also vary based on any deferred rotation grazing being practiced. However, the numbers and season indicated are representative of the average use.

The undersigned, being first duly sworn, deposes and says that he owns or controls the livestock presently watered by the Claimant, and that the facts relative to the proof of subsisting right by Glaser Land and Livestock Company, a Nevada 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.] Deponent is executing this proof pursuant to his authority as President.

CLAIMANT

Telephone No. (_____) _____

**GLASER LAND AND LIVESTOCK COMPANY,
A Nevada Corporation**

By Norman D. Glaser
NORMAN D. GLASER, President

Telephone No. (702) 738-5967

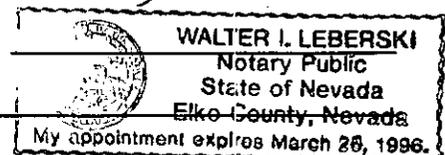
Subscribed and sworn to before me this

3rd day of February, 1994.

Walter I. Leberski

Notary Public in and for the County of _____

My commission expires _____



\$50 FILING FEE MUST ACCOMPANY PROOF