

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 channel and its tributary of Spring Branch, together with those springs which contribute to the flows therein

(3) The water is diverted by [Dam, ditch, pipe line, natural channel, spring area, etc.] spring area, natural pools and 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.] The reach of the channel of Spring Branch, a tributary of Pie Creek, is described as follows:

Beginning at a point within the SE1/4SW1/4 of Section 9, Township 39 North, Range 54 East, MDM from which the SE corner of said section bears South 77°48'55" East a distance of 4,109.54 feet; thence southeasterly down the channel to a point in the NE1/4SW1/4 of Section 36, Township 39 North, Range 54 East, MDM from which the SE corner of said Section 36 bears South 43°36'50" East a distance of 4,611.25 feet.

The reach of the channel of Pie Creek is described as follows:

Beginning at a point within the NW1/4SW1/4 of Section 27, Township 39 North, Range 54 East, MDM from which the SW corner of said section bears South 13°50'48" West a distance of 2,238.30 feet; thence southeasterly down the channel to a point within the NE1/4SW1/4 of Section 36, Township 39 North, Range 54 East, MDM, from which the SE corner of said Section 36 bears South 52°31'15" East a distance of 4,080.75 feet.

(5) The water is impounded in [Troughs, tanks, pools, reservoir, natural channel, etc.] pools and 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 lands used in conjunction with this source are composed of public lands administered by the Bureau of Land Management upon which claimant holds a grazing permit and unfenced private lands owned by others and used in conjunction with grazing claimant's livestock. The place of use and title are as follows:

PUBLIC LANDS:

Township 39 North, Range 54 East, MDM

- Section 15: S1/2SE1/4; SW1/4NW1/4
- Section 16: N1/2NE1/4; SE1/4NE1/4
- Section 23: SE1/4SW1/4; W1/2SW1/4
- Section 25: W1/2SW1/4
- Section 26: W1/2NE1/4; SE1/4NE1/4; NE1/4SE1/4; SE1/4SW1/4
- Section 27: NW1/4SW1/4
- Section 35: S1/2SE1/4
- Section 36: W1/2NW1/4; W1/2SW1/4; NE1/4SW1/4

UNFENCED PRIVATE RANGE LANDS VESTED IN A.G. EDWARDS, JR.:

Township 39 North, Range 54 East, MDM

- Section 9: SE1/4SW1/4 and SW1/4SE1/4
- Section 15: NE1/4SW1/4; NW1/4SE1/4

UNFENCED PRIVATE RANGE LANDS - VAN NORMAN RANCHES, INC.:

Township 39 North, Range 54 East, MDM

- Section 15: W1/2SW1/4
- Section 22: E1/2NE1/4; NE1/4SE1/4
- Section 26: W1/2SW1/4
- Section 27: NE1/4SW1/4; N1/2SE1/4; E1/2NE1/4
- Section 35: E1/2NW1/4; SW1/4NE1/4; E1/2SW1/4; NW1/4SE1/4

UNFENCED PRIVATE RANGE LANDS - EAGLE ROCK LAND & CATTLE COMPANY:

Township 39 North, Range 54 East, MDM

- Section 36: SE1/4NW1/4

(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 are:

1. Affidavits and statements submitted with Proof 04823 detailing priority use by Matthias Glaser.
2. License for Grazing Privileges dated March 1, 1948 issued by the Bureau of Land Management to evidence subsisting numbers of livestock.
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 250 head of 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 the administrative procedures of Bureau of Land Management to those detailed in letter by George F. Wright dated March 14, 1950, attached. The numbers using this source are 20% of the total (Eagle Rock and Stampede) or 188 head, and 190 cattle are claimed.

(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] .0059 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 improvements. A summary chain of title is attached showing transfer of priority from Matthias Glaser, who initiated use in 1873, to the claimant herein. The season of use and numbers of livestock will vary according to terms set in the Bureau of Land Management grazing permit. The numbers and season shown are considered to represent 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 the 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

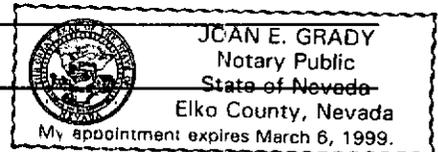
Subscribed and sworn to before me this

18 day of October, 1996.

Jean E. Grady

Notary Public in and for the County of

My commission expires



\$50 FILING FEE MUST ACCOMPANY PROOF

ORIGINAL

Serial No. 06269

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 channel and its tributary of Spring Branch, together with those springs which contribute to the flows therein

(3) The water is diverted by [Dam, ditch, pipe line, natural channel, spring area, etc.] spring area, natural pools and 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.] The reach of the channel of Spring Branch, a tributary of Pie Creek, is described as follows:

Beginning at a point within the SE1/4SW1/4 of Section 9, Township 39 North, Range 54 East, MDM from which the SE corner of said section bears South 77°48'55" East a distance of 4,109.54 feet; thence southeasterly down the channel to a point in the NE1/4SW1/4 of Section 36, Township 39 North, Range 54 East, MDM from which the SE corner of said Section 36 bears South 43°36'50" East a distance of 4,611.25 feet.

The reach of the channel of Pie Creek is described as follows:

Beginning at a point within the NW1/4SW1/4 of Section 27, Township 39 North, Range 54 East, MDM from which the SW corner of said section bears South 13°50'48" West a distance of 2,238.30 feet; thence southeasterly down the channel to a point within the NE1/4SW1/4 of Section 36, Township 39 North, Range 54 East, MDM, from which the SE corner of said Section 36 bears South 52°31'15" East a distance of 4,080.75 feet.

(5) **The water is impounded in** [Troughs, tanks, pools, reservoir, natural channel, etc.] pools and 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 lands used in conjunction with this source are composed of public lands administered by the Bureau of Land Management upon which claimant holds a grazing permit and unfenced private lands owned by others and used in conjunction with grazing claimant's livestock. The place of use and title are as follows:

PUBLIC LANDS:

Township 39 North, Range 54 East, MDM

Section 15: S1/2SE1/4
Section 16: N1/2NW1/4; SE1/4NW1/4
Section 23: SE1/4SW1/4; SE1/4SW1/4; W1/2SW1/4
Section 25: W1/2SW1/4
Section 26: W1/2NE1/4; SE1/4NE1/4; NE1/4SE1/4;
SE1/4SW1/4
Section 27: NW1/4SW1/4
Section 35: S1/2SE1/4
Section 36: W1/2NW1/4; W1/2SW1/4; NE1/4SW1/4

UNFENCED PRIVATE RANGE LANDS VESTED IN A.G. EDWARDS, JR.:

Township 39 North, Range 54 East, MDM

Section 9: SE1/4SW1/4 and SW1/4SE1/4
Section 15: NE1/4SW1/4; NW1/4SE1/4

UNFENCED PRIVATE RANGE LANDS - VAN NORMAN RANCHES, INC.:

Township 39 North, Range 54 East, MDM

Section 15: W1/2SW1/4
Section 22: E1/2NE1/4; NE1/4SE1/4
Section 26: W1/2SW1/4
Section 27: NE1/4SW1/4; N1/2SE1/4; E1/2NE1/4
Section 35: E1/2NW1/4; SW1/4NE1/4; E1/2SW1/4;
NW1/4SE1/4

UNFENCED PRIVATE RANGE LANDS - EAGLE ROCK LAND & CATTLE COMPANY:

Township 39 North, Range 54 East, MDM

Section 36: SE1/4NW1/4

(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 are:

1. Affidavits and statements submitted with Proof 04823 detailing priority use by Matthias Glaser.
2. License for Grazing Privileges dated March 1, 1948 issued by the Bureau of Land Management to evidence subsisting numbers of livestock.
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 250 head of 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 the administrative procedures of Bureau of Land Management to those detailed in letter by George F. Wright dated March 14, 1950, attached. The numbers using this source are 20% of the total (Eagle Rock and Stampede) or 188 head, and 190 cattle are claimed.

(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] .0059 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 improvements. A summary chain of title is attached showing transfer of priority from Matthias Glaser, who initiated use in 1873, to the claimant herein. The season of use and numbers of livestock will vary according to terms set in the Bureau of Land Management grazing permit. The numbers and season shown are considered to represent 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 the 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

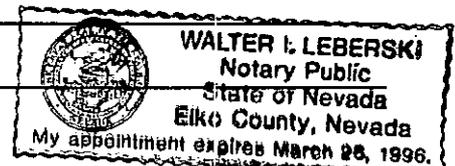
Subscribed and sworn to before me this

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