Serial No. 06307

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING OR WILDLIFE PURPOSES

(1) Name of claimant Theadore & Katherine A. Weber husband & wife as joint tenants

P.O. Box 601 (Street and No. or P.O. Box No.) of Minden (City or town)

Nevada, 89423 (State and Zip Code No.)

(2) Source of water Sheridan Creek (Name of natural water source.)

(3) The water is diverted by via a concrete diversion structure & unnamed ditches - (Dam, ditch, pipe line, natural channel, spring area, etc.)

See Attachment (AA)

(4) The water is diverted at the following point(s) within the NE1/4 SE1/4 of section 15, T.12N. R.19E., M.D.M.
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.

R. 19 E., M.D.M.
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.

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

(6) The construction of the ditch or other works was begun Natural channel prior to 1905 Pond prior to 1970 (Date)

and completed Natural channel prior to 1905 Pond prior to 1970 (Date) See Attachment

(7) The nature of the claimant's title to the land upon which the source of water and place of use are located is Fee Title (Patented, deeded, public domain with grazing permit, etc.)

(8) The claimant's water right was ~~(was not)~~ recorded in the office of the County Recorder of Douglas County, at Page 640,[illegible] 641 of Book 886 886 of 138680 138680 &
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).

2726-2733 387 152147

See Attachment B & C

105
Do

(9) The approximate number of animals watered by the claimant during the first year 1987 (Date), was 4 cattle 6 horses 12 sheep or wildlife (describe) large #'s of ducks, geese & fish (Other)

The watering was conducted during each of the following months Jan. 1 thru Dec. 31

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

Same as above

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 60 % of flow in the summer months and 95 % in the winter months. cubic feet per second.

448.83 gallons per minute equals 1 cubic foot per second.

(12) The works are located at within the NE1/4SE1/4 of Section 15, T. 12N., R. 19E., M.D.M

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

POND LOCATION + DIVERSION IS SW1/4 of NW1/4 OF Sec 14 T. 12, R 19E M.D.M Weber Creek

Remarks We are asking for the diversion based on the following: Attachment A-Purchase agreement -where seller June Rolph gave the right to a non-consumptiv diversion of surface water rights for a pond located on Parcel B of property. Attachment B-Water diversion and use agreement filing #138680 Book 886 Page 640, 641 whereas June Rolph gives her permission to Gerald Whitmire to run his 1/2 interest in Sheridan Creek thru the Old Crowell Ranch and Mr. Whitmire gives his permission to Mr. Lodato to divert his 1/2 interest in Sheridan Creek through the the pond located on Parcel B. Attachment C-Water diversion and use agreement Filing #152147 Book 387, Pages 2726 to 2733. In this agreement Mr. Whitmire gives

06301

Remarks his permission to divert all of his share of Sheridan Creek water thru pond on Parcel B for non-consumptive use and back to his land for irrigation. This agreement was for perpetuity, for which a fee was paid.

Also showed up in our title Search FW attached

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by

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.

Claimant

Telephone No. (702) 265-5021

By Theadore Weber Katherine A. Weber

THEADORE WEBER KATHERINE A. WEBER

P.O Box 601

Street and No., or P.O. Box No.

MINDEN NV 89423

City, State, Zip Code No.

Telephone No. (702) 265-5021

Subscribed and sworn to before me this 16TH day of MARCH, 19 94.

Charlene L Hanover

CHARLENE L. HANOVER
NOTARY PUBLIC - NEVADA
DOUGLAS COUNTY
My Appt. Expires Oct. 8, 1994

Notary Public in and for the County of Douglas

My commission expires

$50 FILING FEE MUST ACCOMPANY PROOF