

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING OR WILDLIFE PURPOSES

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

P.O. Box 601 of Minden  
Street and No. or P.O. Box No. City or town  
Nevada 89423  
State and Zip Code No.

(2) Source of water Stutler Canyon Creek  
Name of natural water source.

(3) The water is diverted by diversion structure, pipeline & unnamed ditches-See  
Attachment AA  
Dam, ditch, pipe line, natural channel, spring area, etc.

(4) The water is diverted at the following point(s) within the SE1/4 NE1/4 of Section 16,  
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.12 N., R.19E., 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  
Natural channel prior to 1905 and completed pond prior to 1970  
Date 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 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 of Book 886 of 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).

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  
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  
POND LOCATION + DIVERSION IS SW 1/4 OF N.W 1/4 OF Sec. 14  
land, it should be stated.  
T.12, R.19E Twp K. W. M.D.M

**Remarks** We are asking for the diversion based on the following: Attachment A-  
Purchase agreement-where seller June Rolph gave the right to non-consumptive  
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  
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

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

Also showed up in our title search (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.

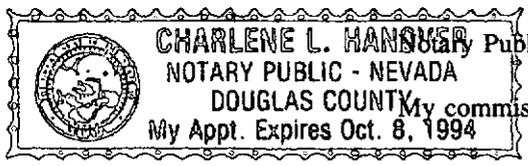
If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant.

Claimant Telephone No. (702) 265-5021

By Theodore Weber THEODORE WEBER Katherine A. Weber KATHERINE A. WEBER P.O. Box 601 Street and No., or P.O. Box No. MINOEN, NV 89423 City, State, Zip Code No. Telephone No. (702) 265-5021

Subscribed and sworn to before me this 16TH day of MARCH, 1994.

Charles L. Hanson



Public in and for the County of Douglas

My commission expires

\$50 FILING FEE MUST ACCOMPANY PROOF