AMENDED

Filing Serial No. 06310

STATE OF NEVADA

# PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source: Stutler Canyon Creek
Name of natural water source (use separate proofs for each major source)

The water is diverted from its source via a diversion structure, pipeline and unnamed ditches
Name of ditch, flume or pipe line

at the following point(s) within the SE¼NE¼ of Section 16, T. 12 N., R. 19 E., M.D.M. See attachment.
List all points of diversion from this source, appending a sheet if necessary

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

(1) Name of claimant Donald S. Forrester & Kristina M. Forrester, husband & wife as joint tenants.
Address 913 Sheridan Way, Gardnerville, County of Douglas
State of Nevada 89410 Telephone No. (702) 265-5509

(2) The means of diversion employed diversion structure, pipeline, ditches (See attachment.)
Dam and ditch, pipe line, flume, etc.

(3) The date of the survey of ditch, canal, or pipe line was April 7, 1928 (See attachment.)

(4) The construction of the ditch or other works was begun prior to March 1, 1905
and completed prior to March 1, 1905. (See attachment.)

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom ..... feet, width 4" dia. pipeline. (See attachment.)
on top ..... feet, depth ..... feet, on a grade of ..... feet per thousand feet.

(6) The conduit ~~has~~ (has not) been enlarged. (See attachment.)
NOTE—If enlargement or extension of ditch was made, supply information under (7) and (8)

(7) The work of enlargement of the ditch or canal was begun ..... and
completed ..... See attachment for information regarding relocation of pipeline.

(8) The dimensions of the ditch or canal as enlarged are: Width on bottom ..... feet, width on top
..... feet, depth ..... feet, on a grade of ..... feet per thousand feet, See attachment.

(9) The claimant is (is ~~not~~) an owner in the above-described conduit.
35.85 percent. (See attachment.)
If claimant is an owner in the conduit, state interest held on this line

(10) The nature of the title to the land for which the water right is claimed is fee title

(11) Crops of alfalfa, native hay, diversified pasture have been grown upon the land irrigated. (e.g. alfalfa, native hay, grain, orchard, meadow or diversified pasture)

(12) The water has been used for irrigation from May 1 (Day of month) to October 15 (Day of month) of each year.

(13) List the year of priority for acreages irrigated prior to March 1, 1905, from all points of diversion previously described, with corresponding subdivisions, appending extra sheets if necessary.

1905 (Year), 10.58 acres in the SW¼NW¼ of Sec. 14, T. 12 N., R. 19 E.

1905, 3.73 acres in the NE¼NW¼ of Sec. 14, T. 12 N., R. 19 E.

1905, 35.25 acres in the SE¼NW¼ of Sec. 14, T. 12 N., R. 19 E.

1905, 2.42 acres in the NW¼NE¼ of Sec. 14, T. 12 N., R. 19 E.

1905, .12 acres in the SW¼NE¼ of Sec. 14, T. 12 N., R. 19 E.

1905, 8.77 acres in the SW¼NE¼ of Sec. 14, T. 12 N., R. 19 E.

....., ..... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ..... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ..... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ..... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ..... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ..... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ..... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ..... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ..... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ..... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ..... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ..... acres in the ..... of Sec. ....., T. ....., R. ..... E.

....., ..... acres in the ..... of Sec. ....., T. ....., R. ..... E.

(14) The maximum acreage irrigated in any year was 60.87 acres.

(15) The water claimed has (has not) been used for irrigation each and every year since the right was initiated.

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(16) The years during which no water was used for irrigation or during which the full water right was not used were See attachment.

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, appending a sheet if necessary

(17) The claimant's water right was (was not) recorded in the office of the County Recorder of Douglas County, said record being at page ..... of Book ..... of ....., and being a claim for 243.48 acre feet annually of water for the irrigation of 60.87 acres of land in the following legal subdivisions:

Division of Land Map, Gerald F. & Pamela F. Whitmire, Douglas County Records, Bood 1286, Page 552. Boundary Line Adjustment, Douglas County Records, Bos 1088, Page 377.

Boundary Line Adjustment, Douglas County Records, Book 1187, Pages 1114, 1126 and 1128.

NOTE—Failure to record in the county in no way invalidates a water right, but if ditch or right was so recorded, supply full information under (17)

(18) Water from the source given and through the works described is also used for the following purposes other than irrigation:

Stock watering and domestic, January 1 through December 31 of each year.

(19) The character of the soil is gravelly sandy loam. (Sandy, gravelly, loam) A continuous flow of .7306 cubic feet of water per second has been used to irrigate 60.87 acres of land and 4.0 acre-feet per acre per annum have been used to irrigate the crops.

(20) Remarks Donald S. & Kristina M. Forrester claim vested right to 35.85 percent of the waters of Stutler Canyon Creek for irrigation during the period May 1 to October 15 annually to irrigate 60.87 acres.

See attachment for complete description of claim of water right.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Donald S. & Kristina M. Forrester 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

Donald S. Forrester
Kristina M. Forrester

Send copies of notice to:
Milton L. Sharp, P.E.
1005 Terminal Way, #257
Reno, NV. 89502

Telephone No. (.....)

Subscribed and sworn to before me this 30th day of September, 1996.

Paige Turnipseed

Notary Public in and for the County of Douglas

My commission expires Sept. 1, 1998

PAIGE TURNIPSEED
Notary Public - State of Nevada
Appointment Recorded in County of Douglas
My Appointment Expires Sept. 1, 1998

STATE ENGINEERS OFFICE
96 SEP 30 AM 11:15
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**$100 FILING FEE MUST ACCOMPANY PROOF**

(Rev. 8-89) (O)-2080