Serial No. 06379

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING OR WILDLIFE PURPOSES

(1) Name of claimant J. Carlisle Youngberg Trust and Florence M. Youngberg Revocable Inter Vivos Trust

c/o Flat Creek Ranch HCR 9 (Street and No. or P.O. Box No.) of Orovada (City or town)

Nevada 89425 (State and Zip Code No.)

(2) Source of water Cherry Creek Spring #1 (Name of natural water source.)

(3) The water is diverted by a spring area, pool, and natural channel (Dam, ditch, pipe line, natural channel, spring area, etc.)

(4) The water is diverted at the following point(s) within the NE¼ SW¼ of Section 35, T.44N., R.35E., M.D.B. & M.; or at a point from which the SW corner of said Section 35 bears S 53°41' W a distance of 2489.7 feet.

(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.)

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

(6) The construction of the ditch or other works was begun prior to 1905 (Date) and completed prior to 1905 (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 on public domain with grazing rights. The claimant holds the present and historic grazing rights for this area. The claimant is the successor in interest to the ranching operations that used this spring dating back prior to 1905. (See remarks.)

(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 Humboldt County, at Page ..... of Book ..... of .....

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).

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(9) The approximate number of animals watered by the claimant during the first year 1892 (Date),

was 2450 cattle 500 horses 7000 sheep or wildlife (describe) (Other)

The watering was conducted during each of the following months January 1 through December 31.

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

See Exhibit "A" attached hereto.

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 .015 cubic feet per second.

448.83 gallons per minute equals 1 cubic foot per second.

(12) The works are located at the NE¼ SW¼ of Section 35, T.44N., R.35E., M.D.B. & M.

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

Remarks. This spring is on the present and historic grazing area controlled by the claimant.

Refer to Exhibit "B" attached hereto which lists the original patents and the patentees of the lands which make up the existing ranching operation currently owned by the claimant.

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Remarks

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by J. Carlisle Youngberg Trust and Florence M. Youngberg Revocable Inter Vivos Trust are full and correct to the best of his knowledge and belief.

This proof is filed by John H. Milton III, P.L.S. 5271, S.W.R.S. 573
If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant.
as agent for J. Carlisle Youngberg Trust and Florence M. Youngberg Revocable Inter Vivos Trust

Claimant

Telephone No. (702) 272-3241

Desert-Mountain Surveying as agent
By John H. Milton III

By John H. Milton III

146 West Second Street
Street and No., or P.O. Box No.

Winnemucca, NV 89445
City, State, Zip Code No.

Telephone No. (702) 623-4414

Subscribed and sworn to before me this 28th day of February, 1994.

Doris A. Twichell
Doris A. Twichell

Notary Public in and for the County of Humboldt

My commission expires May 28, 1997

$50 FILING FEE MUST ACCOMPANY PROOF

DORIS A. TWICHELL
NOTARY PUBLIC
HUMBOLDT Co. NEVADA
My Appointment Expires
MAY 28 1997

Youngberg

EXHIBIT "A"

10) Approximate number of animals watered:

Year	Cattle	Horses	Sheep
1892	2450	500	7000
1893	2655	600	8000
1894	2650	600	6700
1895	2250	600	7500
1896	2700	350	5000
1897	2800	400	6000
1898	2600	350	6300
1899	2410	305	5000
1900	2490	350	8000
1901	2850	350	4000
1902	2750	350	4500
1903	2950	350	3000
1904	3000	350	1800
1905	3630	300	0

The number of animals watered was taken from the tax assessment rolls of Humboldt County. For those years prior to 1892 the Humboldt County Tax Assessment Rolls do not indicate the number of animals assessed.

Youngberg Exhibit "B"
List of patents and patentees:

Patent #	Patentee	Remarks
1761	Isaac Bernard	
1650	Thadeus C. Hoppin	
4652	Kate I. Nixon	
4648	Maria Reinhart	
6832	James McReynolds	
2222	John H. Hoppin	
1749	Julius Ort	
1747	Betty T. Riley	
7173	Addie F. Snapp	
6862	Thomas B. Worth	
520	Joseph F. Snapp	
2112	George A. Tupper	
1748	Sarah A. Hunt	
D.L.E. #44	Alfred W. Shaw	Desert Land Entry
P.R.E. #599	Alfred W. Shaw	
7134	Margaret Eisenhauer	
1247	Mary Hossler	
6864	Archibald L. Silman	
S.L.O. 17166	Curtis G. Johnstone	State Land Office
17342	Frank Garteiz	
Hd 370	Henry L. Happine	Homestead
389	William F. Stevens	
4486	Benjamin F. Anderson	
4653	J.W. Clark	
S.L.O. 17155	Hannah V. Johnston	State Land Office
S.L.O. 17164	Givner C. Quimby	State Land Office
6858	James Higginson	
Hd 07022	Timothy N. Danforth	Homestead
Hd 403857	Mary J. Packhard	Homestead
1648	J.N. Hoppin	
Hd 428056	Madison Anderson	Homestead
388	William F. Stevens	
1651	Thaddeus L. Hoppin	
S.L.O. 17162	Josiah U. Johnston	State Land Office
D.L.E. 07615	Richard H. Allen	Desert Land Entry
391	John Storms	
Hd 370	Henry L. Happine	Homestead
6856	James Higgenson	
6859	Chas Lambert	
6857	James Higgenson	
6860	Andrew E. Hardin	
2131	Chas McConnell	
6858	Harry McAninch	