

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source Little Owyhee River
Name of natural water source (use separate proofs for each major source)

The water is diverted from its source by an unnamed ditch
Name of ditch, flume or pipe line

at the following point(s) within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 9, T.45N., R.42E., M.D.B.&M.
List all points of diversion from this source, appending a sheet if necessary

or at a point from which the SE corner of said Section 9 bears S 74°
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
51'24" E a distance of 1923.57 feet & within the NE $\frac{1}{4}$ NE of Section 16,
T.47N., R.42E., M.D.B.&M., or at a point from which the NE corner of
said Section 16 bears N 47° 19' 42" E a distance of 1308.01 feet.

(1) Name of claimant Nevada First Corporation
P.O. Box 490
Address Winnemucca, NV 89446, County of Humboldt
State of Nevada Telephone No. (702) 623-2586

(2) The means of diversion employed by small dams & ditches
Dam and ditch, pipe line, flume, etc.

(3) The date of the survey of ditch, canal, or pipe line was May 10 & 11, 1994

(4) The construction of the ditch or other works was begun in 1885
and completed prior to 1905

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

(6) The conduit has (has not) been enlarged.
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.....

(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.

(9) The claimant is (~~is not~~) an owner in the above-described conduit.

All
If claimant is an owner in the conduit, state interest held on this line

33
512

DN

34
KCC

(10) The nature of the title to the land for which the water right is claimed is fee simple absolute by State of Nevada patent no. 7482 issued on April 8, 1913 to Frederick Pateck. See attached Exhibit "A" Chain of Title.

(11) Crops of Meadow hay & Pasture grass 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 January 1st to December 31st of each year.
Day of month Day of month

(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.

1885, 3.28 acres in the SW $\frac{1}{2}$ SE $\frac{1}{2}$ of Sec. 9, T. 45N., R. 42 E.
Year

1885, 2.23 acres in the NE $\frac{1}{2}$ NE $\frac{1}{2}$ of Sec. 16, T. 45N., R. 42 E.

1885, 0.69 acres in the Lot 7 of Sec. 16, T. 45N., R. 42 E.

1885, 0.66 acres in the Lot 2 of Sec. 9, T. 45N., R. 42 E.

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

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

The amount of land under cultivation prior to March 1, 1905 is difficult

(14) The maximum acreage irrigated in any year was not in excess of 6.86 acres to determine.

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

(16) The years during which no water was used for irrigation or during which the full water right was not used were not applicable as much land has been cultivated or grazed yearly
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
as there has been water available to irrigate the same.

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

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:

Domestic & Stockwatering purposes

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

(20) Remarks. The flow from this stream varies yearly & seasonally, except for extreme storm waters & fast run-offs the irrigation system can beneficially use all of the stream flow.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Nevada First Corporation are full and correct to the best of his knowledge and belief. Proof is filed by the John H. Milton, III P.L.S. 5271, S.W.R.S. 573 as agent for Nevada First Corporation.

RECEIVED
STATE ENGINEER
JUN 14 1994

If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant
John H. Milton III
146 W. Second Street
Winnemucca, Nevada 89445
Telephone No. (702) 623-4414

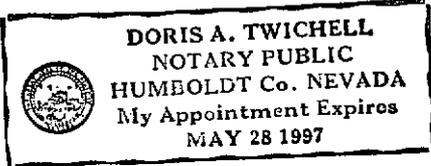
Subscribed and sworn to before me this 31 day of May, 1994

Doris A. Twichell

Doris A. Twichell

Notary Public in and for the County of Humboldt, State of Nevada

My commission expires May 28, 1997



\$100 FILING FEE MUST ACCOMPANY PROOF

Exhibit "A"

Chain of Title for Owyhee Cow Camp (T.45N., R.42E.)

Application No. 6399 filed with the State of Nevada by Frederick Pateck. Filed on September 3, 1885 with the Land Register.

Patent No. 7482 issued by the State of Nevada to Frederick Pateck on April 8, 1913 recorded in Book 49, Page 264 of the official Humboldt County Records & recorded on Page 554, Volume 13, record of Patents & re-recorded on August 17, 1972 in Book 67, Page 34 of the official Humboldt County Records.

S. Walter Newman & Wells Fargo Bank, Trustees under the Will of Frederick Pateck to C. M. Poland in Book 67, Pages 36 & 37.

Frederick Pateck to Kimball & Richards in Book 54, Page 278 in 1917.

Kimball & Richards to Jay H. Clemmons in Book 52, Page 370 in 1917.

Jay H. Clemmons & Maud B. Clemmons to Wellington J. Smith, receiver of Union Land & Cattle Co. in Book 55, Page 10 in 1921.

Union Land & Cattle Co. to F.W. Holbert in Book 56, Page 196 in 1925.

To Harry Gould in Book 57, Page 56.

To F.W. Holbert in Book 58, Page 240.

To Humboldt County Treasurer in Book 59, Page 11.

To Harry C. Stock in Book 59, Page 114.

To F.W. Holbert Estate in Book 60, Page 497.

To H.D. & George H. Johnson in Book 61, Page 497.

To Holland Land & Cattle Co. in Book 62, Page 528.

To Henry McCleary Timber Co. in Book 63, Page 445.

To Frank McCleary Cattle Co. in Book 68, Page 125.

To Nevada Garvey Ranches in Book 59, Page 307, Book 74, Page 455.

To NB Ranches in Book 32, Page 496.

To Nevada First Corporation in Book 79, Page 589.

To Circle A Ranches a Limited Partnership in Book 259, Page 50.

To Nevada First Corporation in Book 314, Page 223.

AMERICAN

AT LONDON