Filing Serial No. 06531

AMENDED

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source Willow Creek
Name of natural water source (use separate proofs for each major source)

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

at the following point(s) within the NW¼ SW¼ of Section 33, T.47N., 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 NE corner of Section 28, T.47N., R.42E., M.D.B. & 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

bears N 31°58'01" E a distance of 9,465.29 feet, and at a point from which the NE corner of Section 28, T.47N., R.42E., M.D.B. & M. bears N 30°34'30" E a distance of 9,620.17 feet.

(1) Name of claimant Nevada First Corporation

Address P.O. Box 490 Winnemucca, NV 89446, County of Humboldt

State of Nevada Telephone No. (702) 623-2586

(2) The means of diversion employed by small dams and 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 1886

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

(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. 4722 issued on March 19, 1902 to John R. Steele and U.S. Patent No. 889953 issued on December 8, 1922 to Wm. St. Clair. See attached Exhibit "A" for chain of title.

(11) Crops of meadow hay and 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 1 (Day of month) to December 31 (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.

Year	Acres	Subdivision	Sec.	T.	R.
1886	1.96	NE¼ NW¼	33	47N.	42 E.
1886	6.91	SW¼ NW¼	33	47N.	42 E.
1886	6.61	SE¼ NW¼	33	47N.	42 E.
1886	2.69	NW¼ SW¼	33	47N.	42 E.

(14) The maximum acreage irrigated in any year was not in excess of 18.17 acres. The amount of this land under cultivation prior to March 11, 1905 is difficult to determine

(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 not applicable; as much land as there has been water available to irrigate 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

(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:

stockwatering purposes

(19) The character of the soil is sandy loam (Sandy, gravelly, loam). A continuous flow of 0.42 cubic feet of water per second has been used to irrigate 18.17 acres of land and 3 acre-feet per acre per annum have been used to irrigate the crops.

DW per letter dated 5-8-1996

(20) Remarks The flow from this creek varies yearly and seasonally; except for extreme storm waters and fast run-offs, the present irrigating systems 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 John H. Milton III, PLS 5271, SWRS 573 as agent for Nevada First Corporation.

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 West Second Street
Winnemucca, NV 89445

Telephone No. (702) 623-4414

Subscribed and sworn to before me this 22nd day of April, 19 96

Doris A. Twichell

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

My commission expires May 28, 1997

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

STATE ENGINEERS OFFICE
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$100 FILING FEE MUST ACCOMPANY PROOF

Exhibit "A"

Chain of Title for Willow Creek Field (T.47N., R.42E.)

Certificate of Purchase No. 2246 dated April 9, 1886, Application no. 6907 filed with the State of Nevada by John R. Steele.

Patent No. 4722 was issued to John R. Steele by the State of Nevada in Book 38, Page 142 of the official Humboldt County Records.

John R. Steele to H. Curtner & Evans in Book 28 page 58 in 1887.

To the Milpitas Land & Live Stock Co. in Book 37, Pages 481-485 in 1901.

To Henry Abel & Henry Curtner, R.S. Baber in Book 46, Page 388 in 1911.

Henry Abel, Henry Curtner, R.S. Baber, Lucy L. Curtner & Margaret Abel to Abel & Curtner Livestock Co. in Book 47, Page 497-509 in 1912.

To Mrs. Francis Blaws in Book 62, Page 202.

To Henry McCleary Timber Co. in Book 63, Pages 258 & 445.

To Frank McCleary Cattle Co. in Book 68, Pages 121 & 125.

To Nevada Garvey Ranches in 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.

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List all points of diversion from this source, appending a sheet if necessary

&M., or at a point from which the NE corner of Section 28, T.47N.,
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.42E., M.D.B.&M. bears N 31°58'01"E a distance of 9465.29 feet, and at a point from which the NE corner of Section 28, T.47N., R.42E., M.D.B.&M. bears N 30°34'30" E a distance of 9620.17 feet.

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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 simple absolute by State of Nevada patent no. 4722 issued on March 19,1902 to John R. Steele and U.S. patent no. 889953 issued on December 8, 1922 to Wm. St. Clair. See attached Exihibit "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 (Day of month) to December 31st (Day of month) of each year.

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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

yearly 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:

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Stockwatering purposes

(19) The character of the soil is sandy loam (Sandy, gravelly, 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.

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Proof is filed by John H. Milton, III, P.L.S. 5271, S.W.R.S. 573 as agent for Nevada First Corporation.

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

'94 JUN 14 A11:

RECEIVED
STATE ENGINEERS

John H. Milton III

146 W. Second Street
Winnemucca, Nevada 89445

Telephone No. (702) 623-4414

Subscribed and sworn to before me this 31st 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

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

$100 FILING FEE MUST ACCOMPANY PROOF

Exhibit "A"

Chain of Title for Willow Creek Field (T.47N., R.42E.)

Application No. EL 03696 filed in Elko County on July 29, 1919 by Wm. St. Clair.

Patent No. 889953 was issued to Wm. St. Clair by the United States of America in Book 55, Page 305 on December 8, 1922 in the Official Humboldt County Records.

To Abel & Curtner Livestock Co. in Book 55, Page 306 in 1923.

To Mrs. Francis Blaws in Book 62, Page 202.

To Henry McCleary Timber Co. in Book 63, Pages 258 & 445.

To Frank McCleary Cattle Co. in Book 68, Pages 121 & 125.

To Nevada Garvey Ranches in Book 74, Page 455.

To NB Ranches in Book 32, Page 496.

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