

STATE OF NEVADA
AMENDED
PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING
OR WILDLIFE PURPOSES

(1) Name of Claimant Julian Tomera Ranches, Inc., Battle Mountain Division

P.O. Box 276 of Battle Mountain
Street and No. or P.O. Box No. City or town
Nevada 89820
State and Zip code No.

(2) Source of water Mule Canyon Spring No. 1 & No. 2
Name of natural water source.

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

(4) The water is diverted at the following point(s) Spring No 1 rising in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 33,
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. 32 N., R. 47 E., MDM at a point from which the SW corner of Section 31 T. 32 N., R. 47 E.,
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.

MDM bears S. 85°42' W., 11,771 ft., thence following the natural channel to its confluence with
Spring #2, rising in Lot 3, Section 4, T. 31 N., R. 47 E., MDM at a point from which the SW corner
of Section 31 T. 32 N., R. 47 E., bears N. 86°30'W., 12,643 ft.

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

(6) The construction of the ditch or other works was begun none
Date
and completed _____
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 A combination of private lands and public domain with grazing permits
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 _____ 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).

(9) The approximate number of animals watered by the claimant during the first year _____ Date _____ was 200 cattle 10 horses 1000 sheep or wildlife (describe) _____ Other _____ The watering was conducted during each of the following months _____

_____ January 1 - December 31 _____

(10) The approximate number of animals watered by the claimant in subsequent years was as follows: _____ Same as #9 _____ 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 _____ cubic feet per second. 448.83 gallons per minute equals 1 cubic foot per second.

(12) The works are located at The Place of Use is as follows: SW¼SW¼ Section 33, T. 32 N., R. 47 E., MDM and Lot 3 Section 4, T. 31 N., R. 47 E., MDM. Describe as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed land, it should be stated.

Remarks _____

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Julian Tomera Ranches, Inc., Battle Mountain Division are full and correct to the best of his knowledge and belief.

The undersigned deponent is acting as Agent for the claimant If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant.

Julian Tomera Ranches, Inc., Battle Mountain Division
Claimant

Telephone No. (702) 635-5610

By William A. Nisbet Agent

421 Court Street
Street and No., or P.O. Box No.
Elko, NV 89801
City, State, Zip Code No.
Telephone No. (702) 738-2121

Subscribed and sworn to before me this 12 day of May, 19 99.

By William A. Nisbet Coralee Griswold

Notary Public in and for the County of Elko

My commission expires May 29, 2002

\$50 FILING FEE MUST ACCOMPANY PROOF

