

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source is the Las Vegas Artesian Basin
Name of natural water source (use separate proofs for each major source)

The water is diverted from its source from a well
Name of ditch, flume or pipe line

at the following point(s) at a point in the SE 1/4 of the NW 1/4 of Section 10,
List all points of diversion from this source, appending a sheet if necessary

Township 22 South, Range 61 East, M.D.B.&M., Clark County, Nevada,
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
from which the center 1/2 corner of said Section 10 bears South
39°42'02" East a distance of 810.64 feet.

(1) Name of claimant Lewis Homes of Nevada
Address 3325 Ali Baba Lane, Las Vegas, County of Clark
State of Nevada Telephone No. (...702.) 736-8960

(2) The means of diversion employed - well
Dam and ditch, pipe line, flume, etc.

(3) The date of the survey of ditch, canal, or pipe line was April 19, 1996

(4) The construction of the ditch or other works was begun 1909
and completed 1909

(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. N/A

(6) The conduit has (has not) been enlarged. N/A
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..... N/A

(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. N/A

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

(10) The nature of the title to the land for which the water right is claimed is Claimant has sold the property to which this historic use was appurtenant with reservations of all appurtenant water rights.

(11) Crops of alfalfa and others according to proof 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 to December 31 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.

1909	29	acres in the	SE $\frac{1}{4}$ NW $\frac{1}{4}$	of Sec. 10	T. 22S	R. 61	E.
Year							
1909	17.2	acres in the	SW $\frac{1}{4}$ NE $\frac{1}{4}$	of Sec. 10	T. 22S	R. 61	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.
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		acres in the		of Sec.	T.	R.	E.
		acres in the		of Sec.	T.	R.	E.
		acres in the		of Sec.	T.	R.	E.
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		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 46.2 acres.

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



(20) Remarks.....

This application covers ancient water rights of the Warm Springs Ranch now reserved to the applicant. The well that served the property originally was designated as local well number 69 in Hugh Shamberger's May, 1945, map of basin water wells. Applicant owns neither the well site nor the property to which the vested rights remain appurtenant. Nevertheless, applicant remains the owner of the vested water rights by virtue of the deed reservations submitted with this amended application and incorporated herein by reference.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Lewis Homes of Nevada are full and correct to the best of his knowledge and belief.

Gregory J. Walch, Esq., attorney for Lewis Homes of Nevada

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

*Gregory J. Walch*  
Gregory J. Walch

James, Driggs & Walch  
3763 Howard Hughes Parkway, Suite 350  
Las Vegas, Nevada 89109

Telephone No. (.702.) 791-0308

Subscribed and sworn to before me this <sup>17th</sup> day of June, 1996



STEPHANIE SYRRAKOS  
Notary Public - Nevada  
Clark County  
My appt. exp. Jan. 12, 1999

*Stephanie Syrrakos*  
Notary Public in and for the County of CLARK  
My commission expires 1-12-99

**\$100 FILING FEE MUST ACCOMPANY PROOF**

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source Las Vegas Artesian Basin
Name of natural water source (use separate proofs for each major source)

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

at the following point(s) at a point from which the center 1/4 corner of section 10,
List all points of diversion from this source, appending a sheet if necessary

T22S, R61E, M.D.B.&M bears S.39° 42'02" E. a distance of 810.64 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

(1) Name of claimant Lewis Homes of Nevada
Address 3325 Ali Baba Lane, Las Vegas, County of Clark
State of Nevada Telephone No. (.702.) 736-8960

(2) The means of diversion employed well
Dam and ditch, pipe line, flume, etc.

(3) The date of the survey of ditch, canal, or pipe line was April 19, 1996

(4) The construction of the ditch or other works was begun before 1913
and completed after 1913

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom N/A 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 N/A and completed

(8) The dimensions of the ditch or canal as enlarged are: Width on bottom N/A 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.

N/A
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~~ claimant has sold  
the property to which this historic use was appurtenant with a  
reservation of all appurtenant water rights.

(11) Crops of Alfalfa and other- subject to proof  
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 Jan. 1 to Dec. 31  
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.

pre 1913, 29.0 acres in the SE4 NW4 of Sec. 10, T. 22S, R. 61 E.

pre <sup>Year</sup> 1913, 17.2 acres in the SW4 NE4 of Sec. 10, T. 22S, R. 61 E.

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

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

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....., ..... 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 46.2 acres.

(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 subject to proof  
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:

Domestic

(19) The character of the soil is \_\_\_\_\_ (Sandy, gravelly, loam) A continuous flow of subject to proof 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.

(20) Remarks This application covers ancient water rights of the  
Warm Springs Ranch now reserved to the applicant.

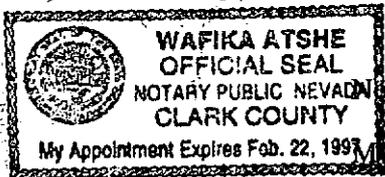
The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Lewis Homes of Nevada are full and correct to the best of his knowledge and belief.

Gregory J Walch is the attorney for Lewis Homes of Nevada

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

Gregory J. Walch  
Gregory J. Walch  
James, Driggs & Walch  
3763 Howard Hughes Parkway, Suite 350  
Las Vegas, NV 89109  
Telephone No. (.702.) 791-0308

Subscribed and sworn to before me this 24<sup>th</sup> day of APRIL, 1996



[Signature]  
Notary Public in and for the County of CLARK  
My commission expires 2/22/97

STATE ENGINEERS OFFICE  
95 APR 25 AM 10:47

**\$100 FILING FEE MUST ACCOMPANY PROOF**

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