

THE STATE OF NEVADA
PROOF OF SUBSISTING RIGHT OF WATER FOR
STOCK WATERING PURPOSES

Pursuant to N.R.S. 533
As Amended by Chapter 473, 1993 Statutes, Sections 2, 3 and 4
Effective October 1, 1993

(1) Name of Claimant Slagowski Ranches, Inc., a Nevada corporation, [Street and No. or P. O. Box No.] Pine Valley of [City or town] via Carlin, [State and Zip Code No.] Nevada 89822.

(2) Source of water [Name of natural water source] Dry Creek, its tributaries and springs within its drainage basin.

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

(4) The water is diverted at the following point(s) [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.] Beginning at a point within the SW1/4NE1/4 of Section 33, Township 28 North, Range 53 East, MDB&M, from which the North 1/4 corner of Section 31, Township 28 North, Range 53 East, bears North 76°48'59" West a distance of 11,546.11 feet; thence following down the natural channel to a point within the NW1/4SW1/4 of Section 28, Township 28 North, Range 52 East, MDB&M, from which the Southeast corner of said Section bears South 69°42'41" East a distance of 4,324.68 feet.

(5) The water is impounded in [Troughs, tanks, pools, reservoir, natural channel, etc.] Natural channel and small pond in the SE1/4SW1/4 of Section 35, Township 28 North, Range 52 East, MDB&M.

(6) The construction of the ditch or other works was begun [Date] See remarks and completed [Date] None.

(7) The nature of the claimant's title to the land upon which the source of water and place of use are located is [Patented, deeded, public domain with grazing permit, etc.] Public lands upon which the claimant holds a grazing preference upon the following described lands:

T28N, R52E, MDB&M

Section 28: N1/2SW1/4; SE1/4SW1/4; SW1/4SE1/4

Section 33: N1/2NE1/4; SE1/4NE1/4

Section 34: SW1/4NW1/4; N1/2SW1/4; SE1/4SW1/4;
SW1/4SE1/4

Section 35: SE1/4SW1/4; S1/2SE1/4; NE1/4SE1/4

Section 36: S1/2N1/2; NW1/4SW1/4; NE1/4SE1/4

T28N, R53E, MDB&M

Section 31: W1/2SW1/4

Section 32: SE1/4SE1/4

Section 33: SE1/4NE1/4; NW1/4SE1/4; S1/2SE1/4

T27N, R52E, MDB&M

(8) The claimant's water right was not recorded in the office of the County Recorder of _____ County, at Page _____ of Book _____ of _____.

(9) The items of evidence for the numbers of livestock and date of priority are Affidavit of Walter I. Leberski.

(10) The approximate number of animals watered by the claimant during the first year [Date] 1872 was 90 cattle, _____ horses _____ sheep or [Other] _____. The watering was conducted during each of the following months April 1 through December 31.

(11) The approximate number of animals watered by the claimant in subsequent years was as follows: (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) Predecessors of the claimant stated that they normally ran 90 head of cattle upon the public lands. However, as administration of the public lands and adjudications of the grazing demands were done, the high numbers allowed upon those lands became 70 head of cattle. At the present time this number may vary due to grazing management practices.

(12) The amount of water which has been necessary to be diverted for this purpose has been [448.83 gal. per min. equals 1 cubic foot per second] .0022 cubic feet per second.

(13) The works are located at [Describe as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed land, it should be stated. A small pond within the SE1/4SW1/4 of Section 35, T28N, R52E, MDB&M.

Remarks [Improvements, title, etc.] The basis of the priority, season of use

and numbers of livestock is based upon the Affidavit of Walter I. Leberski.

The undersigned, being first duly sworn, deposes and says that the corporation owns or controls the livestock presently watered by the Claimant, and that the facts relative to the proof of subsisting right by Slagowski Ranches, Inc. are full and correct to the best of its knowledge and belief [If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant.] _____

CLAIMANT:

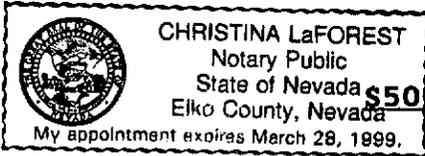
SLAGOWSKI RANCHES, INC.

By: Carl Slagowski
Carl Slagowski, President

Telephone No. (702) 754-2377

Subscribed and sworn to before me this
9th day of July, 1996.

Christina LaForest
NOTARY PUBLIC



\$50 FILING FEE MUST ACCOMPANY PROOF