

2nd AMENDED

Application No. 09090

STATE OF NEVADA
PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source Underground

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

The water is diverted from its source 6" diameter well, depth unknown

Name of ditch, flume or pipe line

at the following point(s) (List all points of diversion from this source, appending a sheet if necessary. 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.)

SW 1/4 NW 1/4, Section 33, T.32N, R.20E., M.D.B. & M., or at a point from which the SW Corner of said Section 33 bears S. 4° 14' 10" W., a distance of 3,949.53 feet.

(1) Name of claimant Bright-Holland Co., a Nevada Corporation

Address 4005 Quail Rock Lane, Suite 200, Reno, County of Washoe

State of Nevada Telephone No. (775) 825-1888

(2) The means of diversion employed Ditches

Dam and ditch, pipe line, flume, etc.

(3) The date of the survey of ditch, canal, or pipe line was April 16, 1999

(4) The construction of the ditch or other works was begun 1924

and completed Prior to 1934

(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) the owner in the above-described conduit.

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

STATE OF NEVADA
2011 NOV 23 PM 1:40
RECORDS & CLERK

(10) The nature of the title to the land for which the water right is claimed is
Patented Land owned by Bright-Holland Co., a Nevada Corporation

(11) Crops of Hay, Alfalfa, Potatoes, Wheat, Garden

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 March 15 to November 15 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.

1924	,	20	acres in the	NW 1/4 NW 1/4	of Sec	33	,	T	32N.	,	R	20	,	E.
1924	,	23	acres in the	SW 1/4 NW 1/4	of Sec	33	,	T	32N.	,	R	20	,	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.
	,		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.
	,		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.

STATE OF NEVADA
NOV 23 11:10

(14) The maximum acreage irrigated in any year was 43.00 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 (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.)

Unknown. Well is no longer equipped. Irrigation was occurring during the first field investigation in 1999

(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:

Livestock and Domestic purposes

(19) The character of the soil is Sandy Loam . A continuous flow of 0.70 cubic feet
Sandy, gravelly, loam
of water per second has been used to irrigate 43.00 acres of land and 4.0
acre-feet per acre per annum have been used to irrigate the crops.

STATE ENGINEER'S OFFICE
2011 NOV 29 PM 1:40

(20) Remarks

This well was drilled on land patented by Roger Sherman under Federal Land Patent #1036885 issued in 1934. The original application and date of entry under the Federal Land Patent was June 15, 1922. A copy of the Federal Land Patent and State Land Patent #7154 issued on October 23, 1911 are included as Attachments "A" to this amended Proof.

This proof is being amended to reflect the actual acreages and culture as per the Federal Land Patent Records. A copy of the Final Proof of Homestead Entry are included as Attachment "B" to this Proof

It was originally thought that this was an artesian well. However further examination of the well indicates that it was not an artesian well but had been originally equipped with a pump and motor.

Please refer to the chronology of the settlement of the Buffalo Meadows area submitted under original Proof 09090 for additional information

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Bright-Holland Co., a Nevada Corporation are full and correct to the best of his knowledge and belief.

Deponent is an employee of TEC Civil Engineering Consultants (TEC) and has been hired by the claimant to file this proof.
If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant.

Name Gregory M. Bilyeu
Address 9480 Double Diamond Pkwy, Ste 200, Reno, NV 89521
Telephone Number (775) 352-7800 x 227

STATE OF NEVADA
2011 NOV 20 PM 1:40

Subscribed and sworn to before me this 10 day of November, 20 11

Antoinette K. Morrison

Notary Public in and for the County of Washoe

My commission expires February 8, 20 12



\$100 FILING FEE MUST ACCOMPANY PROOF

APPLICATION No. 7583

PATENT No. 7154

320 ACRES

THE STATE OF NEVADA

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

Whereas, — JACOB McKISSICK _____ of — LASSEN _____ County, CALIFORNIA _____ has deposited with the Register of the State Land Office at Carson City the State Treasurer's receipt, whereby it appears that full payment has been made by the said — JACOB McKISSICK _____ according to the provisions of an Act of the Legislature, approved March 12, 1885, entitled "An act to provide for the selection and sale of lands that have been or may hereafter be granted by the United States to the State of Nevada," and the Acts amendatory thereof and supplementary thereto. For the West half of the South East quarter of Section Twentynine (29), the East half of the North East quarter of Section Thirtytwo (32), the North West quarter of the South West quarter, the South East quarter of the South West quarter, and the South West quarter of the South East quarter of Section Thirtythree (33), Township Thirtytwo (32) North, Range Twenty (20) East; and the South East quarter of the South East quarter of Section Five (5), Township Thirtyone (31) North, Range Twenty (20), East, _____

Mount Diablo base and meridian, containing _____ Three Hundred and Twenty _____ acres, according to the official plat of the survey of the Public Lands, as made by the United States Surveyor-General for the District of Nevada, which said tract has been purchased by the said — JACOB McKISSICK _____

Therefore, know ye, That the State of Nevada, in consideration of the premises, and in conformity with the Act of the Legislature in such cases made and provided, has given and granted, and by these presents does give and grant, unto the said _____ Jacob McKISSICK _____ and to — his — heirs, the said tract above described,

To Have and to Hold the same, together with all rights, privileges, immunities and appurtenances of whatever nature thereunto belonging, unto the said — Jacob McKISSICK _____ and to — his — heirs and assigns forever; provided that all mines of gold, silver, copper, lead, cinnabar and other valuable minerals that may exist in said tract, and also right of way for ditches, tunnels and telephone and transmission lines constructed by authority of the United States are hereby expressly reserved.



By the Governor.

In Testimony Whereof, I, GILBERT C. ROSS, LIEUTENANT & ACTING

Governor of the State of Nevada, have caused these letters to be made Patent and the Great Seal of the State to be hereunto affixed. Given under my hand at Carson City,

the — twenty-third — day of — October — 19 11

GILBERT C. ROSS, Lieutenant and Acting Governor.
of Nevada

GEORGE BHOUDIGAN Secretary of State

Recorded.

October 24 19 11

C. L. DEADY

State Land Register.

By

GEORGE BHOUDIGAN Secretary of State

GEO. W. COWING Deputy.

Carson City 014366

The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at **Carson City, Nevada,** has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of **Roger D. Sherman** has been established and duly consummated, in conformity to law, for the **west half of the southwest quarter and the southwest quarter of the northwest quarter of Section twenty-eight, the southeast quarter of the northeast quarter and the east half of the southeast quarter of Section twenty-nine, and the west half of the northwest quarter of Section thirty-three in Township thirty-two north of Range twenty east of the Mount Diablo Meridian, Nevada, containing three hundred twenty acres,**

according to the Official Plat of the Survey of the said Land, on file in the GENERAL LAND OFFICE:

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant **the tract of Land above described;** TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said claimant **and to the heirs and assigns of the said claimant forever;** subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, **Herbert Hoover,**

President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the **SIXTH**

(SEAL)

day of **MAY** in the year of our Lord one thousand nine hundred and **THIRTY** and of the Independence of the United States the one hundred and **FIFTY-FOURTH**

By the President:

By

Herbert Hoover
Viola B. Pugh, Secretary.
M. P. LeRoy
 Register of the General Land Office.

RECORD OF PATENTS: Patent Number **1036885**

014365

Form 10-10-24 (Form approved by the Secretary of the Interior Dec. 14, 1909.)

DEPARTMENT OF THE INTERIOR

WRM

Cost \$ 10

Comm (Fin) \$

Pur Men \$

Test Fees \$

Interest U.S. LAND OFFICE,

HOMESTEAD ENTRY

(Act of February 19, 1909)

Act 9-5-14

(Second Entry)

Carson City, Nevada,

SERIAL No. 014365

APPLICATION AND AFFIDAVIT

RECEIPT No. 2679628-22
2679628

I, Roger D. Sherman, (male), a resident of

Sheepshead, Washoe County, Nevada, do hereby apply

to enter, under the act of February 19, 1909 (35 Stat., 639), the

SE 1/4 NE 1/4, E 1/2 SE 1/4 Sec. 29; SW 1/4 NW 1/4, W 1/2 SW 1/4 Sec. 28; W 1/2 NW 1/4

Section 33,

Township 32 N., Range 20 E., M.D. Meridian, containing

320 acres, within the Carson City, Nevada land district;

and I do solemnly swear that I am not the proprietor of more than 160

acres of land in any State or Territory; that I a native born

(Applicant must state whether native born, naturalized, or has filed declaration of intention to become a citizen. If not native born, certified copy of naturalization or declaration of intention, as case may be, must be filed with this application.)

citizen of the United States, and

am over the age of 21 years and married.

(State whether the head of a family, married or unmarried, or over twenty-one years of age, and if not over twenty-one, applicant must set forth the facts which constitute him the head of a family.)

that my post-office address is Sheepshead, Nevada.

that this application is honestly and in good faith made for the purpose of actual settlement and cultivation, and not for the benefit of any other person, persons, or corporation; that I will faithfully and honestly endeavor to comply with all the requirements of law as to settlement, residence, and cultivation necessary to acquire title to the land applied for; that I am not acting as agent of any person, corporation, or syndicate in making this entry, nor in collusion with any person, corporation, or syndicate to give them the benefit of the land entered, or any part thereof, or the timber thereon; that I do not apply to enter the same for the purpose of speculation, but in good faith to obtain a home for myself, and that I have not directly or indirectly made, and will not make, any agreement or contract, in any way or manner, with any person or persons, corporation, or syndicate whatsoever, by which the title which I may acquire from the Government of the United States will inure in whole or in part to the benefit of any person except myself. I have not heretofore made any entry under the homestead, timber and

stone, desert land, or preemption laws (except W 1/2 SE 1/4, W 1/2 SW 1/4, SE 1/4 SW 1/4 Sec.

(Here describe former entry or entries by

4: N 1/2 NW 1/4, SE 1/4 NW 1/4, Sec. 9, T. 31 N., R. 20 E. M. D. M. Relinquished.

); section, township, range, land district, and number of entry; how perfected, or if not perfected state that fact.)

that I am well acquainted with the character of the land herein applied for and with each and every legal subdivision thereof, having personally examined same; that there is not to my knowledge within the limits thereof any vein or lode of quartz or other rock in place bearing gold, silver, cinnabar, lead, tin, or copper, nor any deposit of coal, placer, cement, gravel, salt spring, or deposit of salt, nor other valuable mineral deposit; that no portion of said land is claimed for mining purposes under the local customs or rules of miners, or otherwise; that no portion of said land is worked for mineral during any part of the year by any person or persons; that said land is essentially nonmineral land, and that my application therefor is not made for the purpose of fraudulently obtaining title to mineral land; that the land is not occupied and improved by any Indian; that the lands applied for do not contain

merchantable timber, and no timber except None

(Here fully describe amount and kind of timber, if any.)

191

Posted April 27/23 in Vol. 2, p. 191, by WRM, Div. "0".

allow cash method X posted 4/14/24 4014132 4/17/24

and that it is not susceptible of successful irrigation at a reasonable cost from any known source of water supply except the following areas:

None

(Give the subdivision and area of the lands, if any, susceptible of irrigation.)

Roger D. Sherman
(Sign here, with full Christian name.)

NOTE.—Every person swearing falsely to the above affidavit will be punished as provided by law for such offense. (See Sec. 125, U. S. Criminal Code, below.)

I HEREBY CERTIFY that the foregoing affidavit was read to or by affiant in my presence before affiant affixed signature thereto; that affiant is to me personally known ~~and that the same has been satisfactorily identified before me by~~
(Give full name and post-office address.)

that I verily believe affiant to be a qualified applicant and the identical person hereinbefore described; and that said affidavit was duly subscribed and sworn to before me, at my office, in Gerlach, Washoe County, Nevada, within the Carson City, Nevada, land district, this 22 day of March, 1923.

Mark E. Hutchison
U. S. COMMISSIONER
DISTRICT NEVADA
(Official designation of officer.)

We, Walter T. Parker, of Sheepshead, Nevada, and Frank Shutty, of Gerlach, Nevada, do solemnly swear that we are well acquainted with the above-named affiant and the lands described, and personally know that the statements made by him relative to the character of the said lands are true.

Walter T. Parker
Frank Shutty

I HEREBY CERTIFY that the foregoing affidavit was read to or by affiants in my presence before affiants affixed signatures thereto; that affiants are to me personally known ~~(or have been satisfactorily identified before me by)~~; and that said affidavit was duly subscribed to before me at Gerlach, Nevada, this 22 day of March, 1923.

Mark E. Hutchison
U. S. COMMISSIONER
DISTRICT NEVADA
(Official designation of officer.)

UNITED STATES LAND OFFICE at Carson City, Nevada,
October 10, 1924

I HEREBY CERTIFY that the foregoing application is for surveyed land of the class which the applicant is legally entitled to enter under the act of February 19, 1909; that there is no prior valid adverse right to the same, and has this day been allowed. "C" 7-18-'23

Clara M. Crisler
Register.

UNITED STATES CRIMINAL CODE.—CHAP. 6.

Sec. 125. Whoever, having taken an oath before a competent tribunal, officer, or person, in any case in which a law of the United States authorizes an oath to be administered, that he will testify, declare, depose, or certify truly, or that any written testimony, declaration, deposition, or certificate by him subscribed, is true, shall wilfully and contrary to such oath state or subscribe any material matter which he does not believe to be true, is guilty of perjury, and shall be fined not more than two thousand dollars and imprisoned not more than five years. (Act, March 4, 1909. 35 Stat., 1111.)

shall be entitled to receive a Patent for the land above described if all then be found regular.

Clara M. Crisler Register.

NOTE.—A duplicate of this Certificate is issued to the claimant. The original is forwarded to the General Land Office, with the entry papers, for approval by the Commissioner of the General Land Office and issuance of patent. The duplicate copy forwarded to the claimant should be held until notice of issuance of patent is received. In all correspondence concerning the entry in connection with which this Certificate issued, refer to the NAME OF THE LAND OFFICE and the SERIAL NUMBER noted hereon.

Posted Nov. 1922 in Vol. 2, P. 191, by P.D.S., Div. "0."

APPROVED April 2, 1930
By Mrs. Belle D. Warren, Division 2
agm

Done 4/10/30
C.M.C.

PATENT NO. 1036885
MAY 8 1930

auth

QUESTION 11. Describe the land embraced in above entry by legal subdivisions, showing fully the character of same, and kind and amount of timber, if any.

ANSWER.

Subdivision.	Acres cultivable.	Acres timbered.	Feet timber.
W $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28	120	None	None
SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, " 29	120	"	"
W $\frac{1}{2}$ N $\frac{1}{4}$, Sec. 33,	80	"	"

QUESTION 12. State the number of acres cultivated, kind of crop planted, and amount harvested, each year.

ANSWER. 1924 Cleared and cultivated about 8 acres, planted wheat and garden, raised 5 tons wheat hay and garden truck.
 1925 Cleared 6 acres cultivated and planted 14 acres to wheat, potatoes and garden truck, raised about 15 tons of hay, and 250 sks. of potatoes.
 1926 Cleared and plowed, and cultivated about 28 acres, 5 acres to alfalfa, 4 acres in wheat, garden, harvested about 12 tons of hay.
 1927 Cleared 10 acres, cultivated about 20 acres, raised about 20 tons of alfalfa and wheat hay, also garden truck.
 1928 Cleared and plowed 3 acres, Plowed about 30 acres planted 3 or 4 acres to wheat, raised about 20 tons of hay, wheat and alfalfa.
 1929 Cleared about 2 acres, all balance totaling about 43 acres is ploughed cleared and 6 acres in alfalfa, planted sudan grass, oats and garden, raised about 25 tons of hay.

QUESTION 13. Describe fully and in detail the amount and kind of improvements and number of acres under cultivation on each subdivision. State total value of improvements on the claim.

ANSWER.

Subdivision.	Character of improvements.
NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33,	4 room house, barn, Well windmill, 4 other wells, outbuildings, 20 acres Cleard and fenced, and cultivated.
SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33	23 acres fenced and ## cultivated one well.
SE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 29,	No improvements,
W $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, " 28	" "
Total value of improvements about	\$3000.00

QUESTION 14. Is your present claim within the limits of an incorporated town or selected site of a city or town, or used in any way for trade or business?

ANSWER. No.

QUESTION 15. Are there any indications of coal, salines, or minerals of any kind on the land? If so, describe what they are.

ANSWER. No to my knowledge,

QUESTION 16. Have you sold, conveyed, or agreed to sell or convey any portion of the land? If so, to whom and for what purpose?

ANSWER. I have not.

QUESTION 17. Have you optioned, mortgaged, or agreed to option or mortgage, or convey this land, or any part thereof? If so, when, to whom, and for what purpose and in what amount?

ANSWER. I have not

QUESTION 18. Have you any personal property of any kind elsewhere than on this claim? If so, describe the same, and state where the same is kept.

ANSWER. None

QUESTION 19. Have you ever made any other homestead entry? If so, describe the same.

ANSWER. First entry relinquished in 1923, for following land SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 9: W $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, T. 31 N., R. 20 East.

QUESTION 20. Have you, since August 30, 1890, made any entry or filing (not mineral) other than homestead? If so, describe the same by legal subdivisions, or by number, kind of entry, and office where made.

ANSWER. None

Roger D. Sherman
(Sign plainly, with full Christian name.)

~~NOTE 1.~~—If applicant is alien born, he should state the fact and file evidence of citizenship in due form, either a certificate of his own naturalization in a court of competent jurisdiction, or, if claiming to be a citizen by virtue of his father's naturalization and his own minority and residence in the United States at the date thereof, or, if a married woman claiming citizenship by virtue of her husband's nativity or naturalization, then record evidence of the naturalization of the father, or husband, or an affidavit as to the nativity of the latter. Applicants who were at one time citizens of the United States, but who later became citizens of a foreign country, must file record evidence of their naturalization. Any female citizen of the United States invoking the benefits of the act of October 17, 1914 (38 Stat., 740), shall make oath showing the nationality of her husband, and that he is entitled to become a citizen of the United States.

~~NOTE 2.~~—The officer before whom the proof is made will see that all answers are complete and responsive to the questions.

~~NOTE 3.~~—The officer before whom the deposition is taken should call the attention of the witness to section 125 of the U. S. Criminal Code (over), and state to him that it is the purpose of the Government, if it be ascertained that he testifies falsely, to prosecute him to the full extent of the law.

I HEREBY CERTIFY that the deponent was examined separately and apart from the other witnesses in the case; that the foregoing deposition was read to or by deponent in my presence before deponent affixed signature thereto; that I verily believe deponent to be the identical person hereinbefore described, and that said deposition was duly subscribed

and sworn to before me at my office, in Gerlach, Washoe Co., Nevada.

(Town, county, and State.)

..... within the Carson City, Nevada, land district,
this 1, day of October, 1929.

Mark E. Hutchison

United States Commissioner

(Official designation of officer.)

RECEIVED
U. S. LAND OFFICE
CARSON CITY, NEV.

FINAL AFFIDAVIT REQUIRED OF HOMESTEAD CLAIMANTS. MAR 15 1930

Hour 10 am

I, Roger D. Sherman, having made a Homestead Entry of
the W¹/₄SW¹/₄, SW¹/₄NW¹/₄, Sec. 28; SE¹/₄NE¹/₄, E¹/₂SE¹/₄, Sec. 29; W¹/₄NW¹/₄
....., Section 33.....
Township 32 North, Range 20 East, Mount Diablo..... Meridian,
subject to entry at Carson City, Nevada....., under
section No. 2289 of the Revised Statutes of the United States, do now
apply to perfect my claim thereto by virtue of section No. 2291.....
of the Revised Statutes of the United States; and for that purpose do
solemnly swear..... that I am a native born.....
..... (Native-born or naturalized.)
..... citizen of the United States;
that I have made actual settlement upon and have cultivated and resided
upon said land since the 15, day of June
19 22, to the present time; that no part of said land has been alien-
ated, except as provided in section 2288 of the Revised Statutes, but
that I am the sole bona fide owner as an actual settler; that I will
bear true allegiance to the Government of the United States; and, fur-
ther, that I have not heretofore perfected or abandoned an entry made
under the homestead laws of the United States, ~~except~~ and that there
is now a habitable house on the land.

R. D. Sherman
(Sign plainly, with full Christian name.)

~~Note~~ NOTE.—Every person swearing falsely to the above affidavit will be punished as provided by law for such offense. (See Sec. 125, U. S. Criminal Code, below.)

I HEREBY CERTIFY that the foregoing affidavit was read to or by
affiant in my presence before affiant affixed signature thereto; that
I verily believe affiant to be a credible person and the identical
person hereinbefore described, and that said affidavit was duly sub-
scribed and sworn to before me, at my office, in Gerlach
..... (Town.)
Washoe County, Nevada this 12, day
..... (County and State.)
of March....., 19 30.

Mark S. Hutchinson
United States Commissioner.
.....
(Official designation of officer.)

UNITED STATES CRIMINAL CODE.

Sec. 125. Whoever, having taken an oath before a competent tribunal, officer, or person, in any case in which a law of the United States authorizes an oath to be administered, that he will testify, declare, depose, or certify truly, or that any written testimony, declaration, deposition, or certificate by him subscribed, is true, shall willfully and contrary to such oath state or subscribe any material matter which he does not believe to be true, is guilty of perjury, and shall be fined not more than two thousand dollars and imprisoned not more than five years.

FINAL AFFIDAVIT REQUIRED OF HOMESTEAD CLAIMANTS. MAR 15 1930

Date _____
Hour 10 am

I, Roger D. Sherman, having made a Homestead Entry of the W1/4 SW1/4, SW1/4 NW1/4, Sec. 28; SE1/4 NE1/4, E1/4 SE1/4, Sec. 29; W1/4 NW1/4 Section 33, Township 32 North, Range 20 East, Mount Diablo Meridian, subject to entry at Carson City, Nevada, under section No. 2289 of the Revised Statutes of the United States, do now apply to perfect my claim thereto by virtue of section No. 2291 of the Revised Statutes of the United States; and for that purpose do solemnly swear that I am a native born citizen of the United States; that I have made actual settlement upon and have cultivated and resided upon said land since the 15, day of June, 1922, to the present time; that no part of said land has been alienated, except as provided in section 2288 of the Revised Statutes, but that I am the sole bona fide owner as an actual settler; that I will bear true allegiance to the Government of the United States; and, further, that I have not heretofore perfected or abandoned an entry made under the homestead laws of the United States, ~~except~~ and that there is now a habitable house on the land.

R. D. Sherman
(Sign plainly, with full Christian name.)

NOTE.—Every person swearing falsely to the above affidavit will be punished as provided by law for such offense. (See Sec. 125, U. S. Criminal Code, below.)

I HEREBY CERTIFY that the foregoing affidavit was read to or by affiant in my presence before affiant affixed signature thereto; that I verily believe affiant to be a credible person and the identical person hereinbefore described, and that said affidavit was duly subscribed and sworn to before me, at my office, in Gerlach, Washoe County, Nevada, this 12, day of March, 1930.

Mark E. Hutchinson
United States Commissioner.
(Official designation of officer.)

UNITED STATES CRIMINAL CODE.

SEC. 125. Whoever, having taken an oath before a competent tribunal, officer, or person, in any case in which a law of the United States authorizes an oath to be administered, that he will testify, declare, depose, or certify truly, or that any written testimony, declaration, deposition, or certificate by him subscribed, is true, shall willfully and contrary to such oath state or subscribe any material matter which he does not believe to be true, is guilty of perjury, and shall be fined not more than two thousand dollars and imprisoned not more than five years.

QUESTION 11. Describe the land embraced in above entry by legal subdivisions, showing fully the character of same, and kind and amount of timber, if any.

ANSWER.

Subdivision.	Acres cultivable.	Acres timbered.	Feet timber.
Entire acreage of the entry can be cultivated,	320	None	None

QUESTION 12. State the number of acres cultivated and kind of crop planted, each year.

ANSWER. 1924, Cleared about 7 or 8 acres, planted wheat and garden raised 4 or 5 tons of hay.
 1925, cleared about 6 or 7 acres cultivated and planted about 14 acres to grain alfalfa and potatoes raised small crop of each.
 1926, Cleared about 12 or 14 acres and cultivated about 25 to 28 acres in grain alfalfa and garden, ~~about~~ about 15 tons of hay.
 1927, Cleared about 9 or 10 acres and cultivated about 20 acres raised 15 ton of hay and garden truck.
 1928, Two or three acres plowed and cultivated about 40 acres, raised about 20 tons of alfalfa and grain hay, and garden truck.
 1929, Cleared abot 2 acres, cultivated about 40 acres, 6 or 7 acres in alfalfa, balance in grain and garden. Raised about 20 tons of hay.
 19...

QUESTION 13. Describe fully and in detail the amount and kind of improvements and number of acres under cultivation on each subdivision. State total value of improvements on the claim.

ANSWER.

Subdivision.	Character of improvements.
NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33	4 room house, barn, 20 acres fenced and cultivated, wells, windmill, pumping plant outbuildings, etc.
SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33,	20 acres fenced and cultivated.
Balance of entry, no cultivation,	no improvements.
Total value of improvements about	\$3000.00

QUESTION 14. Are there any indications of coal, salines, or minerals of any kind on the land? If so, describe what they are.

ANSWER. ...Not to my knowledge

QUESTION 15. Have you any knowledge or information that claimant has sold or contracted to sell, optioned, mortgaged, or agreed to option or mortgage this land? If so, give full details as to whom, for what purpose and in what amount.

ANSWER. I have no knowledge of any such transactions.

QUESTION 16. Have you personal knowledge, from your own observation, that claimant and his family (if any) actually resided upon and cultivated this land each year in accordance with your above testimony?

ANSWER. I have.

QUESTION 17. How many times each year have you seen this land, and the claimant and his family residing thereon; and what other personal knowledge have you upon which your answers are based?

ANSWER. Nearly every day. I live within one half mile of the claimant, and have so resided for the past 15 years.

QUESTION 18. Are you interested in this claim, or related to the claimant? If so, how?

ANSWER. No.

Arthur T. Keller.
(Sign plainly, with full Christian name.)

NOTE 1.—The officer before whom the proof is made will see that all answers are complete and responsive to the questions.

NOTE 2.—The officer before whom the deposition is taken should call the attention of the witness to section 125 of the U. S. Criminal Code (below), and state to him that it is the purpose of the Government, if it be ascertained that he testifies falsely, to prosecute him to the full extent of the law.

I HEREBY CERTIFY that the deponent was examined separately and apart from the other witnesses in the case; that the foregoing deposition was read to or by deponent in my presence before deponent affixed signature thereto; that I verily believe deponent to be the identical person hereinbefore described, and that said deposition was duly subscribed and sworn to before me at my office, in Gerlach, Washoe Co., Nevada.
(Town, county, and State.)
within the Carson City, Nevada, land district,
this 1 day of ## October, 1929.

Frank E. Hutchison

United States Commissioner.

(Official designation of officer.)

UNITED STATES CRIMINAL CODE.

Sec. 125. Whoever, having taken an oath before a competent tribunal, officer, or person, in any case in which a law of the United States authorizes an oath to be administered, that he will testify, declare, depose, or certify truly, or that any written testimony, declaration, deposition, or certificate by him subscribed, is true, shall willfully and contrary to such oath state or subscribe any material matter which he does not believe to be true, is guilty of perjury, and shall be fined not more than two thousand dollars and imprisoned not more than five years.

RECEIVED
OCT 3 1928

DEPARTMENT OF THE INTERIOR.
HOMESTEAD ENTRY.

locust

U. S. LAND OFFICE Carson City, Nevada, No. 014366

FINAL PROOF.

TESTIMONY OF WITNESS.

QUESTION 1. What is your full name, age, and post-office address?

ANSWER. Chris Brown, Age 44 yrs. Flanigan, Nevada.

QUESTION 2. Was your name correctly given in the published notice?

ANSWER. Yes.

QUESTION 3. How long have you known the claimant in this case and the W $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 28; SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 29; W $\frac{1}{2}$ NW $\frac{1}{4}$,

Section 33
Township 32 North, Range 20 East, Mount Diablo Meridian,
the land embraced in Homestead Entry, No. 014366, made at the
Carson City, Nevada, Land Office?

ANSWER. Known both land and applicant for about 3 $\frac{1}{2}$ years.

QUESTION 4. Is entryman married? ANSWER. Married

QUESTION 5. Is said tract within the limits of an incorporated town, or used in any way for trade or business?

ANSWER. No.

QUESTION 6. When did entryman settle upon the homestead?

ANSWER. Was living on the homestead when I first knew him.

QUESTION 7. At what date did entryman establish actual residence thereon?

ANSWER. I do not know.

QUESTION 8. Have entryman and family resided continuously on the homestead since thus establishing residence thereon?

ANSWER. Have lived there continuously for the past 3 $\frac{1}{2}$ years.

QUESTION 9. Have entryman and family ever been absent from the homestead since thus establishing residence thereon?

ANSWER. Not to my knowledge for 3 $\frac{1}{2}$ years.

QUESTION 10. If there have been any such absences, give the dates covered by such absences, stating who was absent and for what reason.

ANSWER. No absences to my knowledge except Mrs. Sherman, the wife was absent for a month or so on account of sickness.

QUESTION 11. Describe the land embraced in above entry by legal subdivisions, showing fully the character of same, and kind and amount of timber, if any.

ANSWER.

Subdivision.	Acres cultivable.	Acres timbered.	Feet timber.
W $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28,	120	None,	None
SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, " 29,	120	"	"
W $\frac{1}{2}$ W $\frac{1}{4}$, Sec. 33,	80	"	"

QUESTION 12. State the number of acres cultivated and kind of crop planted, each year.

ANSWER. 19... I know of my own personal knowledge that within the 19... past 3 $\frac{1}{2}$ years that claimant has raised each year from 15 to 19... 20 tons of hay, garden truck, and has at this time about 40 acres 19... under fence and cultivation, including alfalfa and other grass. 19... I am unable to state the exact amount each year. 19... 19...

QUESTION 13. Describe fully and in detail the amount and kind of improvements and number of acres under cultivation on each subdivision. State total value of improvements on the claim.

ANSWER.

Subdivision.	
NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33,	4 room house, barn, outbuildings, wind mill, wells and pumping plant. about 20 acres cultivated, fenced.
SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33,	about 20 acres fenced and cultivated. one well.
No improvements on any portion of	the balance of entry.
Total value of improvements about	\$3000.00

QUESTION 14. Are there any indications of coal, salines, or minerals of any kind on the land? If so, describe what they are.

ANSWER. Not to my knowledge.

QUESTION 15. Have you any knowledge or information that claimant has sold or contracted to sell, optioned, mortgaged, or agreed to option or mortgage this land? If so, give full details as to whom, for what purpose and in what amount.

ANSWER. Not to my knowledge.

QUESTION 16. Have you personal knowledge, from your own observation, that claimant and his family (if any) actually resided upon and cultivated this land each year in accordance with your above testimony?

ANSWER. Yes.

QUESTION 17. How many times each year have you seen this land, and the claimant and his family residing thereon; and what other personal knowledge have you upon which your answers are based?

ANSWER. Have seen them residing on the land six or seven times each year for the past $3\frac{1}{2}$ years. I reside within a few miles of claimant and have so resided for the past $3\frac{1}{2}$ years.

QUESTION 18. Are you interested in this claim, or related to the claimant? If so, how?

ANSWER. I am not.

Chris Brown.

(Sign plainly, with full Christian name.)

~~NOTE 1.~~—The officer before whom the proof is made will see that all answers are complete and responsive to the questions.

~~NOTE 2.~~—The officer before whom the deposition is taken should call the attention of the witness to section 125 of the U. S. Criminal Code (below), and state to him that it is the purpose of the Government, if it be ascertained that he testifies falsely, to prosecute him to the full extent of the law.

I HEREBY CERTIFY that the deponent was examined separately and apart from the other witnesses in the case; that the foregoing deposition was read to or by deponent in my presence before deponent affixed signature thereto; that I verily believe deponent to be the identical person hereinbefore described, and that said deposition was duly subscribed and sworn to before me at my office, in Gerlach, Washoe County, Nev. (Town, county, and State.) within the Carson City, Nevada, land district, this 1, day of October, 19 29.

Mark E. Hutchinson

United States Commissioner.

(Official designation of officer.)

UNITED STATES CRIMINAL CODE.

Sec. 125. Whoever, having taken an oath before a competent tribunal, officer, or person, in any case in which a law of the United States authorizes an oath to be administered, that he will testify, declare, depose, or certify truly, or that any written testimony, declaration, deposition, or certificate by him subscribed, is true, shall willfully and contrary to such oath state or subscribe any material matter which he does not believe to be true, is guilty of perjury, and shall be fined not more than two thousand dollars and imprisoned not more than five years.

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source Artesian Well
Name of natural water source (use separate proofs for each major source)

The water is diverted from its source 6" diameter well, Depth Unknown
Name of ditch, flume or pipe line

at the following point(s) SW 1/4 NW 1/4 Section 33, T.32N., R.20E., M.D.B. & M., or at a point from
List all points of diversion from this source, appending a sheet if necessary

which the SW corner of said Section 33 bears S. 4° 14' 10" W., a distance of
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
3,949.53 ft.

(1) Name of claimant Bright-Holland Corporation, A Nevada Corporation

Address 3500 Lakeside Ct, Suite 101, Reno, County of Washoe

State of Nevada, 89509 Telephone No. (.775.) 826-5500

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

(3) The date of the survey of ditch, canal, or pipe line was April 1999

(4) The construction of the ditch or other works was begun 1911
and completed

(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. UNKNOWN
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 UNKNOWN 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.

Patented land owned by the Bright-Holland Corporation

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 Patented land owned by the Bright-Holland Corporation

(11) Crops of ^{Wild} ~~Native~~ Hay 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 April 1 to October 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.

1911	1.09	acres in the	SE $\frac{1}{4}$ NE $\frac{1}{4}$	of Sec. 32	T. 32N	R. 20	E.
Year							
1911	35.13	acres in the	SW $\frac{1}{4}$ NW $\frac{1}{4}$	of Sec. 33	T. 32N	R. 20	E.
1911	9.35	acres in the	NW $\frac{1}{4}$ SW $\frac{1}{4}$	of Sec. 33	T. 32N	R. 20	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.
		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.
		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.

(14) The maximum acreage irrigated in any year was 45.57 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 UNKNOWN-Well still flows artesian & irrigates large stands of Native Hay & Grasses
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 Washoe 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:

Livestock and Domestic Purposes

(19) The character of the soil is Sandy Loam A continuous flow of 0.7 cubic feet of water per second has been used to irrigate 45.57 acres of land and 4.0 acre-feet per acre per annum have been used to irrigate the crops.
(Sandy, gravelly, loam)

(20) Remarks This proof is being filed on an artesian well drilled prior to 1913 under land patented by Roger D. Sherman (Land Patent# 1036885); a copy of the patent is enclosed as Attachment "A" to this filing. The Buffalo Meadows area was first established as a ranching & commerce center as early as 1865. The attached chronology provides additional information on the settlement of this year.

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

Deponent is an employee of Thiel Engineering Consultants (TEC). TEC has been hired by Bright-Holland Corporation to act as their agent.

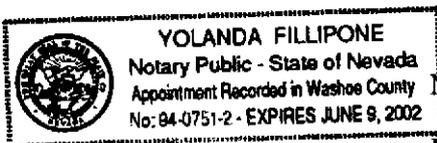
If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant

G. M. Bilyeu
Gregory M. Bilyeu-Agent
P.O. BOX 70458
Reno, NV, 89570-0458

Telephone No. (775) 352-7800

Subscribed and sworn to before me this 13th day of May, 1999

Yolanda Fillipone



Notary Public in and for the County of Washoe

My commission expires 6/9/02

RECEIVED
MAY 18 PM 1:35

\$100 FILING FEE MUST ACCOMPANY PROOF

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source Artesian Well
Name of natural water source (use separate proofs for each major source)

The water is diverted from its source 6" diameter well, depth unknown
Name of ditch, flume or pipe line

at the following point(s) SW 1/4 NW 1/4 Section 33, T.32N., R.20E., M.D.B. & M., or at a point from
List all points of diversion from this source, appending a sheet if necessary

which the SW corner of said Section 33 bears S. 4° 14' 10" W., a distance of
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
3,949.53 ft.

(1) Name of claimant Bright-Holland Corporation, A Nevada Corporation

Address 3500 Lakeside Ct, Suite 101, Reno, County of Washoe

State of Nevada, 89509 Telephone No. (.775) 826-5500

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

(3) The date of the survey of ditch, canal, or pipe line was April 1999

(4) The construction of the ditch or other works was begun Prior to 1930
and completed

(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. UNKNOWN
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 UNKNOWN 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 (XXXX) an owner in the above-described conduit.
Patented land owned by the Bright-Holland Corporation
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 Patented land owned by the
Bright-Holland Corporation

(11) Crops of Native Hay
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 March 15 to October 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.

1930	1.09	acres in the <u>SE$\frac{1}{4}$ NE$\frac{1}{4}$</u>	of Sec. <u>32</u>	T. <u>32N</u>	R. <u>20</u>	E.
Year						
1930	35.13	acres in the <u>SW$\frac{1}{4}$ NW$\frac{1}{4}$</u>	of Sec. <u>33</u>	T. <u>32N</u>	R. <u>20</u>	E.
1930	13.44	acres in the <u>NW$\frac{1}{4}$ SW$\frac{1}{4}$</u>	of Sec. <u>33</u>	T. <u>32N</u>	R. <u>20</u>	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.
		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.
		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.
		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 49.66 acres.

(15) The water claimed has ~~(XXXX)~~ 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 Unknown-Well still flows artesian & irrigates large stands of native hay & grasses
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 Washoe 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:

Livestock and Domestic Purposes

(19) The character of the soil is Sandy Loam A continuous flow of 0.7 cubic feet of water per second has been used to irrigate 49.66 acres of land and 4.0 acre-feet per acre per annum have been used to irrigate the crops.
(Sandy, gravelly, loam)

(20) Remarks This proof is being filed on an artesian well drilled prior to 1930 under land patented by Roger D. Sherman (Land Patent# 1036885); a copy of the patent is enclosed as attachment "A" to this filing. The Buffalo Meadows area was first established as a ranching & commerce center as early as 1865. The attached chronology provides additional information on the settlement of this area.

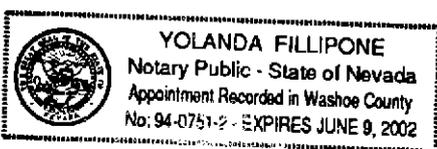
The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Bright-Holland Corporation, A Nevada Corporation are full and correct to the best of his knowledge and belief.

Deponent is an employee of Thiel Engineering Consultants (TEC). TEC has been hired by the Bright-Holland Corporation to prepare this proof. If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant.

Gregory M. Bilyeu
Gregory M. Bilyeu-Agent
P.O. BOX 70458
Reno, NV, 89570-0458
Telephone No. (775) 352-7800

Subscribed and sworn to before me this 3rd day of May, 1999

Yolanda Fillipone



Notary Public in and for the County of Washoe
My commission expires 6/9/02

ENGINEERING OFFICE
MAY - 4 PM 3:01

\$100 FILING FEE MUST ACCOMPANY PROOF

Carson City, 014366

The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at Carson City, Nevada, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of Roger D. Sherman has been established and duly consummated, in conformity to law, for the west half of the southwest quarter and the southwest quarter of the northwest quarter of Section twenty-eight, the southeast quarter of the northeast quarter and the east half of the southeast quarter of Section twenty-nine, and the west half of the northwest quarter of Section thirty-three in Township thirty-two north of Range twenty east of the Mount Diablo Meridian, Nevada, containing three hundred twenty acres,

according to the Official Plat of the Survey of the said Land, on file in the GENERAL LAND OFFICE:

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, Herbert Hoover,

President of the United States of America, have caused these letters to be made

Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the SIXTH

(SEAL)

2 day of MAY in the year of our Lord one thousand nine hundred and THIRTY and of the Independence of the United States the one hundred and FIFTY-FOURTH

By the President:

By

Herbert Hoover
Viola B. Pugh, Secretary.
M. P. LeRoy
 Register of the General Land Office

RECORD OF PATENTS: Patent Number 1036885