

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source..... Squaw Valley Creek
Name of natural water source (use separate proofs for each major source)

The water is diverted from its source..... Ditches and Laterals
Name of ditch, flume or pipe line

at the following point(s) NE 1/4 NE 1/4 Section 13, T.34N., R.21E., M.D.B. & M., or at a point from
List all points of diversion from this source, appending a sheet if necessary
which the NW corner of Section 18, T.34N., R.22E., M.D.B. & M., bears N. 34° 08'
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
46" E., 1,636.23 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..... Diversion Weir, Ditches
Dam and ditch, pipe line, flume, etc.

(3) The date of the survey of ditch, canal, or pipe line was..... 1915

(4) The construction of the ditch or other works was begun..... 1887
and completed..... 1888

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom..... 3..... feet, width on top..... 2..... feet, depth..... 1..... feet, on a grade of..... 5..... 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 now owned by 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 now owned by
the Bright-Holland Corporation

(11) Crops of Meadow and Pasture
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.

- | | | | | | | | |
|---------------------|--------------|--------------|--------------------------------------------------------------|-------------------|---------------|--------------|----|
| <u>1887</u>
Year | <u>20.65</u> | acres in the | <u>NE$\frac{1}{4}$ NE$\frac{1}{4}$</u> | of Sec. <u>13</u> | T. <u>34N</u> | R. <u>22</u> | E. |
| <u>1887</u> | <u>0.40</u> | acres in the | <u>Lot 4</u> | of Sec. <u>18</u> | T. <u>34N</u> | R. <u>22</u> | E. |
| <u>1887</u> | <u>12.45</u> | acres in the | <u>Lot 5</u> | of Sec. <u>18</u> | T. <u>34N</u> | R. <u>22</u> | E. |
| <u>1887</u> | <u>16.10</u> | acres in the | <u>Lot 6</u> | of Sec. <u>18</u> | T. <u>34N</u> | R. <u>22</u> | E. |
| <u>1887</u> | <u>0.65</u> | acres in the | <u>Lot 7</u> | of Sec. <u>18</u> | T. <u>34N</u> | R. <u>22</u> | E. |
| <u>1887</u> | <u>0.25</u> | acres in the | <u>Lot 9</u> | of Sec. <u>18</u> | T. <u>34N</u> | R. <u>22</u> | E. |
| <u>1887</u> | <u>28.00</u> | acres in the | <u>Lot 10</u> | of Sec. <u>18</u> | T. <u>34N</u> | R. <u>22</u> | E. |
| <u>1887</u> | <u>12.40</u> | acres in the | <u>Lot 11</u> | of Sec. <u>18</u> | T. <u>34N</u> | R. <u>22</u> | E. |
| <u>1887</u> | <u>8.0</u> | acres in the | <u>Lot 15</u> | of Sec. <u>18</u> | T. <u>34N</u> | R. <u>22</u> | E. |
| <u>1887</u> | <u>1.10</u> | acres in the | <u>Lot 16</u> | of Sec. <u>18</u> | T. <u>34N</u> | R. <u>22</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. |

(14) The maximum acreage irrigated in any year was 100.00 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 Unknown Water still flows and irrigates stands of meadow.

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:

Livestock and Wildlife Purposes

(19) The character of the soil is Sandy _____ A continuous flow of 2.5 _____ cubic

(Sandy, gravelly, loam)

feet of water per second has been used to irrigate 100.00 _____ acres of land and 4.0 _____
acre-feet per acre per annum have been used to irrigate the crops.

(20) Remarks. The waters of Squaw Valley Creek and tributaries were first beneficially used in 1887. Proofs of appropriations 01280 and 01281 were filed in 1913 by Gerlach Livestock Company for waters of Squaw Valley Creek and Clear Creek. However the original proofs failed to incorporate those lands irrigated at the upper end of Squaw Creek. The original proofs and supporting maps prepared by H.L. McIntyre did not properly list and illustrate the lands irrigated under these proofs and subsequently new maps were prepared by F.B. Stewart of the State Engineers Office. These maps are on file in the office of the State Engineer. Attachment "A" is a letter dated June 17, 1916 from Gerlach Livestock Company that details the problems with the maps. Also enclosed is a copy of a 1915 court decree declaring Gerlach Livestock Company as being entitled to the entire flow of Squaw Valley Creek and all tributaries.

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 Theil 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.

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

Telephone No. (775) 352-7800

RECEIVED
19 JUN -9 PM 4:
STATE ENGINEERS OFFICE

Subscribed and sworn to before me this 8th day of JUNE, 1999.

Marie Guardia

Notary Public in and for the County of Washoe

My commission expires March, 9, 2003



\$100 FILING FEE MUST ACCOMPANY PROOF