Filing Serial No. 09107

THE STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source: Heinz Springs Nos. 2 and 3
Name of natural water source (use separate proofs for each major source)

The water is diverted from its source: Through development of springs & ditches
Name of ditch, flume or pipe line

at the following point(s): NW 1/4 NW 1/4 Section 4 T.20N., R.18E. M.D.B. & M.,
List all points of diversion from this source, appending a sheet if necessary

or at a point from which the NW corner of said Section 4 bears N. 34° 00' W.,
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed

a distance of 600.00 feet.
land, it should be stated

(1) Name of claimant: Betty Charley, Trustee for the Josephine L. Sweeney Trust

Address: 16105 Hwy. 395 North, County of: Washoe

State of: Nevada 89506 Telephone No. (775) 322-7223

(2) The means of diversion employed: dam & ditches
Dam and ditch, pipe line, flume, etc.

(3) The date of the survey of ditch, canal, or pipe line was: unknown

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

and completed: by 1881, refer to Permit #3100

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom: Refer to Permit #3100 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. unknown

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

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:

Fee Simple
Fee simple, public domain, etc.

(11) Crops of: Alfalfa, native hay & grain
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 (Day of month) to: December 31 (Day of month) of each year.

(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.

See Remarks 33.6 acres in the SW SW of Sec. 33, T. 21 N, R. 18 E.
Year

..., ... 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.

(14) The maximum acreage irrigated in any year was 33.60 acres.

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

(16) The years during which no water was used for irrigation or during which the full water right was not used were N/A

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: Stockwatering & domestic use.

(19) The character of the soil is (Sandy, gravelly, loam). A continuous flow of 0.02 cubic feet of water per second has been used to irrigate 33.6 acres of land and 4.0 acre-feet per acre per annum have been used to irrigate the crops.

(20) Remarks:

Item No. (13) - Please reference Application No. 20240 Certificate No. 5650 for irrigated lands and to letter dated May 14, 1915

Please send copies of all correspondence and notices to :

Michael D. Buschelman, P.L.S., W.R.S.
Summit Engineering Corporation
5405 Mae Anne Avenue
Reno, NV 89523

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Claimant are full and correct to the best of his knowledge and belief. Dennis Charley is the son of Betty Charley, Trustee of the Josephine L. Sweeney Trust

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

Dennis Charley

Telephone No. (.....)

Subscribed and sworn to before me this 14th day of July, 1999

Lynn E. Walters

Notary Public in and for the County of Washoe

My commission expires Jan. 22, 2001

$50 FILING FEE MUST ACCOMPANY PROOF

LYNN E. WALTERS
Notary Public - State of Nevada
Appointment Recorded in County of Washoe
93-0961-2 4316 My Appointment Expires Jan. 22, 2001

(Rev. 10-83)