

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING OR WILDLIFE PURPOSES

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

2500 Spinnaker of Reno  
Street and No. or P.O. Box No. City or town

Nevada 89509  
State and Zip Code No.

(2) Source of water Unnamed spring.  
Name of natural water source.

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

(4) The water is diverted at the following point(s) SE 1/4 NE 1/4, Section 2, T.36N., R.22E.,  
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.

M.D.B. & M., or at a point from which the SE corner of Section 34, T.36N.,  
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.

R.22E., M.D.B. & M., bears S. 8°53' 6"W., a distance of 30,973.59 feet.

(5) The water is impounded in Natural channel.  
Troughs, tanks, pools, reservoir, natural channel, etc.

(6) The construction of the ditch or other works was begun 1890  
Date

and completed 1890  
Date

(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 land owned by the Bright - Holland Corporation.  
Patented, deeded, public domain with grazing permit, etc.

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

NOTE—Failure to record in the county in no way invalidates a water right, but if water right was so recorded, supply full information under (8).

(9) The approximate number of animals watered by the claimant during the first year 1890,  
Date  
was 2000 cattle 200 horses.....sheep or wildlife (describe).....  
Other

The watering was conducted during each of the following months May 31 through October 31,  
each year.

(10) The approximate number of animals watered by the claimant in subsequent years was as follows:

Same as above. Wildlife also utilize this spring.  
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.

(11) The amount of water which has been necessary to be diverted for this purpose has been  
0.068 cubic feet per second.  
448.83 gallons per minute equals 1 cubic foot per second.

(12) The works are located at SE 1/4 NE 1/4, Section 2, T.36N., R.22E., M.D.M. & M.  
Describe as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed  
land, it should be stated.

Remarks The point of diversion is located on lands patented by Leone P. Malotte in 1913  
under State Land Patent #7634. Since approximately 1890, the waters of this spring,  
which are tributary to the North fork of Negro Creek, were used by the  
Gerlach Livestock Company to water animals on their summer range in the  
Granit Mountains. Water is still benefically used by livestock and wildlife

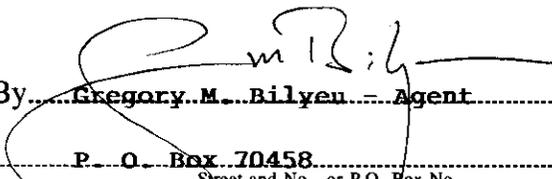
Remarks.....  
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The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Bright - Holland Corporation, a Nevada Corporation are full and correct to the best of his knowledge and belief.

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

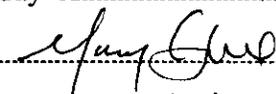
Bright - Holland Corporation  
Claimant

Telephone No. (.775.) 825-1888

By   
Gregory M. Bilyeu - Agent  
P. O. Box 70458  
Street and No., or P.O. Box No.  
Reno, Nevada 89570-0458  
City, State, Zip Code No.

Telephone No. (.775.) 352-7800



Subscribed and sworn to before me this 2<sup>nd</sup> day of February, 2000  


Notary Public in and for the County of WASHOE

My commission expires OCTOBER 1, 2003

**\$50 FILING FEE MUST ACCOMPANY PROOF**