

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 Drive... Of... Reno...
Street and No. or P.O. Box No. City or town
Nevada 89509...
State and Zip Code No.

(2) Source of water...Hillside Spring...
Name of natural water source.

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

(4) The water is diverted at the following point(s)...NE 1/4 SW 1/4, Section 3, T. 33N., R. 20E.,
M.D.B. & M., or at a point from which the W 1/4 corner of said Section 3 bears
N. 82° 45' W., a distance of 1,350 feet.

(5) The water is impounded in...500 gallon iron tank and 80 gallon trough...
Troughs, tanks, pools, reservoir, natural channel, etc.

(6) The construction of the ditch or other works was begun...Prior to 1885...
and completed...1885...
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).

Handwritten initials or mark in the bottom right corner.

(9) The approximate number of animals watered by the claimant during the first year Prior to 1885  
Date  
was 300 cattle 3000 horses 3000 sheep or wildlife (describe).....  
Other

The watering was conducted during each of the following months March 15 through January 31,  
each year

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

Numbers have varied over the years but the average has been approximately as  
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.  
listed under item #9. Wildlife also utilize this spring.

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

(12) The works are located at NE 1/4 SW 1/4, Section 3, T.33N., R.20E., M.D.B. & 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 Hillside Spring is located on land patented by Caorline A. Pisk in 1913  
under State Land Patent #7616. Since approximately 1885. The waters of Hillside  
Spring have been continuously used at various times by A.M. Ward, A. Heller,  
Clarks Valley Land and Sheep Company, Peter Laxalt, and Gerlach and Waltz.  
In 1929, Gerlach and Waltz filed application to appropriate #9119. In said  
application they claimed a vested right on this spring based on continuous  
use of the spring by predecessors in interest to both the land and grazing  
range. The Clarks Valley Land and Sheep Company protested this application  
claiming its own vested right prior to 1905. They withdrew their protest in

Remarks November 1931. A copy of the report of the field investigation from application  
#9119 is enclosed as attachment "A" to this proof. Use the map on file under  
application #9119 to illustrate the point of diversion and place of use.

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

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

hired by the Bright - Holland Corporation to prepare this proof.

Bright - Holland Corporation

Claimant

Telephone No. (775) 825-1888

By Gregory M. Bilyeu - Agent

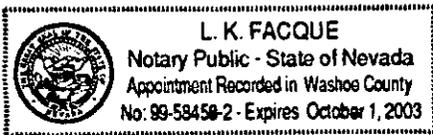
P. O. Box 70458

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 24<sup>th</sup> day of February, 19 2000

Notary Public in and for the County of Washoe

My commission expires 10/1/2003

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

**ATTACHMENT "A"**

9119

HILLSIDE SPRING

GERLACH AND WALTZ

NE $\frac{1}{4}$  SW $\frac{1}{4}$  Section 3, T. 33 N., R. 20 E.

On November 2, 1931, we investigated Application No. 9119, accompanied by E. Waltz and O. Van Norman.

This spring is located on the south side of Stockade Canyon, and is about 200 feet above the bed of the channel.

The spring was walled up and the water piped to two troughs. It is about one mile northwest of Stockade Spring and  $1\frac{1}{2}$  northeast of Twin Spring. It is located on a forty acre tract owned by Gerlach and Waltz.

The Clarks Valley Sheep Company protested the granting of this application but on November 1, 1931, they withdrew their protest, as this spring is about one mile east of range line, agreed upon by the above-named companies.

We recommend this application be approved.

  
ALBERT QUILL  
J. A. MILLAR