

AMENDED STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source Torre Creek and Tributaries Name of natural water source (use separate proofs for each major source)

The water is diverted from its source Torre Reservoir Name of ditch, flume or pipe line

at the following point(s) NW 1/4 NW 1/4 Section 21, T. 20N., R. 54E., M.D.B. & M., or at a point List all points of diversion from this source, appending a sheet if necessary

from which the NW corner of said Section 21 bears N. 73° 57' 06" W a distance of 742.5 feet. 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

(1) Name of claimant Cottonwood Land and Livestock Company, LLC

Address 71 Washington Street, County of Washoe

State of Reno, Nevada 89503 Telephone No. (775) 329-3151

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

(3) The date of the survey of ditch, canal, or pipe line was 1893

(4) The construction of the ditch or other works was begun prior to 1883 and completed 1883

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom 2 feet, width on top 3 feet, depth 1 feet, on a grade of 2 to 4 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) an owner in the above-described conduit.

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



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

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:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(19) The character of the soil is Loamy A continuous flow of 5 cubic  
(Sandy, gravelly, loam)

feet of water per second has been used to irrigate 67 acres of land and 3.0 acre-feet per acre per annum have been used to irrigate the crops.

(20) Remarks Water from Torre Creek has been used to irrigate the Lands described since 1883. John Torre originally settled this land in 1883 and sold it to Enrico Parmigiani in 1908. Water is collected and stored in a reservoir measuring approximately 15' high and 200' in length. This reservoir is noted in the Field Survey of a portion of T20N., R.54E., M.D.B. & M., performed in 1893 and approved by the Surveyor Generals Office on March 3, 1894. Reference is also made to Proof 02888 filed on August 26, 1976 by United Dressed Beef, Inc. Water from that Proof is also used on a portion of these lands.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Cottonwood Land and Livestock Company, LLC are full and correct to the best of his knowledge and belief.

Deponent is acting as agent for Cottonwood Land and Livestock Company, LLC  
If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant

RECORDED  
2 APR -4 AM 9:59  
CLERK OF SUPERIOR COURT

Gregory M. Bilyeu  
500 Damonte Ranch Parkway, Suite 1056  
Reno, Nevada 89511  
Telephone No. (775) 352-7800

Subscribed and sworn to before me this 3rd day of April, 2002



[Signature]  
Notary Public in and for the County of WASHOE  
My commission expires October 1 2003

**\$100 FILING FEE MUST ACCOMPANY PROOF**

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source Torre Creek and Tributaries
Name of natural water source (use separate proofs for each major source)

The water is diverted from its source Torre Reservoir
Name of ditch, flume or pipe line

at the following point(s) NW 1/4 NW 1/4 Section 21, T.20N., R.54E., M.D.B.&M.
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

(1) Name of claimant Cottonwood Land and Livestock Company, LLC

Address 71 Washington Street, County of Washoe

State of Nevada 89503 Telephone No. (775) 329-3151

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

(3) The date of the survey of ditch, canal, or pipe line was 1893

(4) The construction of the ditch or other works was begun prior to 1883
and completed 1883

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom 2 feet, width on top 3 feet, depth 1 feet, on a grade of 2 to 4 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) an owner in the above-described conduit.

Fee Simple

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

10-15-11



(16) The years during which no water was used for irrigation or during which the full water right was not used were Unknown  
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:

Stockwater  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(19) The character of the soil is Loamy (Sandy, gravelly, loam). A continuous flow of 1.5 cubic feet of water per second has been used to irrigate 81 acres of land and 3.0 acre-feet per acre per annum have been used to irrigate the crops.

(20) Remarks... Water from Torre Creek has been used to irrigate the lands described since 1883... John Torre settled this land until 1908 when it was sold to Enrico Parmigiani... Water is collected and stored in a reservoir measuring approximately 15' high and 200' in length. This reservoir is noted in the Field Survey of a portion of T.20N., R.54E., M.D.B.&M., performed in 1893 and approved by the Surveyor Generals Office on March 3, 1894. Reference is also made to Proof 02880 filed on August 26, 1976 by United Dressed Beef, Inc. Applicant reserves the right to amend this Proof as additional information becomes available.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Cottonwood Land and Livestock Company, LLC are full and correct to the best of his knowledge and belief.

Deponent is acting as agent for Cottonwood Land and Livestock Company, LLC

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  
500 Damonte Ranch Parkway, Suite 1056  
Reno, Nevada 89511

Telephone No. (.775.) 352-7800

Subscribed and sworn to before me this 20<sup>th</sup> day of February, 2002

*[Handwritten Signature]*

Notary Public in and for the County of Washoe

My commission expires October 1 2002



**\$100 FILING FEE MUST ACCOMPANY PROOF**