Serial No. 09532

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING OR WILDLIFE PURPOSES

(1) Name of claimant Duck Lake Ranch, LLC., a Nevada Limited Liability Co.

4005 Quail Rock Lane (Street and No. or P.O. Box No.) of Reno (City or town)

Nevada 89511 (State and Zip Code No.)

(2) Source of water Upper Indian Springs #1 (Name of natural water source.)

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

(4) The water is diverted at the following point(s) SW 1/4 NW 1/4, Section 17, T.39N., R.19E., M.D.B.&M., or at point from which the NW corner of said Section 17 bears N.4° 39'42" W. a distance of 1633.8 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. 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.)

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

(6) The construction of the ditch or other works was begun 1900 (Date) and completed 1900 (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 claimant. (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 1900 (Date),

was 500 cattle 6 horses ..... sheep or wildlife (describe) ..... (Other).

The watering was conducted during each of the following months April 1 through October 1

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

Beginning in 1937, Home Camp Land and Livestock Co.,Inc., ran

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.

upwards of 2000 cattle on this land and the surrounding range.

Duck Lack Ranch, LLC., acquired this land and the **range** in

December 2003.

(11) The amount of water which has been necessary to be diverted for this purpose has been

0.0157 cubic feet per second.

448.83 gallons per minute equals 1 cubic foot per second.

(12) The works are located at SW 1/4 NW 1/4, Section 17, T.39N., R.19E.,

Describe as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed land, it should be stated.

M.D.B.&M. (Washoe County APN 66-170-39).

Remarks Water from Upper Indian Springs #1 has been continuously used for livestock watering since at least 1900 when the land was patented by Benjamin F. Murphy under Nevada State Lnad Patent #4225 issued on May 29,1900. Wildlife are not restricted from utilizing this spring.

Remarks

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Duck Lake Ranch, LLC., a Nevada Limited Liability Co. are full and correct to the best of his knowledge and belief.

Deponent is an employee of TEC. TEC has been hired by the claimant

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

to prepare this proof.

Duck Lake Ranch, LLC., a Nevada Limited Liability Co.

Claimant

Telephone No. (775) 825-1888

By Gregory M. Bilyeu - Agent

500 Damonte Ranch Pkwy., Ste.#1056

Street and No., or P.O. Box No.

Reno, NV 89521

City, State, Zip Code No.

Telephone No. (775) 352-7800

ANTOINETTE K. MORRISON
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 04-88271-2 - Expires February 8, 2008

Subscribed and sworn to before me this 27 day of September, ~~19~~ 2005

Antoinette K Morrison

Notary Public in and for the County of Washoe

My commission expires February 8, 2008

$50 FILING FEE MUST ACCOMPANY PROOF

RECEIVED

SEP 28 2005

STATE ENGINEER'S OFFICE

Form Aa (Rev. 8-89)

(O)-2893