Serial No. 09565

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING OR WILDLIFE PURPOSES

(1) Name of claimant Patrick D. Fitzgerald

3157 Wagner Heights Road of Stockton
Street and No. or P.O. Box No. City or town

California 95209
State and Zip Code No.

(2) Source of water Horse Creek Spring #3
Name of natural water source.

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

(4) The water is diverted at the following point(s) NE¼ SW¼ Section 30, T. 4N., R. 19 E.
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.

7 AW per letter dated 10/24/2005

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, tanks, pools, reservoir, natural channel, etc.

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

and completed prior to 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 fee simple
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 250 cattle ..... horses ..... sheep or wildlife (describe) ..... (Other).

The watering was conducted during each of the following months May 1 - October 31 of each year

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

The maximum number of cattle, approximately 1,200, spread over large area

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

.05 cubic feet per second.

448.83 gallons per minute equals 1 cubic foot per second.

(12) The works are located at NE¼ SW¼ Section 30, T. 47 N., R. 19 E.

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 undersigned visited the real property here involved on August 21 and 22, 2005

Remarks

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Patrick D. Fitzgerald are full and correct to the best of his knowledge and belief.

Deponent is attorney and agent for Claimant

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

Patrick D. Fitzgerald

Claimant

Telephone No. (.....)

By [signature]

P.O. Box 2790

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

Reno, Nevada 89505

City, State, Zip Code No.

Telephone No. (775) 323-1601

Subscribed and sworn to before me this 24th day of October, ~~19~~ 2005.

[signature]

Notary Public in and for the County of Washoe

My commission expires 12-16-08

$50 FILING FEE MUST ACCOMPANY PROOF

STATE ENGINEERS OFFICE

2005 OCT 25 PM 3:49

RECEIVED

KATHLEEN L. MORRIS
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 93-0692-2 - Expires December 16, 2008