

STATE OF NEVADA
PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source Big Springs Creek
Name of natural water source (use separate proofs for each major source)

The water is diverted from its source Big Springs Creek
Name of ditch, flume or pipe line

at the following point(s) Big Springs Creek Section 1, T.10 N., R.70 E., M.D.B. & M., or at a point that is
List all point of diversion from this source, appending a sheet if necessary

approximately 230 feet West and 2,200 feet South of the NE corner of the above said Section 1
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

and in Section 12, T.10 N., R.70 E., M.D.B. & M., or at a point that is
List all point of diversion from this source, appending a sheet if necessary

approximately 1830 feet East and 3,000 feet South of the NW corner of the above said Section 12

(1) Name of claimant Baker Ranches, Inc.

Address PO Box 29, Baker, County of White Pine.....

State of Nevada, 89311..... Telephone No. (775) 234-7327.....

(2) The means of diversion employed The water is diverted in the natural channel
Dam and ditch, pipe line, flume, etc.

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

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

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottomfeet, width
on top.....feet, depth.....feet, on a grade of.....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 begunand
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 offeet per thousand feet.

(9) The claimant is (is not) owner in the above-described conduit.

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

195-447

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

were

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:

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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:

..Stockwatering 1,475 cattle or equivalent and one (1) family for domestic use.....

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(19) The character of the soil is ..Loam..... A continuous flow of ...7.6.....cubic

(Sandy, gravelly, loam)

feet of water per second has been used to irrigate ..600.....acres of land and ..4.31.....
acre-feet per acre per annum have been used to irrigate the crops.

(20) Remarks ..The waters of (Pruess Lake) fed by Big Springs Creek aka(Lake Creek in Utah), Lexington Creek and Big Wash Creek have been used on the private land in Utah since 1895. This application is being filed to protect the water rights of Baker Ranches, Inc. on file in Utah under Water Rights Number 18-41, 18-244 and 18-393 Application/Claim Nos. A8080, D283 and D3360 respectively. Please see the attached reports and supporting documents. The waters that are associated with the Utah water rights flow into Pruess Lake from Nevada sources. The Utah Water Right on this source is based on a percentage of the flow..... Historically the waters from these sources has been used to fill the Lake in the off irrigation season and used for irrigation during the irrigation season. 100% of the flow year round is used.

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The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Dean Neubauer, W.R.S. are full and correct to the best of his knowledge and belief.

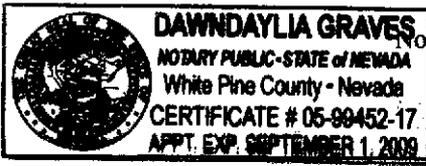
agent

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

Dean Neubauer
824 E. Autman St. Ely NV 89301
Telephone Number 775 289 4445

Subscribed and sworn to before me this 5th day of June, 2009

Dawndaylia Graves
White Pine



Notary Public in and for the County of White Pine
My commission expires Sept. 1st, 2009

\$100 FILING FEE MUST ACCOMPANY PROOF