Serial No. 09729

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING OR WILDLIFE PURPOSES

(1) Name of claimant Daniel Edward Filippini & Eddyann U. Filippini

HC 61, Box 65 (Street and No. or P. O. Box No.) of Battle Mountain (City and Town)

Nevada 89820 (State and Zip Code No.)

(2) Source of water Timber Creek (Name of natural water source)

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

(4) The water is diverted at the following point(s) headwaters of Timber Creek, arising in NW¼SE¼, 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.)
T.31N., R.42E., M.D.M., then following the natural stream channel to a point in the SW¼NE¼, Section 24, T.31N.,
(Diversion over a channel reach must be described by course and distance to a section corner for both the beginning and end of such)
R.41E., M.D.M. from which the SE corner of Section 21, T.31N., R.42E., M.D.M.bears S.78°36'E., 17,528 feet distant.

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

(6) The construction of the ditch or other works was begun not applicable (Date)

and completed _____ (Date)

(7) The nature of the claimant's title to the land upon which the souce of water and place of use are located is a mixture of private lands and public lands, upon which claimant is authorized grazing lessee.
(Patented, deeded, public domain with grazing permit, etc.)

(8) The claimant's water right was not recorded in the office of the County Recorder of

_____ County, at Page _____ of Book _____ of _____

NOTE: Failure to [illegible] recorded, supply full information under (8).

B1-LP

(9) The approximate number of animals watered by the claimant during the first year 1865 (Date)

was 70 cattle _____ horses _____ sheep or wildlife (describe) _____ (Other)

the watering was conducted during each of the following month

January 1 - December 31

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

Same as #9

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

0.05 cubic feet per second.

448.83 gallons per minute equals 1 cubic feet per second.

(12) The works are located at T.31N., R41E., M.D.M., Sec. 24 S½NE¼, NE¼NE¼. T. 31N., R.42E., M.D.M.,

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

Sec. 1 W½SE¼, E½SW¼, SW¼SW¼; Sec. 2 SE¼SE¼; Sec. 3 S½SW¼, SW¼SE¼; Sec. 9 E½NE¼, SW¼NE¼, NW¼SE¼, E½SW¼, SW¼SW¼; Sec. 10 N½N½; Sec. 11 N½N½; Sec. 16 NW¼NW¼; Sec. 17 NE¼NE¼, S½NE¼, N½S½; Sec. 18 SE¼, SE¼SW¼, Lot 4; Sec.19 Lot 1.

Remarks Claimant is authorized successor in interest as user of the federal range lands described herein. This land is described and administered by the U. S. B. L. M. as Copper Canyon unit. Upon additional research, document items of support may be filed to be added to the respective claim.

Remarks

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by claimant

are full and correct to the best of his knowledge and belief

Deponent acting as agent for claimant.

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

Daniel Edward & Eddyann U. Filippini
Claimant

Telephone No. (775) 931-0152

By William A. Nisbet Agent
Signature, applicant or agent

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

Elko, NV 89801
City, State, Zip Code No.

Telephone No. (775) 738-2121

Subscribed and sworn before me this 6th 14th day of May, 2008

by William A. Nisbet

Coralee Griswold

Notary Public in and for the County of Elko, State of Nevada

My commission expires May 29, 2010

$50 FILING FEE MUST ACCOMPANY PROOF

CORALEE GRISWOLD
Notary Public, State of Nevada
Appointment No. 94-1860-6
My Appt. Expires May 29, 2010