

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING OR WILDLIFE PURPOSES

(1) Name of claimant DeLong Ranches, Inc. 335 Bottle Creek Road of Winnemucca Nevada, 89445

(2) Source of water Blind Canyon Creek and Diversion Ditch

(3) The water is diverted by an earthen ditch approximately 1 foot wide x 6 inches deep x 1 1/4 mile long beginning within T40N, R31E, Section 4: Lot 5. From the point of diversion, the ditch travels about 1/4 mile in a southwestern direction through privately-deeded land located in T40N, R31E, Section 4: SE1/4 NW1/4; SW1/4 NW1/4 for an additional 1/2 mile. The ditch then continues on in a southwestern direction for another 1/2 mile through T40N, R31E, Section 5: SE1/4 NE1/4; NE1/4 SE1/4; NW1/4 SE1/4 ending within privately-deeded land known as "Mary Sloan Ranch" within T40N, R31E, Section 5: NE1/4 SW1/4.

(4) The water is diverted at the following point(s) T40N, R31E, Section 4: Lot 5 into an earthen diversion ditch approximately 1 foot wide x 6 inches deep x 1 1/4 mile.

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 an earthen diversion ditch. The water is not impounded elsewhere.

(6) The construction of the ditch or other works was begun prior to 1905 with cattle first using Blind Canyon Creek in 1889. The works were completed prior to 1905. However, the priority date of use is 1889 beginning with the first use of Blind Canyon Creek (See Exhibit "A" - Already on File with the Division of Water Resources, filed under Bliss Spring and Bliss Canyon # V09804).

(7) The nature of the claimant's title to the land upon which the source of water and place of use are located is within privately-deeded land owned by claimant and within public domain with grazing permit held by DeLong Ranches, Inc.

Places of use include: privately-deeded land located in T40N, R31E, Section 4: SE1/4 NW1/4; SW1/4 NW1/4, public domain with grazing permit held by DeLong Ranches, Inc. within T40N, R31E, Section 5: SE1/4 NE1/4; NE1/4 SE1/4; NW1/4 SE1/4 ending in privately-deeded land known as "Mary Sloan Ranch" within T40N, R31E, Section 5: NE1/4 SW1/4. Cattle water at all points along the Blind Canyon Creek Diversion Ditch.

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).

28-44

(9) The approximate number of animals watered by the claimant during the first year 1889
Date
was 400 cattle 30 horses 300 sheep or wildlife (describe) deer, antelope, birds
Other

The watering was conducted during each of the following months Cattle were watered year-
round (12 months.) Horses were watered at gathering, branding, and shipping times during the
spring and fall (4 months). Sheep were watered at various times throughout the year when the
bands were moved (2 months.) The diversion ditch was completed at a later date prior to 1905 to
allow the water of Blind Canyon Creek to be more accessible to livestock.

(10) The approximate number of animals watered by the claimant in subsequent years was as
follows: 400 cattle have been watered at Blind Canyon Creek in every subsequent year following
1889. 300 sheep were watered at Blind Canyon Creek until the 1920's when the Lay brothers cut
down their bands. (See Exhibit "A" for documentation of use - Already on File with Division of
Water Resources under Bliss Spring and Bliss Canyon # V09804)

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 .025 cubic feet per second.
448.83 gallons per minute equals 1 cubic feet per second.

(12) The works are located at T40N, R31E, Section 4: Lot 5; T40N, R31E, Section 4: SE1/4 NW1/4;
SW1/4 NW1/4; T40N, R31E, Section 5: SE1/4 NE1/4; NE1/4 SE1/4; NW1/4 SE1/4; and T40N,
R31E, Section 5: NE1/4 SW1/4.

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

Remarks

Blind Canyon Creek and Diversion Ditch travel through privately-deed land owned by the claimant
that was patented in 1893 by James F. Sloan (Nevada State Patent # 3396). The diversion ditch ends
within privately-deeded land first patented by the name-sake of Mary Sloan Ranch, Mary (Sloan) Kreig
in 1893 (Nevada State Patent # 3398). The first use of Blind Canyon Creek was by James Sloan in
1889. (See Exhibit "A" - Already on File under #V09804). Although the exact date of construction of
the diversion ditch for Blind Canyon Creek is unknown, it was most assuredly constructed by siblings,
James F. Sloan and Mary (Sloan) Kreig as early as 1889 and prior to 1905 to be used within their
patented lands.

Blind Canyon Creek and Diversion Ditch is located in the historic grazing area surrounding
Jackson Creek Ranch owned by DeLong Ranches, Inc. Various predecessors to the claimant, including
James Sloan and George D. Bliss, have been grazing cattle in this area since 1889, based on recorded
documentation and evidence presented in Exhibit "A" Proof of Vested Right; Exhibit "B" List of
Nevada State Patents; Exhibit "C" List of United States Patents; and Exhibit "D" Chain of Title
(Exhibits "A" through "D" -- Already on File with Division of Water Resources under Bliss Spring and

Bliss Canyon # V09804). Exhibit "E" is a Google Earth reference map to show the location of the points of diversion and places of use for Blind Canyon Creek and Diversion Ditch.

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

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

DeLong Ranches Inc.
Claimant

Telephone No. (8775) 859-0240

By Neil DeLong

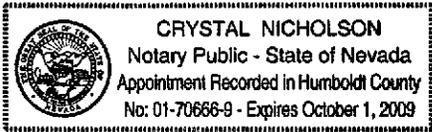
384 Denio Hwy 140

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

Winnemucca NV 89445

City, State, Zip Code No.

Telephone No. (775) 941-0196



Subscribed and sworn to before me this 8 day of July, 2009

Crystal Nicholson

Notary Public in and for the County of Humboldt / State of Nevada

My commission expires 10/1/09

\$50 FILING FEE MUST ACCOMPANY PROOF