Serial No. 09845

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
Street and No. or P.O. Box No. City or town

Nevada, 89445
State and Zip Code No.

(2) Source of water Presnell Well
Name of natural water source.

(3) The water is diverted by a 10 inch diameter metal casing underground well pumped from the ground by a windmill tower with a 12 ft. diameter fan. The water is then diverted into a 20 ft. diameter round galvanized steel trough with a cement bottom and finally into a 30 ft. diameter x 2 ft. deep overflow holding pond or reservoir.
Dam, ditch, pipe line, natural channel, spring area, etc.

(4) The water is diverted at the following point(s) T38N, R34E, Section 16: SW1/4 SW1/4
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.

(5) The water is impounded in a 20 ft. diameter round galvanized steel trough with a cement bottom and a 30 ft. diameter x 2 ft. deep overflow holding pond or reservoir.
Troughs, tanks, pools, reservoir, natural channel, etc.

(6) The construction of the ditch or other works was begun prior to 1935.

The works were completed prior to 1935. (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 public domain with grazing permit held by DeLong Ranches, Inc.

Places of use include: T38N, R34E, Section 16: SW1/4 SW1/4
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).

3-HU

(9) The approximate number of animals watered by the claimant during the first year prior to 1935. (Date)

was 400 cattle 30 horses _____ 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).

(10) The approximate number of animals watered by the claimant in subsequent years was as follows: 400 cattle have been watered at Presnell Well in every subsequent year following 1935. (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 T38N, R34E, Section 16: SW1/4 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

Presnell Well was named after the Presnell family who dry-farmed in the area many years ago. Presnell Well is located in the historic winter grazing allotment near Trout Creek Ranch owned by DeLong Ranches, Inc. The winter grazing allotment is locally referred to as "The Sand" due to the great amount of sand and sand dunes in the area. General Land Office (GLO) survey maps indicate that cattle were using the range and water surrounding Trout Creek Ranch by the year1874 with the depiction and labeling of the road and corral in Section 25 of T39N, R31E. Various predecessors to the claimant, including James Sloan and George D. Bliss, have been grazing cattle in this area since 1889. In addition, various cattle ranchers including the Lay Brothers and Jackson Mountain Livestock Company constructed additional water sources for their cattle by digging underground wells prior to 1935. See 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 point of diversion and place of use for Presnell Well.

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. (775) 941-0196

By Neil V. Zur V.P.
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

CRYSTAL NICHOLSON
Notary Public - State of Nevada
Appointment Recorded in Humboldt County
No: 01-70666-9 - Expires October 1, 2009

Subscribed and sworn to before me this 19 day of September, 20 09

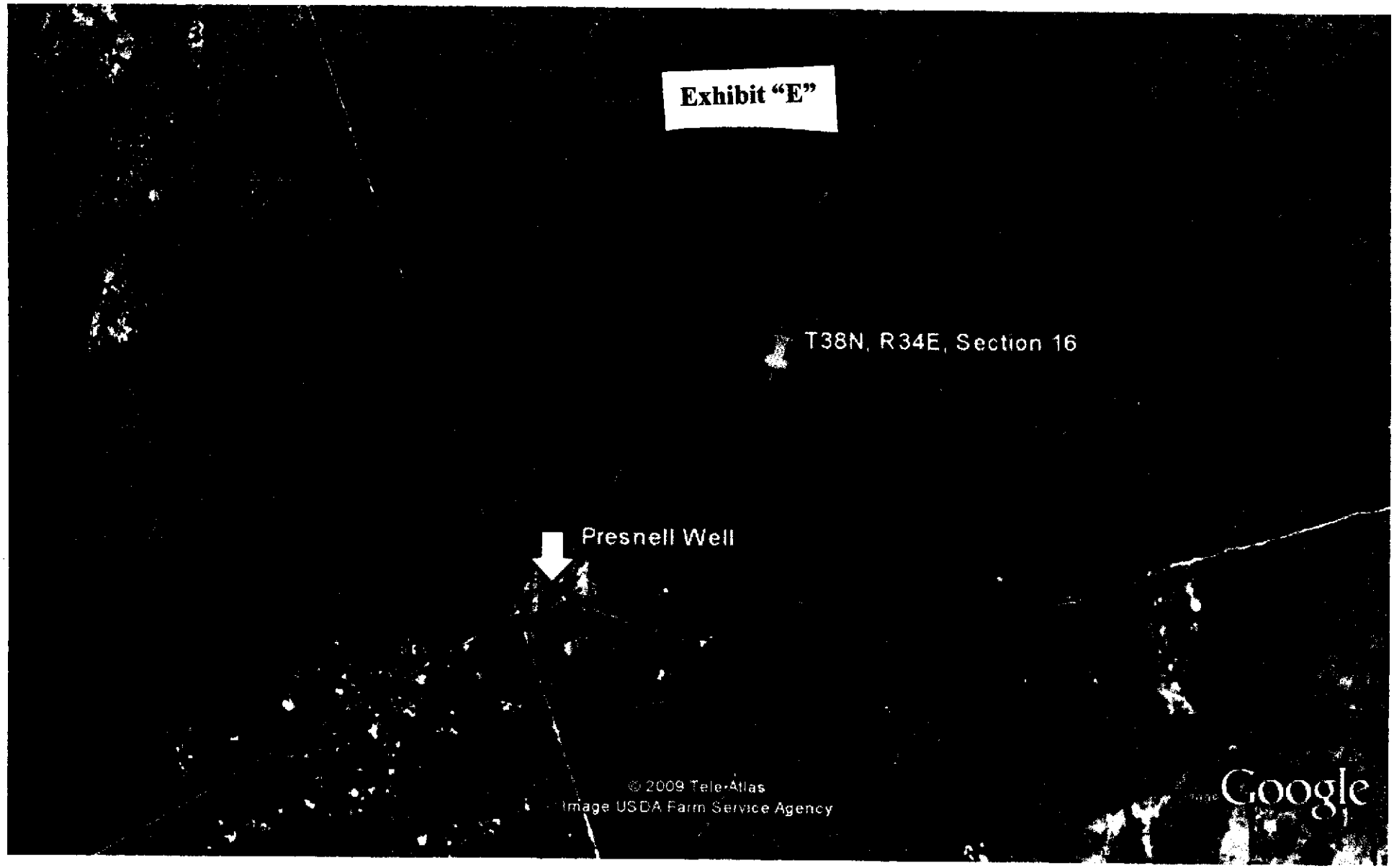
Crystal Nicholson
Notary Public in and for the County of Humboldt State of Nevada

My commission expires 10/1/09

$50 FILING FEE MUST ACCOMPANY PROOF

09845

Exhibit "E"



FILED
OCT 06 2009
STATE ENGINEER'S OFFICE