

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 Lay Water Hole (underground well)

(3) The water is diverted by the original hand-dug well. Later in the 1990's, the well was re-developed and re-drilled within 20 feet of the original well. The water is now diverted by a well with an 8 inch diameter metal casing and solar-panel pump. From the casing, the water is then diverted into a 15 ft. round galvanized steel trough with a cement bottom.

(4) The water is diverted at the following point(s) T37N, R34E, Section 7: SW1/4 SE1/4

(5) The water is impounded in a 15 ft. diameter round galvanized steel trough with a cement bottom.

(6) The construction of the ditch or other works was begun prior to 1925. The works were completed prior to 1925. (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 privately-deeded land owned by claimant Places of use include: T37N, R34E, Section 7: SW1/4 SE1/4

(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).

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(9) The approximate number of animals watered by the claimant during the first year prior to 1925.
Date
 was 200 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: 200 cattle have been watered at Lay Water Hole in every subsequent year following 1925.

(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

0.0125 cubic feet per second.

448.83 gallons per minute equals 1 cubic feet per second.

(12) The works are located at T37N, R34E, Section 7: SW1/4 SE1/4

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

Remarks

Lay Water Hole was named after the Lay Brothers who dug the well by hand to create an additional
water source for their cattle. The well was dug prior to the death of Albert T. Lay in 1925. Lay Water
Hole was re-developed in the 1990's. A well with an 8 inch diameter metal casing and solar panel pump
was constructed and installed within 20 feet of the original hand-dug well.

Lay Water Hole 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 year 1874 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.
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 Lay Water Hole.

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 Bill DeLong V.P.

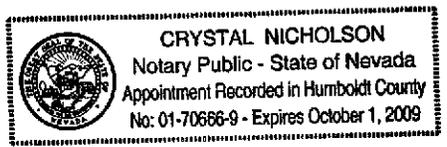
384 Deming Hwy 140

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

Winnemucca N.V. 89445

City, State, Zip Code No.

Telephone No. (775) 941-0196



Subscribed and sworn to before me this 19 day of September, 2009

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

My commission expires 10-1-09

\$50 FILING FEE MUST ACCOMPANY PROOF



Exhibit "E"

TRAIL, R34E Section 70 SW 1/4 SE 1/4

↑ Lay Water Hole

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 OCT 06 2009
 PLATE ENGINEERS OFFICE