

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 Buck Brush Spring
Name of natural water source.

(3) The water is diverted by a spring area into an earthen pond 40' x 30' x 4'.
Dam, ditch, pipe line, natural channel, spring area, etc.

(4) The water is diverted at the following point(s) NE1/4 NE1/4 of Section 9, T38N, R30E, MDB&M ,
or at a point from which the NW corner of Section 4, T38N, R30E, MDB&M bears N. 35° 40' W.,
a distance of 7,682.0 feet situated in Humboldt County, State of Nevada.
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.
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 pond 40' x 30' x 4' located within SE 1/4, NE 1/4 of Section
9, T38N, R30E, MDB&M.
Troughs, tanks, pools, reservoir, natural channel, etc.

(6) The construction of the ditch or other works was begun unknown with cattle first using Buck
Brush Spring in 1871 . The works were completed unknown. However, the pond was expanded to its
current size prior to May 8, 1991. The priority date of use for Buck Brush Spring is 1871. (See Exhibit
"A" and Supplement 1 and Amendment to 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 deeded land owned by DeLong Ranches, Inc. in SE 1/4, NE 1/4 of Section 9, T38N,
R30E, MDB&M and public domain with grazing permit held by DeLong Ranches, Inc. in NE1/4
NE1/4 of Section 9, T38N, R30E, MDB&M.
Places of use include: Buck Brush Spring and earthen pond within SE 1/4, NE 1/4 of Section 9,
T38N, R30E, MDB&M.

(8) The claimant's water right was (was not) recorded in the office of the County Recorder of
County, at Page of Book of
Patented, deeded, public domain with grazing permit, etc.

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 1871
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 when trailed to be shipped on the railroad at
Sulfur, Nevada, a small town located 34 miles south of Jackson Creek Ranch (2 months). The
earthen pond was maintained and expanded at a later date to allow the water of Buck Brush Spring
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 Buck Brush Spring in every subsequent year following
1871. 300 sheep were watered at Buck Brush Spring until the 1920's when the Lay brothers cut
down their bands. (See Exhibit "A" and Supplement 1 and Amendment to Exhibit "A" for
documentation of use - Already on File with Division of Water Resources filed under Proof
#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
0.0124 cubic feet per second, or sufficient to water 400 head of cattle.
448.83 gallons per minute equals 1 cubic feet per second.

(12) The works are located at SE 1/4, NE 1/4 of Section 9, T38N, R30E, MDB&M
Describe as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed land, it should be stated.

Remarks Buck Brush Spring is located in the historic grazing area surrounding Jackson Creek Ranch
owned by DeLong Ranches, Inc. Various predecessors to the claimant, including Jeremiah J. ("J.J.")
Mann and William Smith of the firm "Smith and Mann", have been grazing cattle in this area since
1871, based on recorded documentation and evidence presented in Exhibit "A" Proof of Vested Right;
Supplement 1 and Amendment to Exhibit "A"; Exhibit "B" List of Nevada State Patents; Exhibit "C"
List of United States Patents; Exhibit "D" Chain of Title; and Exhibit "F" Cattle Grazing Allotment
Information and Maps. (Already on File with Division of Water Resources under # V09804).

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)859-0242

By Will DeLong

Will DeLong, Vice Pres., DeLong Ranches, Inc.

384 Denio Hwy. 140

Winnemucca, Nevada 89445

Telephone No. (775) 941-0196

Subscribed and sworn to before me this 1st day of November, 2010

by Will DeLong.

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

My commission expires 10-9-13

Jamille Sirotek
Notary

\$50 FILING FEE MUST ACCOMPANY PROOF

RECEIVED

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STATE ENGINEER'S OFFICE

