

STATE OF NEVADA  
PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source Unnamed Creek(s), drainages and springs  
Name of natural water source (use separate proofs for each major source)

The water is diverted from its source Upper Browns Creek Ditch  
Name of ditch, flume or pipe line

at the following point(s) (List all points of diversion from this source, appending a sheet if necessary. 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.)

NE 1/4 SE 1/4, Section 15, T.17N., R.19E., M.D.B. & M. or at a point from which the SE Corner of said Section 15, bears S. 10° 45' 42" E., a distance of 2,263.4 feet

(1) Name of claimant DGD Development, a general partnership

Address P. O. Box 1724, Carson City, County of Carson

State of Nevada 89702 Telephone No. (775) 882-7754

(2) The means of diversion employed Ditch from Brown's Creek  
Dam and ditch, pipe line, flume, etc.

(3) The date of the survey of ditch, canal, or pipe line was 1855

(4) The construction of the ditch or other works was begun 1855

and completed on or before 1858

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom 2 feet, width on top 3 feet, depth 2.5 feet, on a grade of 40 +/- feet per thousand feet.

(6) The conduit ~~has~~ (has not) been enlarged Note - If enlargement or extension of ditch was made, supply information under (7) and (8)

(7) The work of enlargement of the ditch or canal was begun \_\_\_\_\_

and completed \_\_\_\_\_

(8) The dimensions of the ditch or canal as enlarged are: Width on bottom \_\_\_\_\_ feet, width on top \_\_\_\_\_ feet, depth \_\_\_\_\_ feet, on a grade of \_\_\_\_\_ feet per thousand feet.

(9) The claimant ~~is~~ (is not) the owner in the above-described conduit.

\_\_\_\_\_  
If claimant is an owner in the conduit, state interest held on this line.

88-117

(10) The nature of the title to the land for which the water right is claimed is  
Fee Simple

(11) Crops of Harvested Meadow Hay, Diversified Pasture

have been grown upon the land irrigated. (e.g. alfalfa, native hay, grain, orchard, meadow or diversified pasture)

(12) The water has been used for irrigation from January 1 to December 31 of each year.  
Day of month Day of month

(13) List the year of priority for acreages irrigated prior to March 1, 1905, from all points of diversion previously described, with corresponding subdivisions, appending extra sheets if necessary.

1858	,	1.70	acres in the	NW ¼ NW ¼	of Sec	25	,	T	17N	,	R	19	,	E.
1858	,	1.8	acres in the	NE ¼ NW ¼	of Sec	25	,	T	17N	,	R	19	,	E.
1858	,	17.9	acres in the	SE ¼ NW ¼	of Sec	25	,	T	17N	,	R	19	,	E.
1858	,	37.6	acres in the	SW ¼ NW ¼	of Sec	25	,	T	17N	,	R	19	,	E.
1858	,	10.7	acres in the	NW ¼ SW ¼	of Sec	25	,	T	17N	,	R	19	,	E.
1858	,	2.3	acres in the	NE ¼ SW ¼	of Sec	25	,	T	17N	,	R	19	,	E.
1858	,	0.12	acres in the	NW ¼ NW ¼	of Sec	26	,	T	17N	,	R	19	,	E.
1858	,	24.35	acres in the	NE ¼ NW ¼	of Sec	26	,	T	17N	,	R	19	,	E.
1858	,	37.67	acres in the	SE ¼ NW ¼	of Sec	26	,	T	17N	,	R	19	,	E.
1858	,	4.23	acres in the	SW ¼ NW ¼	of Sec	26	,	T	17N	,	R	19	,	E.
1858	,	24.85	acres in the	NW ¼ NE ¼	of Sec	26	,	T	17N	,	R	19	,	E.
1858	,	7.0	acres in the	NE ¼ NE ¼	of Sec	26	,	T	17N	,	R	19	,	E.
1858	,	11.7	acres in the	NE ¼ NE ¼	of Sec	26	,	T	17N	,	R	19	,	E.
1858	,	0.2	acres in the	SE ¼ NE ¼	of Sec	26	,	T	17N	,	R	19	,	E.
1858	,	39.8	acres in the	SE ¼ NE ¼	of Sec	26	,	T	17N	,	R	19	,	E.
1858	,	33.1	acres in the	SW ¼ NE ¼	of Sec	26	,	T	17N	,	R	19	,	E.
1858	,	6.9	acres in the	SW ¼ NE ¼	of Sec	26	,	T	17N	,	R	19	,	E.
1858	,	13.6	acres in the	NW ¼ SE ¼	of Sec	26	,	T	17N	,	R	19	,	E.

Continued on Attachment "A"

(14) The maximum acreage irrigated in any year was 424.62 acres.

(15) The water claimed has ~~(has not)~~ been used for irrigation each and every year since the right was initiated.

Attachment "A"

(13) List the year of priority for acreages irrigated prior to March 1, 1905, from all points of diversion previously described, with corresponding subdivisions, appending extra sheets if necessary (Continued)

1858,	26.4	acres in the	NW ¼ SE ¼	of Sec 26,	T17N, R19E
1858,	37.0	acres in the	NE ¼ SE ¼	of Sec 26,	T17N, R19E
1858,	5.4	acres in the	SE ¼ SE ¼	of Sec 26,	T17N, R19E
1858	0.10	acres in the	SW ¼ SE ¼	of Sec 26,	T17N, R19E
1858	23.6	acres in the	SW ¼ SE ¼	of Sec 26,	T17N, R19E
1858	4.5	acres in the	NW ¼ SW ¼	of Sec 26,	T17N, R19E
1858	39.4	acres in the	NE ¼ SW ¼	of Sec 26,	T17N, R19E
1858	9.6	acres in the	SE ¼ SW ¼	of Sec 26,	T17N, R19E
1858	1.4	acres in the	SE ¼ SW ¼	of Sec 26,	T17N, R19E
1858	1.7	acres in the	SW ¼ SW ¼	of Sec 26,	T17N, R19E

(16) The years during which no water was used for irrigation or during which the full water right was not used were (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, appending a sheet if necessary.)

(17) The claimant's water right was (~~was not~~) recorded in the office of the County Recorder of Washoe  
County, said record being at page 280 of Book F of Liens/Misc., and being a claim for  
Browns Creek, flow from Bennett Canyon, seeps, springs, etc. See Item 20, Remarks of water for the irrigation of  
..... acres of land in the following legal subdivisions:

Note - Failure to record in the county in no way invalidates a water right, but if ditch or right was so recorded, supply full information under (17)

(18) Water from the source given and through the works described is also used for the following purposes other than irrigation:

Domestic and stockwater

(19) The character of the soil is Sandy Loam. A continuous flow of 39.4 cubic feet  
Sandy, gravelly, loam  
of water per second has been used to irrigate 424.62 acres of land and See Remarks  
acre-feet per acre per annum have been used to irrigate the crops.

(20) Remarks

The place of use consists of 200.42 acres of Harvested Meadow Hay with a duty of 4.5 acre-feet per acre and also 224.20 acres of Diversified Pasture with a duty of 3.5 acre-feet per acre.

Item 17 (continued) Water claimed under this proof consists of runoff from all creeks, springs and drainages intersecting the existing Upper Browns Creek Ditch within the Washoe Valley Hydrographic Basin (Basin 089) as delineated on that certain claim filed by Theodore Winters in Pages 280-286, Book F, Liens & Miscellaneous, Official Records of Washoe County, Nevada in 1889 and as noted on that certain map illustrating the lands irrigated by Theodore Winters on file with the Nevada State Engineer's under the Browns Creek Adjudication.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by DGD Development, a general partnership are full and correct to the best of his knowledge and belief.

Deponent has been hired by Claimant to prepare and file this Claim

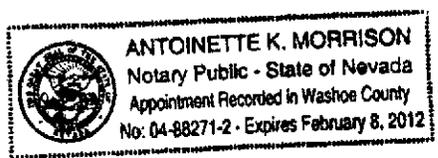
If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant.

Name George M. Thiel, P.E., S.W.R.S. (AGENT)  
Address 9480 Double Diamond Parkway, Suite 200  
Telephone Number (775) 352-7800 ext 224

2011 JUN 21 AM 9:36  
STATE ENGINEER'S OFFICE  
RECORDED

Subscribed and sworn to before me this 14<sup>th</sup> day of June, 2011

Antoinette K. Morrison  
Notary Public in and for the County of Washoe



My commission expires February 8, 2012

**\$100 FILING FEE MUST ACCOMPANY PROOF**