

STATE OF NEVADA

**PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING
OR WILDLIFE PURPOSES**

(1) Name of claimant David M. Rumsey
P.O. Box 232 of Gerlach
Street Address or PO Box City or Town
Nevada, 89412
State and ZIP Code

(2) Source of water Upper 40 Spring
Name of natural water source

(3) The water is diverted by:

Spring area & natural channel

Dam, ditch, pipe line, natural channel, spring area, etc.

(4) The water is diverted at the following point(s):

NW1/4 SE1/4 of Section 27, T.33N., R.21E., M.D.B.&M or at a point from which the SE Corner of Section 34, T.33N., R.21E. bears S.10° 35' 37"E. a distance of 7,567 feet.

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.

(5) The water is impounded in natural channel
Troughs, tanks, pools, reservoir, natural channel, etc.

(6) The construction of the ditch or other works was begun N/A
and completed N/A
Date

(7) The nature of the claimant's title to the land upon which the source of water and place of use are located is:

Patented

Patented, deeded, public domain with grazing permit, etc.

(8) The claimant's water right 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).

(9) The approximate number of animals watered by the claimant during the first year N/A
Date
was cattle horses sheep or wildlife (describe) See item #10

The watering was conducted during each of the following months:

January 1 - December 31

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STATE OF NEVADA

21-1114

(10) The approximate number of animals watered by the claimant in subsequent years was as follows:

376 wild horses, 2,386 deer, 494 antelope & 476 bighorn sheep. Their water needs are 20 GPD. These wildlife estimates were made by the BLM in 1991 and are subject to revision. Efforts to obtain wildlife species and numbers from NDOW have been unsuccessful to date & claimant reserves right to amend number and species.

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

0.022 (see remarks) cubic feet per second.

448.83 gallons per minute equals 1 cubic foot per second

(12) The works are located at:

No works of diversion

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

Remarks

See attached two (2) Chain of Title Guarantee documents which include abstracts of title and deeds.

Flow based upon measurement estimate on 9/7/10 which would represent a minimum flow from source which likely has seasonal variation. See attached photographs of spring.

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DEC 19 PM 2:11
COUNTY CLERK
WASHOE COUNTY, NV

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by David M. Rumsey are full and correct to the best of his/her knowledge and belief.

Deponent is owner of Mahannah & Associates, LLC & has been hired by Claimant to prepare this proof.

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

David M. Rumsey

Name of Claimant

By

Chris C. Mahannah, P.E., SWRS, Agent for Claimant

Telephone No. 7755572636

P.O. Box 2494

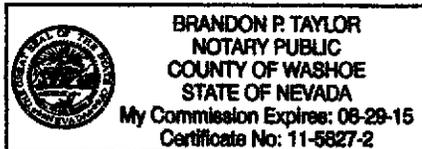
Reno, NV 89505

Telephone No. 7753231804

Subscribed and sworn to before me this 13th day of December, 20 11

Notary Public in and for the County of Washoe

My commission expires December 15, 2011



\$50 FILING FEE MUST ACCOMPANY PROOF