

AMENDED  
STATE OF NEVADA

Application No. 010211

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

(1) Name of claimant 26 Ranch, Inc.  
1546 Cole Blvd., Suite 270 of Lakewood  
Street Address or PO Box City or Town  
Colorado 80401-3406  
State and ZIP Code

(2) Source of water Water Canyon Creek, a tributary to Sheep Creek (see #06230)  
Name of natural water source

(3) The water is diverted by:  
natural channel and four small earthen dams

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

(4) The water is diverted at the following point(s):  
Beginning at a point in the natural channel within the NW¼NE¼ Section 13, T.34N.,R.45E., M.D.M., from which the SE corner Sec. 36, T.35N.,R.45E., M.D.M., bears N.10°36'E., 11,410 ft; & ending within Lot 3, Sec.1, T.34N.,R.45E., merging therein with Sheep Creek, from which the SE corner of Sec. 36, T.35N, R45E., M. D. M. bears N.86°34'E., 2,763 ft.; & at small earthen impoundments in the stream channel at locations as follows:  
Dam #1, being within the SE¼NW¼ Sec. 1, T.34N.,R.45E., M.D.M., N.47°51'E., 3,514 ft. to (SE sec. 36) cor.  
Dam #2, being within the NW¼SW¼ Sec. 1, T.34N.,R.45E., M.D.M., N.44°52'E., 5,641 ft. to (SE sec. 36) cor.  
Dam #3, being within the NE¼NW¼ Sec. 12, T.34N.,R.45E., M.D.M., N.29°26'E., 7,018 ft. to (SE sec. 36) cor.  
Dam #4, being within the SW¼NE¼ Sec. 12, T.34N.,R.45E., M.D.M., N15°40'E., 7,998 ft. to (SE sec. 36) cor.  
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 small dirt ponds, and in natural stream channel  
Troughs, tanks, pools, reservoir, natural channel, etc.

(6) The construction of the ditch or other works was begun unknown  
and completed \_\_\_\_\_  
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:  
U.S. lands and fee land on which claimant is the authorized range user. Place of use extends along natural channel above described.

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  
Lander 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 1896  
was 500 cattle \_\_\_\_\_ horses \_\_\_\_\_ sheep or wildlife (describe) \_\_\_\_\_  
Date

The watering was conducted during each of the following months:  
January 1 through December 31.

(10) The approximate number of animals watered by the claimant in subsequent years was as follows:  
500 cattle, except in years of drought or adverse economic circumstances.

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  
0.02 cubic feet per second.

448.83 gallons per minute equals 1 cubic foot per second

(12) The works are located at:  
the SE $\frac{1}{4}$ NW $\frac{1}{4}$  and NW $\frac{1}{4}$ SW $\frac{1}{4}$  Section 1, T.34N., R.45E., M.D.M., and  
the NE $\frac{1}{4}$ NW $\frac{1}{4}$  and SW $\frac{1}{4}$ NE $\frac{1}{4}$  Section 12, T.34N., R.45E., M.D.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

Please also refer to "Exhibit A" (predecessors of claimant & chain of title), filed with claim #06227, as if appended hereto. The place of use of water from this source is composed of public land and private land of claimant, and lies within an allotment of the B.L.M., on which the claimant is authorized range permittee. Season of use and numbers of livestock is set by regulation of the B.L.M., and variation is experienced from year to year. Therefore, period of use claimed herein encompasses this variation.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by  
26 Ranch, Inc. are full and correct to the best of his/her knowledge and belief.  
Deponent is acting as agent and under the authority and direction of the claimant.

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

26 Ranch, Inc.  
Name of Claimant

Telephone No. (775) 635-2525

By William A. Nisbet

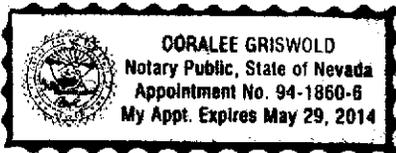
William A. Nisbet, agent

421 Court Street

Elko, Nevada 89801-3527

Telephone No. (775) 738-2121

Subscribed and sworn to before me this 24th day of May, 20 12



Coralee Griswold

Notary Public in and for the County of Elko

My commission expires May 29, 2014

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