

STATE OF NEVADA

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

(1) Name of claimant James R. Boyce Revocable Living Trust dated February 1, 2010

P. O. Box 280 of Dyer  
Street Address or PO Box City or Town

Nevada 89010  
State and ZIP Code

(2) Source of water Middle Spring  
Name of natural water source

(3) The water is diverted by:  
Spring Diversion, ditches

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

(4) The water is diverted at the following point(s):  
SW 1/4 SW 1/4, Section 33, T.3S., R.38E., M.D.B. & M. or at a point from which the NE Corner of Section 4, T.4S., R.38E., M.D.B. & M., bears S. 81° 08' 03" E., a distance of 4,335 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  
Troughs, tanks, pools, reservoir, natural channel, etc.

(6) The construction of the ditch or other works was begun Prior to 1884  
and completed Prior to 1884 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:  
Fee Simple

(8) The claimant's water right 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.

(9) The approximate number of animals watered by the claimant during the first year \_\_\_\_\_ for \_\_\_\_\_ 1884  
was 1000 cattle 100 horses \_\_\_\_\_ sheep or wildlife (describe) \_\_\_\_\_  
NOTE - Failure to record in the county in no way invalidates a water right, but if water right was so recorded, supply full information on (8).  
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The watering was conducted during each of the following months:  
January 1 through December 31

143-ES

(10) The approximate number of animals watered by the claimant in subsequent years was as follows: Currently the various allotments held by the James R. Boyce Revocable Living Trust dated February 1, 2010 provide for 312 cattle. This water source is located on privately held land and the actual number of livestock (horses and cattle) watered from this source varies.

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 0.05 cubic feet per second.

448.83 gallons per minute equals 1 cubic foot per second

(12) The works are located at: SW 1/4 SW 1/4, Section 33, T.3S., R.38E., M.D.B. & 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

GLO survey records show that this area was inhabited as early as 1884. The nearby Silver Peak Mining District was first settled in 1863 and the surrounding countryside was explored and inhabited shortly thereafter. The Cow Camp area is believed to have been first settled by Harry Stimler

Claimant reserves the right to amend this proof as additional information becomes available.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by James R. Boyce Revocable Living Trust dated February 1, 2010 are full and correct to the best of his/her knowledge and belief. Deponent is an employee of TEC Civil Engineering Consultants (TEC). TEC has been hired by the deponent to prepare and file 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.

The James R. Boyce Revocable Living Trust dated February 1, 2010

Name of Claimant

By

*[Handwritten Signature]*

TEC Civil Engineering Consultants

9480 Double Diamond Parkway, Suite 200

Reno, NV 89521

Telephone No. (775) 352-7800

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Subscribed and sworn to before me this 6 day of March, 2012



ANTOINETTE K. MORRISON  
Notary Public - State of Nevada  
Appointment Recorded in Washoe County  
No. 04-88271-2 - Expires February 8, 2016

Notary Public in and for the County of Washoe

My commission expires February 8, 2016