Application No. 010679

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING OR WILDLIFE PURPOSES

(1) Name of claimant M W Cattle Co.

HC 62 Box 62311 of Eureka
Street Address or PO Box — City or Town

Nevada 89316
State and ZIP Code

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

(3) The water is diverted by:
Natural channel

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

(4) The water is diverted at the following point(s):
NE¼ NE ¼ Section 21, T. 22 N., R 48 E., M. D. B. & M.

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 pool at spring
Troughs, tanks, pools, reservoir, natural channel, etc.

(6) The construction of the ditch or other works was begun 1898
Date
and completed 1904
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:
Partly patented and partly possessory. Cattle and sheep used the range while ranching activities took place on the nearby Tonkin, Three Bars, Sante Fe, and Ferguson Ranches

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

Eureka 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 1898
Date
was 500 cattle _____ horses 2000 sheep or wildlife (describe) _____

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

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(10) The approximate number of animals watered by the claimant in subsequent years was as follows:
500 cattle and 2,000 sheep. Numbers varied from year to year depending on economics and availability of water.

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

0.03 cubic feet per second.

448.83 gallons per minute equals 1 cubic foot per second

(12) The works are located at:
NE¼ NE ¼ Section 21, T. 22 N., R 48 E., 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

Attached Affidavits and historical documentation show the Damele, Pieretti, Ferguson and Etchegaray families started ranching (cattle and sheep) and farming activities on the Tonkin, Santa Fe, Ferguson, and Three Bars ranches circa 1898. Also see information provided on Proof V-01769-filed by Maurice Pieretti filed in 1925).

Applicant currently is the owner of Permit 8892, Certificate 2057. Their Priority date is April 3, 1929.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by MW Cattle Co. are full and correct to the best of his/her knowledge and belief.
The agent, Sam E. Monteleone, is authorized (by Claimant) to file this Amended Proof of Appropriation (Stockwater).

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

MW Cattle Co.
Name of Claimant

By Sam E. Monteleone

Telephone No. (775) 385-8411

Sam E. Monteleone
2426 Haida Court
Reno, Nevada 89506-9118
Telephone No. (775) 843-4419

State of Nevada
County of Carson City

Subscribed and sworn to before me on July 29, 2014
by Sam E. Monteleone

Susan Cox
Signature of Notary Public Required

SUSAN COX
NOTARY PUBLIC
STATE OF NEVADA
No. 08-95399-12 My Appt. Exp. April 11, 2017

Notary Stamp or Seal Required

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$60 FILING FEE MUST ACCOMPANY PROOF