

STATE OF NEVADA
PROOF OF APPROPRIATION OF WATER

(Statutory vested water rights are those with a priority date prior to: March 1, 1905 for All Surface Sources; March 22, 1913 for Underground Artesian Waters; March 25, 1939 for Underground Percolating Water)

USE(S):

Primary (Please select only one):

Irrigation	<input type="checkbox"/>	Stock water	<input checked="" type="checkbox"/>	Mining and Milling	<input type="checkbox"/>	Domestic	<input type="checkbox"/>
Municipal	<input type="checkbox"/>	Industrial	<input type="checkbox"/>	Quasi-Municipal	<input type="checkbox"/>	Commercial	<input type="checkbox"/>
Federal Reserved Right	<input type="checkbox"/>	Other (OTH) _____					

Secondary (Select all that may be applicable):

Stock water	<input type="checkbox"/>	Domestic	<input type="checkbox"/>
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NAME OF CLAIMANT Michel and Margaret Ann Etcheverry Family Limited Partnership
 Address 7933 Calloway Dr. City of Bakersfield County of Kern
 State of California Telephone No. 661.978.9694 Email Address martin@eresheepcompany.com

1. Source of water Mud Spring
 Name of natural water source (use separate proofs for each major source such as a spring, creek, river or underground)

2. The means of diversion originally a "mud spring" which was later improved via installation of steel casing
 Dam and ditch, pipeline, flume, natural channel, underground, etc.

3. The water is diverted from the following point(s):
NE 1/4 NE 1/4 Sec. 1, Township 20 North, Range 50 East, M.D.B.&M., Roberts Mountain Grazing Allotment 1842255.01E, 14394417.34N NAD1927 UTM Zone 11N, feet

(List all points of diversion from the source, attaching a sheet if necessary. Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner for any other use than stock water. If on unsurveyed land, it should be stated.)

4. The date of construction of the ditch or other works was begun unknown
 and completed _____

5. The nature of the claimant's title to the land upon which the source of water and place of use is located:
Roberts Mountain grazing allotment
 Patented, deeded, public domain with grazing permit, etc.

6. The claimant's water right was not recorded in the office of the County Recorder of
 (circle one)
Eureka County, at Page _____ of Book _____ of _____

7. The amount of water diverted for the claim's purpose has been measured at
0.015 cubic feet per second.
 448.83 gallons per minute equals 1 cubic feet per second

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8. The place of use location (For Irrigation, skip question #8 and proceed to Question #12):
NE 1/4 NE 1/4 Sec. 1, Township 20 North, Range 50 East, M.D.B.&M., Roberts Mountain Grazing Allotment

(List all places of use for the primary and any secondary purposes being claimed, attaching additional sheet(s) as needed. Describe them as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed land, it should be stated. If the watering of livestock is accomplished by utilizing the natural stream channel, then describe the 40-acre legal subdivision at the beginning (upstream point) and the legal subdivision at the end of the stream reach.)

QUESTIONS REGARDING WATERING OF LIVESTOCK

9. The approximate number of animals watered by the claimant during the first year of ca. 1874 was
Year
500 cattle 50 horses 5000 sheep _____ other (describe in remarks)

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:
500 cattle 50 horses 5000 sheep _____ other (describe in remarks)

11. The water is impounded in natural basin cleaned on a yearly basis
Trough(s), tank(s), pool(s), reservoir, natural channel, etc.

QUESTIONS WITH REGARD TO IRRIGATION

12. The date of survey of ditch, canal, or pipe line was _____

13. The dimensions of the ditch or canal as originally constructed were: Width on bottom _____ feet,
width on top _____ feet, depth _____ feet, for _____ lineal feet of improvement,
on a grade of _____ feet per thousand feet. If conduit has been since enlarged, complete questions 16 & 17.

14. The dimensions and type of pipeline as originally constructed were: Diameter of _____ inches with
a type of pipe of _____ for _____ feet in length.
Examples: Corrugated Metal Pipe, Riveted Iron Pipe or Wrapped Wooden Pipe

If conduit has been since enlarged, complete questions 16 & 17.

15. The conduit has / has not been enlarged.
(circle one)

16. The work of enlargement of the ditch, canal or pipeline commenced _____
and completed _____

17. The dimensions of the enlarged ditch or canal are: Width on bottom _____ feet, width on top _____ feet, depth _____ feet, for _____ lineal feet of improvement, on a grade of _____ feet per thousand feet.

18. The dimensions of the enlarged pipeline are: Diameter of _____ inches with a type of pipe of _____ for _____ lineal feet in length.
Examples: Corrugated Metal Pipe, Riveted Iron Pipe or Wrapped Wooden Pipe

19. The claimant is / is not the owner in the above-described conduit.
(circle one)

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

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

21. The season of use for irrigation is typically from _____ to _____ of each year. The average number of cuttings in a year is typically _____ cuttings and the maximum number of cuttings in a year is _____ cuttings.

22. The water claimed has / has not been used for irrigation each and every year since the right was initiated.
(circle one)

23. 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).

24. The characteristics of the soil are _____
Sandy, gravelly, loam

25. The minimum flow needed to push the diverted water over the claimed place of use in an average year is _____ cubic feet per second. The quantity of water used to irrigate the claimed place of use during an average irrigation season is _____ acre-feet per annum.

26. The maximum flow diverted to the claimed place of use in an irrigation season is _____ cubic feet per second.

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27. List the year of priority for acreages irrigated prior to March 1, 1905, from all points of diversion previously described, with their corresponding subdivision. (Attach additional sheets as needed.)

Date	Acres	Quarter-Quarter	Section	Township	Range
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E.
				(circle one)	
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E.
				(circle one)	
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E.
				(circle one)	
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E.
				(circle one)	
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E.
				(circle one)	
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E.
				(circle one)	
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E.
				(circle one)	
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E.
				(circle one)	
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E.
				(circle one)	
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E.
				(circle one)	
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E.
				(circle one)	
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E.
				(circle one)	

ADDITIONAL SUPPORTING REMARKS REGARDING THIS PROOF'S FILING

- 1. Chain of Title and supporting documentation in support of the claims of vested Rights of MICHEL AND MARGARET ANN ETCHEVERRY FAMILY LIMITED PARTNERSHIP are already on file with the office of the Nevada State Engineer.
- 2. Spring provides a source of stock water to the Roberts Mountain Grazing Allotment.
- 3. Spring discharge reported on Certificate 5880 dated April 5, 1965
- 4. Originally a "mud spring at which the livestock waters direct, hence there [were] no constructed works." Currently, there is steel pipe (well casing?) presumably to enhance the spring discharge. There is no documentation as to when the pipe was installed and to what depth.
- 5. Flow rate of 0.015 cfs originates from Certificate 5880. Spring survey conducted on behalf of the Mt Hope Project reports a flow of <1 gpm.

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The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by

Dale C. Bugenig are full and correct to the best of their knowledge and belief.
(Name)

Agent, acting at the request of Claimant
If proof is not made by the claimant, deponent shall state on this line by virtue of what authority they represent the claimant.

Name Dale C. Bugenig Signature *Dale C. Bugenig*
(Please type or print name) (Please sign in the presence of a Notary Public)

Address 12290 Westridge Dr., Reno State of NV ZIP Code 89511

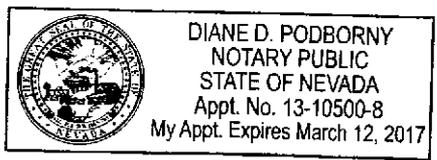
Telephone Number 775.232.2108 Email Address eurekah2o.bugenig@gmail.com

State of Nevada
County of Eureka

Subscribed and sworn to before me on January 13, 2016
(Date)

by Dale C. Bugenig

Diane Podborny
Signature of Notary Public Required



Notary Stamp or Seal Required

THE FILING FEE IS \$120 FOR FILING EACH PROOF OF APPROPRIATION FORM, WITH THE EXCEPTION OF THE EXCLUSIVE FILING FOR A STOCK WATER CLAIM, WHICH HAS A \$60 FILING FEE.