

State of Nevada, )  
County of Elko, ) S.S.

J. A. McBride being first duly sworn, deposes and says: that he is a citizen of the United States, a resident of Elko County, State of Nevada; that he has been a resident of said state since January 3rd, 1877; that he is a stockholder in the Smith Creek Livestock Company, a common law company, doing business under a declaration of trust, organized under the laws of the state of Nevada, with its principal place of business at Elko Nevada, (successors to P. Gennette & Company), and engaged in the business of growing wool, mutton and beef; that he became an associate owner in these properties in April 1904; that in March 1925 this company acquired additional properties known as the Mitchell property, also of Elko County, Nevada; that it is the regular and established usage of this company to run its sheep during the months of April, May and June on lands leased from the Southern Pacific Company, principally in Township 32 N Range 53 East M. D. B. & M., also using a few additional sections in adjoining townships; that during the months of July, August, September and October these sheep are grazed in the Forest Reserve adjacent to the two ranches;

That about the first of November they are started on their trail to the southern section of Nye County, reaching their destination some time in December; that they are halted for approximately two weeks or more in Township 23 N, R58 E. where we own 160 acres of patented land with a large spring supplying an abundance of good water; from here they continue on their trail to Nye County as soon as there is sufficient snow in the higher hills; Their trail and grazing areas in Nye County will be shown approximately on the accompanying map, which will also show portions of Eureka, White Pine and Nye Counties; The grazing areas here shown being on the public domain. These areas can only be shown approximately as they vary some from year to year with the changing conditions of the snow fall and snow line, it being our custom and practice to depend on the snow for water for our sheep and camps; that it was the regular custom of our predecessors in the ownership of these outfits to graze their sheep in the same manner and approximately in the same areas; that this has been the regular custom and practice of the sheep men using these areas for over forty years.

That with respect to the range rights: we have always advised our men to be considerate of the rights of others, and particularly the resident live stock owners.

We also have a quantity of corn and other feed stored at Duckwater each winter to be used as emergency may require.

That the state and county taxes on our sheep are prorated between Elko and Nye Counties.

J. A. McBride

*J. A. McBride*

Subscribed and sworn to before me this

20<sup>th</sup> day of November 1933.

*Walter Henderson*  
Notary Public.

**SHEEP TRAIL and GRAZING AREAS:**

Our register at