AMENDED

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION Electronically Filed Feb 22 2013 10:39 a.m. Tracie K. Lindeman Stutler Canyon Creek Clerk of Supreme Court Source Name of natural water source (use separate proofs for each major source) The water is diverted from its source via a diversion structure, pipeline & unnamed Name of ditch, flume or pipe line at the following point (within the SEXNE's of Section 16, T. 12 N., R. 19 E. List all points of diversion from this source, appending a sheet if necessary M.D.M. See attachment 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 Theadore Weber & Katherine A. Weber, husband & wife as (1) Name of claimant To joint tenants. Address Box 601, Minden _____, County of Douglas State of Nevada 89423 Telephone No. (.702) 265-5021 (2) The means of diversion employed diversion structure, pipeline, ditches. (See Dam and ditch, pipe line, flume, etc. (3) The date of the survey of ditch, canal, or pipe line was April 7, 1928 (See Attachment.) (4) The construction of the ditch or other works was begun Prior to March 1, 1905 and completed Prior to March 1, 1905 (5) The dimensions of the ditch or canal as originally constructed were: Width on bottom.....feet, width (6) The conduit kee (has not) been enlarged. See attachment.

NOTE—If enlargement or extension of ditch was made, supply information under (7) and (8) See attachment for information regarding completed relocation of pipeline. (8) The dimensions of the ditch or canal as enlarged are: Width on bottom......feet, width on top feet, depth feet, on a grade of feet per thousand feet.

If claiment is an owner in me conduit, state interest held on this line

(9) The claimant is (isonot) an owner in the above-described conduit.

6.10 percent. (See attachment.)

(10)	The nature of the title to the land for which the	water right is channe		
(11)	Crops of alfalfa, native hay, divenue have been grown upon the land irrigated. (e.g. al			
3011.00	have been grown upon the land irrigated. (e.g. al pasture)	falfa, native hay, gra	iin, orchard	d, meadow or diversifie
(12)	The water has been used for irrigation from	May 1 Day of month	to	October 15 Day of month
(13)	List the year of priority for acreages irrigated previously described, with corresponding subdiv	prior to March 1, isions, appending ex	1905, from tra sheets i	all points of diversion if necessary.
	1905 , 7.60 acres in the SWANWA	of S	Sec.14	, T12N, R19
	1905, 2.76acres in the SE\NW\	of S	ec14	, T12N, R19
	acres in the	of S	ec	, T RE
	acres in the	of S	i c c	, T R
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	, acres in the			
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	acres in the			
(14)	The maximum acreage irrigated in any year was.	10.36		acres

	· · · · · · · · · · · · · · · · · · ·
(16)	The years during which no water was used for irrigation or during which the full water right was not used
	were See attachment 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
(17)	The claimant's water right was (was not)-recorded in the office of the County Recorder of
	Douglas County, said record being at page of Book of
	, and being a claim for all appurtenant rights
	of water for the irrigation of
	acres of land in the following legal subdivisions:
	NOTE-Failure to record in the county in no way invalidates a water right, but if disch or right was so recorded, supply full information under (17)
(18)	Water from the source given and through the works described is also used for the following purposes other than irrigation:
	Stock watering and domestic, January 1 through December 31 of each
	year.
(19)	The character of the soil is Gravelly, sandy loam A continuous flow of

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XI. U. G

SATISFACTOR CONTROL OF THE STATE OF THE STAT	and the state of t
percent of the	waters of Stutler Canyon Creek for irrigation duri
Alexandro medicament - III de de desenvició de la companio	1 to October 15 annually to irrigate 10.36 acres.
	for complete description of claim of water right.
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No alternative time cons	
undersigned, being first	
	t duly sworn, deposes and says that the facts relative to the appropriation of war
	t duly sworn, deposes and says that the facts relative to the appropriation of wat
oelief.	are full and correct to the best of his knowled
belief.	are full and correct to the best of his knowled claimant, depotent should state on this line by vigne of what authority he represents the claimant Thencore Weber
belief.	are full and correct to the best of his knowled
oelief. If proof is not made by a	are full and correct to the best of his knowled claimant, deponent should state on this line by visite of what authority he represents the claimant Cheadre Cueber Therefore Weber Therefore Weber Therefore Weber Therefore Weber Telephone No. (762), 365-5021
If proof is not made by a	are full and correct to the best of his knowled claimant, depotent should state on this line by visite of what authority he represents the claimant Cheadre Cueber Therefore Weber Therefore Weber Therefore No. (762.) 365-5021
oelief. If proof is not made by a	are full and correct to the best of his knowled claimant, depotent should state on this line by vigne of what authority he represents the claimant Thendore Webert Thendore Webert Tother 12 11 Webert Telephone No. (762), 365-5021 on to before me this. 28, day of Augustumbur., 19.

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STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Sou	rce Stutler Canyon Creek
	Name of natural water source (use separate proofs for each major source)
The	water is diverted from its source via a diversion structure, pipeline & unnamed
	Name of ditch, flume or pipe line Citches
at ti	he following point(s) within the SENNE's of Section 16, T.12n., R.19E., M.D.M. List all points of diversion from this source, appending a sheet if necessary
	TO COMPANY OF THE PROPERTY OF
Desc	ribe 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
o tacconi Almonto	
•••••	
(1)	Name of claimant Theadore Weber & Katherine A. Weber, husband & wife
	as joint tenants.
	Address Box 601 , County of Douglas
	State of Nevada 89423 Telephone No. (702) 265-5021
(2)	The means of diversion employed diversion structure, pipeline, ditches, (See Dam and ditch, pipe line, Burne, etc. attachme
(3)	The date of the survey of ditch, canal, or pipe line was April 7. 1928 (See attachment.)
(4)	The construction of the ditch or other works was begun prior to March 1, 1905
	and completedprior_to_March_1, 1905. (See attachment.)
(5)	The dimensions of the ditch or canal as originally constructed were: Width on bottomfeet, width 4" dia. pipeline. (See attachment.)
	on topfeet, depthfeet, on a grade offeet per thousand feet.
(6)	The conduit has (has not) been enlarged. See attachment. NOTE—If enlargement or extension of disch was made, supply information under (7) and (8)
(7)	The work of enlargement of the ditch or canal was begun
8.8	See attachment for information regarding completed relocation of pipeline.
(8)	The dimensions of the ditch or canal as enlarged are: Width on bottomfeet, width on top
	feet, depthfeet, on a grade offeet per thousand feet.
(9)	The claimant is (is not) an owner in the above-described conduit.
	6.10 percent. (See attachment.)

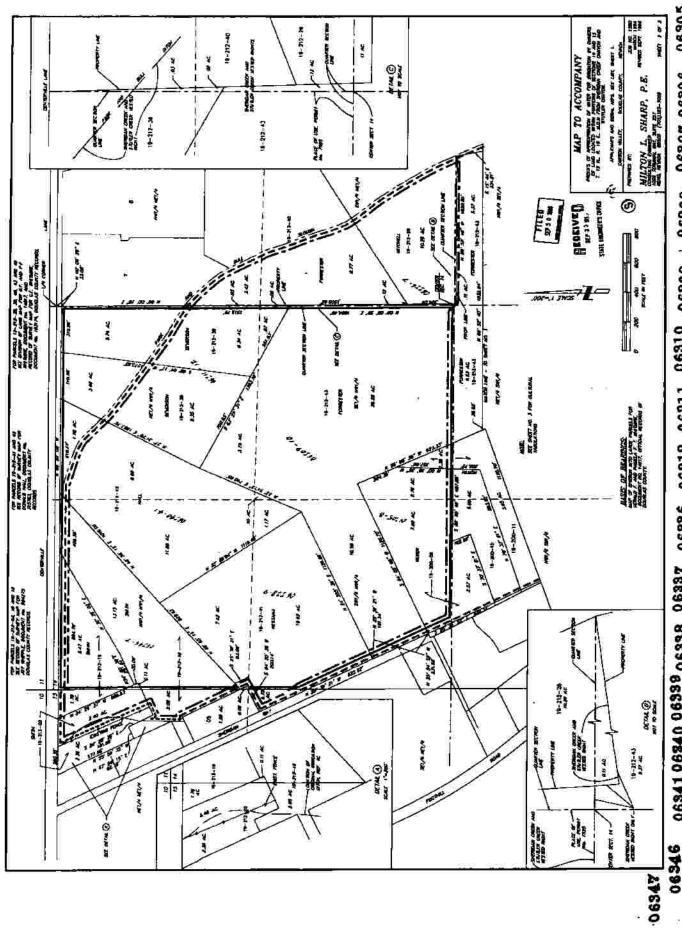
	**		······································
Crops of alfalfa, native hay, divers	ified pasture	***********	
have been grown upon the land irrigated. (e.g. alfalfa, pasture)	, native hay, grain, ord	chard, mead	ow or diversified
The water has been used for irrigation from May	<u> </u>	Octo	ber 15
of each year.	Day of mosth		of month
List the year of priority for acreages irrigated prior previously described, with corresponding subdivisions			
1905 , 10.36 acres in the NW's	of Sec1	i, Tl	2., R. 19 E
acres in the	of Sec	, T	, RE.
acres in the	of Sec	T	, RE.
, acres in the	of Sec	, T	, RE.
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, scres in the	of Sec	Т,	, RE.
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anaria and a second a second and a second and a second and a second and a second an	of Sec	, T	, RE.
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scres in the	of Sec	, Т	, RE.
The maximum acreage irrigated in any year was	10.36		*

	were See attachment 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
	χαι 98 (18 (ε. ε. Ε. Ε. Ε. α.
	given, appendiag a sheet if necessary
7)	The claimant's water right was (was not) recorded in the office of the County Recorder of
	Douglas County, said record being at page of Book of
	, and being a claim for all appurtenant rights
	of water for the irrigation of 10.36
	acres of land in the following legal subdivisions:
	······································
	NOTE—Failure to record in the county in no way invalidates a water right, but if ditch or right was no recorded, supply full information under (17)
)	10 G 100 G
()	Water from the source given and through the works described is also used for the following purposes other
1)	Water from the source given and through the works described is also used for the following purposes other than irrigation:
1)	Water from the source given and through the works described is also used for the following purposes other than irrigation: Stock watering and domestic, January 1 through December 31 of each

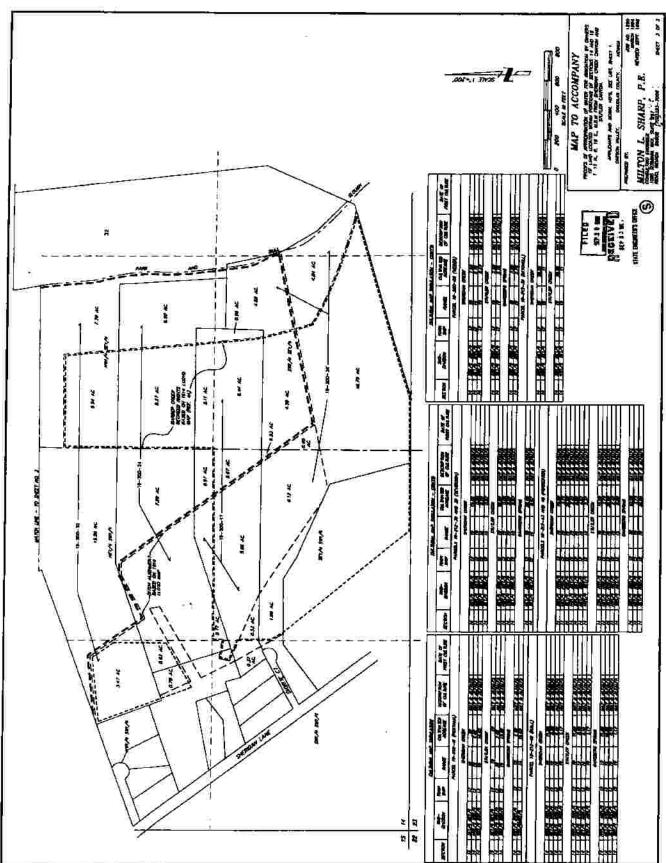
	ne period Ma	y 1 to Octobe	r 15 annually	to irrigat	≥ 10.36 a	acres
******			······································	*****************************	A-1612	
, S	e, attachmen	t for complete	e description	of claim of	water 1	right
ATTENDED		********************************				
27776					a a	***************************************

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	rsigned, being first	duly sworn, depose				
ne unde			are full	and correct to the	best of his	knowle
d belief						
d belief	If proof is not made by o	elaimant, deponent should st	allea l.	G Je Ren	sents the claima	d
d belief	If proof is not made by o	laimant, deponent should st	THEADORE WE	Weben WEBER		al .
d belief	ATE ENGINET RS CL	n to before me this.	THEADORE WE KATHERINE A Telephone No.	Weber Scalenter		

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AMENDED

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source	Sheridan Creek
	Name of natural water source (use separate proofs for each major source)
	r is diverted from its source via a concrete diversion structure and unnamed Name of ditch, flume or pipe line ditche
at the fo	Howing point(s) within the NEXSEX of Section 15, T. 12N., R. 19E., M.D.M. List all points of diversion from this source, appending a sheet if necessary
£ro	which the southwest corner of said Section 15 bears S72° 20' 31"
Describe at	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
a dis	tance of 5,412 47 feet.

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-252 0000	
	ne of claimant Theadore Weber and Katherine A. Weber, husband & wife.
as Ad	joint tenants. Iress Box 601, Minden County of Douglas
Sta	e of Nevada 89423 Telephone No. (.702) 265-5021
(2) The	means of diversion employed diversion structure, ditches (See attachment.) Dam and ditch, pipe line, flume, etc.
(3) The	date of the survey of ditch, canal, or pipe line was April 7, 1928 (See attachment.)
(4) The	construction of the ditch or other works was begun Prior to March 1, 1905
and	completed prior to March 1, 1905 (See attachment.)
	SEE SEPHIA CONTROL SEA AND PROTECTION OF THE SEA AND AND AND AND AND AND AND AND AND AN
(5) The	dimensions of the ditch or canal as originally constructed were: Width on bottomfeet, width
08	top 6 ± feet, depth 1 · 5 ± feet, on a grade of 33 ± feet per thousand feet.
On	opteet, departmenteet, on a grade of the first per bloaders feet.
(6) The	conduit hear(has not) been enlarged.
	E—If enlargement or extension of dirch was made, supply information under (7) and (8) work of enlargement of the dirch or canal was begun
(1) 100	MOLK DI EURAL GERIER OF THE CHICK OF CADAL MAS OCKOIN
con	pleted
(8) The	dimensions of the ditch or canal as enlarged are: Width on bottomfeet, width on top
*****	feet, depthfeet, on a grade offeet per thousand feet.
(9) The	claimant is (isonot) an owner in the above-described conduit.
7	5 percent. North Diversion (Con - 1)
	5 percent, North Diversion. (See attachment.) If claimant is an owner in the conduit, state interest held on this time

i v	Crops of alfalfa, native hay, di	versified	pasture			
	have been grown upon the land irrigated. (e.g. pasture)	alfalfa, native	hay, grain, orc	hard, meado	w or divers	ifie
21	The water has been used for irrigation from	May 1	to	Octobe	r 15	11.00
	of each year.	Day of mo	nth	Day	of month	
3)	List the year of priority for acreages irrigated previously described, with corresponding subdi	d prior to Mai visions, appen	rch 1, 1905, i	from all points if necess	nts of diver ary.	sic
	1852 , .7.60 acres in the SWNWY					
	1852 , 2.76 acres in the SENNW's		of Sec14	, T. 12N	, R. 19	
	1852 , 2.57 acres in the NW\sW\s\					
	acres in the		of Sec	, T	, R	
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	acres in the	***********	of Sec	, T	, R	••••
	The maximum acreage irrigated in any year wa					

	See attachment
	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 accessary
17)	The claimant's water right was (was not) recorded in the office of the County Recorder of
	County, said record being at page of Book of
	, and being a claim for all appurtenant rights
	of water for the irrigation of 12.93
	acres of land in the following legal subdivisions:
	NOTE-Failure to record in the county in no way acvalidates a water right, but if ditch or right was so recorded, supply full information under (17)
18)	NOTE—Failure to record in the county is no way invalidates a water right, but if disch or right was so recorded, supply full information under (17) Water from the source given and through the works described is also used for the following purposes other than irrigation:
[18]	Water from the source given and through the works described is also used for the following purposes other
(18)	Water from the source given and through the works described is also used for the following purposes other than irrigation:
(18)	Water from the source given and through the works described is also used for the following purposes other than irrigation: Stock watering and domestic, January 1 through December 31 of each
5 10.	Water from the source given and through the works described is also used for the following purposes other than irrigation: Stock watering and domestic, January 1 through December 31 of each year.

- A - A - A - A - A - A - A - A - A - A	and Katherine A. Weber claim vested right to 7.50
percent to 65.4	3 percent of the waters of Sheridan Creek (North
Diversion) for	irrigation during the period of May 1 to October 15
annually to irr	igate 12.93 acres.
	for more complete description of claim of vested
2	
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THE RESIDENCE OF THE PARTY OF T	
A15000 WATER ARCHIVE	
The undersigned, being first	duly sworn, deposes and says that the facts relative to the appropriation of water
E 824	are full and correct to the best of his knowledge
and belief.	
If proof is not made by cli	timent, deposent should state on this line by virtue of what authority he represents the claimant
If proof is not made by cla	airmant, deposent should state on this line by virtue of what authority he represents the claimant Thealine Culber
If proof is not made by ch	Theadre weter
If proof is not made by ch	Theadre weber
	Theadre Weber Theadore Weber Thermine A. Meber Telephone No. (702) 265-5021
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Subscribed and swort	Theadre Weber Theadore Weber Thermine A. Meber Telephone No. (702) 265-5021
	Theadre Weber Theadore Weber Thermine A. Meber Telephone No. (702) 265-5021

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STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

	water is diverted from its source via a concrete diversion structure and unnated Name of dich, flume or pipe line di
at th	ne following point(s) within the NELSEL of Section 15. T. 12N. R. 19E. M.D. List all points of diversion from this source, appending a sheet if necessary
Descr	ribe 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 sta
Š	
713	Name of claimant Theadore Weber and Katherine A. Weber, husband & wife
	as joint tenants.
	Address Box 601 , County of Douglas
	Minden, State of Nevada 89423 Telephone No. (702.) 265-5021
	The state of the s
(2)	The means of diversion employed Diversion structure, ditches (See attachmen
	The means of diversion employed Diversion structure, ditches (See attachmen Dam and ditch, pipe line, flume, etc.
	The means of diversion employed Diversion structure, ditches (See attachmen Dam and ditch, pipe line, flume, etc. The date of the survey of ditch, canal, or pipe line was April 7, 1928 (See attachment
(3)	
(3)	The date of the survey of ditch, canal, or pipe line was. April 7, 1928 (See attachment
(3) (4)	The date of the survey of ditch, canal, or pipe line was. April 7, 1928 (See attachment The construction of the ditch or other works was begun
(3) (4)	The date of the survey of ditch, canal, or pipe line was April 7, 1928 (See attachment The construction of the ditch or other works was begun prior to March 1, 1905 and completed prior to March 1, 1905 (See attachment)
(3) (4) (5)	The date of the survey of ditch, canal, or pipe line was April 7, 1928 (See attachment The construction of the ditch or other works was begun prior to March 1, 1905 and completed prior to March 1, 1905 (See attachment) The dimensions of the ditch or canal as originally constructed were: Width on bottom 4 +/- feet, wid
(3) (4) (5)	The date of the survey of ditch, canal, or pipe line was April 7, 1928 (See attachment The construction of the ditch or other works was begunprior to March 1, 1905 and completed prior to March 1, 1905 (See attachment) The dimensions of the ditch or canal as originally constructed were: Width on bottom 4. +/- feet, width on top.6. +/- feet, depth.1.5+/-feet, on a grade of 33. +/- feet per thousand feet. The conductors (has not) been enlarged.
(3) (4) (5)	The date of the survey of ditch, canal, or pipe line was April 7, 1928 (See attachment The construction of the ditch or other works was begunprior to March 1, 1905 and completed prior to March 1, 1905 (See attachment) The dimensions of the ditch or canal as originally constructed were: Width on bottom 4 +/- feet, wid on top 5 +/- feet, depth 1.5+/-feet, on a grade of 33 +/- feet per thousand feet. The conduithms (has not) been enlarged. NOTE—If enlargement or extension of ditch was made, supply information under (7) and (8)
(3) (4) (5) (6) (7)	The date of the survey of ditch, canal, or pipe line was April 7, 1928 (See attachment The construction of the ditch or other works was begunprior to March 1, 1905 and completed prior to March 1, 1905 (See attachment) The dimensions of the ditch or canal as originally constructed were: Width on bottom 4. +/- feet, width on top. 5. +/- feet, depth. 1.5+/- feet, on a grade of 33. +/- feet per thousand feet. The conduithms (has not) been enlarged. NOTE—If enlargement or extension of ditch was made, supply information under (7) and (8) The work of enlargement of the ditch or canal was begun
(3) (4) (5) (6) (7)	The date of the survey of ditch, canal, or pipe line was. April 7, 1928 (See. attachment. The construction of the ditch or other works was begun
(3) (4) (5) (6) (7) (8)	The date of the survey of ditch, canal, or pipe line was. April 7, 1928 (See attachment The construction of the ditch or other works was begun

1)	Crops of alfalfa, native hay, diversified pasture have been grown upon the land irrigated. (e.g. alfalfa, native hay, grain, orchard, meadow or diversified							
	have been grown upon the land irrigated. (e.g. ain pasture)	aira, native nay, gra	111,	Ofchar	.,	Cauch		· · · · · · · · · · · · · · · · · · ·
•	The water has been used for irrigation from	May 1		to	- 5	ctob		
()	of each year.	Day of month			W 1625-4	Day of	month .	
)	List the year of priority for acreages irrigated prior to March 1, 1905, from all points of diversion previously described, with corresponding subdivisions, appending extra sheets if necessary.							
	_1852,10_36scres in theNEb	of S	ec.	.14	, T	12	., R	.19F
	Year 1852 2.57 acres in the NW\SW\s							
	acres in the							
	acres in the	of S	ec.		, T		., R	E
	acres in the	of S	ec.		, T	*********	., R	E
	acres in the	of S	ec.		т.,		., R	E
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	The maximum acreage irrigated in any year was							

	If water was not used, or used in reduced quantity at any time, full information as to causes and duration of non-use at
given, e	ppending a sheet if necessary
The c	claimant's water right was (was not) recorded in the office of the County Record
•	County, said record being at pageof Book
	, and being a claim for all appurtenant right
***********	of water for the irrigation of 12.93
acres o	of land in the following legal subdivisions:
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*	
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· Comment	
CP-1865-1850.	
NOTE-F	silere to record in the county in no way invalidates a water right, but if disch or right was so recorded, supply full information under
Water f	nifere to record in the county in no way invalidates a water right, but if duch or right was so recorded, supply full information under from the source given and through the works described is also used for the following purposes rigation:
Water f	rom the source given and through the works described is also used for the following purposes
Water f than irr	from the source given and through the works described is also used for the following purposes rigation:
Water f than irr .Stock	from the source given and through the works described is also used for the following purposes digation: k watering and domestic. January 1 through December 31 of each
Water f than irr .Stock	from the source given and through the works described is also used for the following purposes digation: k watering and domestic. January 1 through December 31 of each

(20)	Remarks	Theado	re and Katherine A. Weber claim vested right to 7.50
	perce	nt of 6	5.43 percent of the waters of Sheridan Creek (North
	Diver	sion)f	or irrigation during the period May 1 to October 15
	annua	lly_to_	irrigate 12.93 acres.
;=	See a	ttachme	nt for more complete description of claim of vested
×	.right	<u></u>	
		13 S 1995 S Edges Japan S C (March	

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	************	•	
The i	ındersign _	ed, being fi	rst duly sworn, deposes and says that the facts relative to the appropriation of water
by		 	are full and correct to the best of his knowledge
and b	E GREEN	S OF	
*****	Oro P	of is mot made t	by claimant, deponent should state on this line by virtue of what authority he represents the claimant
		3≝	Theodor well
	##	.≅.	THEADORE WEBER (
	8	뇓	The church should
	ρ.	STATE	KATHERINE A. WEBER
			Telephone No. (2.2.) 265-5021
	Subscr	ibed and sv	vorm to before me this 15th ay of March 1994.
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\$100 FILING FEE MUST ACCOMPANY PROOF

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING OR WILDLIFE PURPOSES

	P.O. Box 601 of Minden
	P.O. Box 601 Of Minden Street and No. or P.O. Box No. City or town
	Nevada, 89423
	Seas and Zip Code No.
21	Source of water Sheridan Creek
-/	Name of necessi water source.
3)	The water is diverted by via a concrete diversion structure & unnamed ditch
- 50	See Attachment (AA) Dam, disch, pipe lise, asteral channel, spring area, etc.
	a see a s
4)	The water is diverted at the following point(s)within the NE1/4 SE1/4 of section 1 Describe as being within a 40-acre subdivision of public servey, and by course and distance to a section corner. If on unsurveyed land it should be stated
	R. 19 E., M.D.M.
	Diversion over a channel reach must be described by course and distance to a section corner for both the beginning and end of such reach.

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	The approximate number of animals watered by the claimant during the first year 1987. Desc. A f. was 4			
	The watering was conducted during each of the following months 1 thru Dec. 31			
(10)	The approximate number of animals watered by the claimant in subsequent years was as follows:			
	Same as above if easter was not used, or used in reduced quasity at any time, full information as to causes and duration of non-use should be given.			
	The amount of water which has been necessary to be diverted for this purpose has been			
	60 % of flow in the summer months and 95 % in the winter months. Cubic feet per second. 448.83 gallons per minute equals I cobic foot per second.			
(12)	The works are located atwithin the NEI/4SE1/4 of Section 15 T 12N R 19E M.D. Describe as being within a 40-acre subdivision, section, sourchip and range of public survey. If on manureyed POUD LOCATION + DIVERSION 15 SWY48 NWY4 OF Sec 14			
	tand, is should be sound. T. 12, R 19 E M. TA Welly Kiely			
	arkswe are asking for the diversion based on the following: Attachment A-			
***********	ase agreement -where seller June Rolph gave the right to a non-consumpti			
	ion of surface water rights for a pond located on Parcel B of property.			
Attachm	ent B-Water diversion and use agreement filing #138680 Book 886 Page 640			
*********	eas June Rolph gives her permission to Gerald Whitmire to run his 1/2			
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	non-consumptive use and back to his land for
irrigation. This agreemen	t was for perpetuity, for which a fee was paid
also showd up	in an title Search & attacked
The undersigned, being first duly sw	orn, deposes and says that the facts relative to the appropriation
of water by	
are full and correct to the best of his	s knowledge and belief.
If eroof is not made by claimant, deno	occur should state on this line by virtue of what authority be represents the claimsol.
Claimant Telephone No. (70.2.) 26.5-502./	· · · · · · · · · · · · · · · · · · ·
•	By Sheelse Willon - Dailing Chu. THEADORE WEBER KATHERINE A.
	Street and No., or F.O. Box No.
	MINDEN NU 89423
	Telephone No. (702) 26.5-502
Subscribed and swom to before me t	Telephone No. (782) 265-582

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STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING OR WILDLIFE PURPOSES

	State and Zip Code No. On Creek None of matural water source. tructure, pipeline & Deca, ditch, pipe line, matural channel, sprin	ag area, cac.		
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'.12 N., R.19E., M.D.M.	OINT(S) Ty, and by course and distance to a section corner.			
version over a channel reach must be described by course and dis	The water is diverted at the following point(s) within the SE1/4 NE1/4 of Section 1 Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unasurveyed land is should be stated. T.12 N., R.19E., M.D.M.			
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(9)	The approximate number of animals watered by the claimant during the first year 1987
	was 4 cattle 6 horses 12 sheep or wildlife (describe) large 6's of ducks, gee
	The watering was conducted during each of the following months Jan. 1 thru Dec. 31
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(10)	The approximate number of animals watered by the claimant in subsequent years was as follows:
	Same as above If water was not used, or used in reduced quantity at any time, fell information as to causes and duration of ann-use should be given.
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an	The amount of water which has been necessary to be diverted for this purpose has been
(e.z	60% of flow in the summer months and 95% in the winter months.
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	se agreement-where seller June Rolph gave the right to non-consumptive
iversi	on of surface water rights for a pond located on Parcel B of property.
ttachm	ent B- Water diversion and use agreement filing #138680 Book 886 Page 64
1 wher	eas June Rolph gives her permissionto Gerald whitmire to run his 1/2
*********	in Sheridan Creek thru the Old Crowell Ranch and Mr. Whitmire gives his
	on to Mr. Lodato to divert his 1/2 interest in Sheridan Creek through the
nd loc	sted on Parcel B. Attachment C- Water diversion and use agreement
ling #	152147 Book 387, Pages 2726 to 2733. In this agreement Mr.Whitmire give
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	B for non-consumptive use and back to his land for agreement was for pepetuity, for which a fee was paid.
********************************	ved up in our title search (attacked)
he undersigned, being fi	first duly sworn, deposes and says that the facts relative to the appropriation
f water by	
re full and correct to the	e best of his knowledge and belief.
If proof is not made	te by claimant, deponent should state on this line by virtue of what authority he represents the claimant.
Cult Telephone No. (.702.).	265-5021
:©: ¥	By Theadore Weber KATHERINE A. WESE P. O. B. C. 601
	MINDEN, NU 89423 City, State, Zip Code No.
	Telephone No. (702) 265-502/
subscribed and sworn to	before me this 16IH day of MARCH , 19 94.
	Charles Theun

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WATER DIVERSION AND USE AGREEMENT .

THIS AGREMENT is entered into by and between JUNE IRENE BARTLETT, who took title as June Irene Rolph, MANCY ROLPH WELCE, GERALD P. WHITHIRE and PAMELA P. J. WHITHIRE, husband and wife as joint tenants, hereafter referred to as "Grantors" and JOSEPH 5.

LODATO, hereafter referred to as "Grantee", based upon the following facts:

- Grantors are the owners of real property located in Douglas County, Nevada, as well as the owners of water rights which are appurtenant to, certificated or adjudicated to the benefit of the property owned by them in Douglas County, Nevada.
- Grantee is the owner of real property located in Douglas County, Nevada, which was purchased herstofore from Grantors.
- Grantors own and enjoy the right to use waters from Sheridan Creek.
- There are no downstream users of water from these creeks, after this water is used by Grantors.
- 5. Grantee desires to divert some or all of the water from Sheridan Creek, onto his property, to be used in a non-consumptive manner to maintain water levels in ponds on Grantes's property, and thereafter to cause the water to be diverted back to the property of Grantors for irrigation purposes.

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152147 998 387rm2726 Grantors have agreed to such an arrangement, on the terms and conditions which follow.

THEREFORE, based upon the recital of facts set forth above, which are incorporated in the body of this agreement by reference, and the covenants and conditions which follow hereinafter, the parties do agree as follows:

- A. For valuable consideration, receipt of which is hereby acknowledged by Grantors, Grantors do hereby give and grant to Grantee, as a covenant running to the benefit of the land described in Exhibit "A" attached bereto, the right to divert one bundred percent (100%) of the water from Sheridan Creek, onto the Exhibit "A" property, in perpetuity.
- B. This grant is specifically made on the condition that the water will be used by Grantes in a non-consumptive fashion, to maintain water levels in a series of streams and ponds on the Exhibit "A" property, after which time it will be re-diverted to the irrigation ditches of Grantors.
- C. Grantors are granted the right, upon reasonable notice, to have access to the Exhibit "A" property to ensure that the limitations set forth herein regarding use are being adhered to by Grantee.
- D. Grantee is hereby given the right of access to other property of Grantors, in order to ensure that the water may be diverted to Grantee's property.

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- E. This grant of right to divert and use water includes the right of Grantes to divert the Sheridan Creek water from the natural creekbed or water course on the west side of Foothill Road and is an essement granted pursuant to Exhibit "B" which is attached herato, and to return to the natural water course on property owned by Grantes just east of that 50-foot roadway and utility easement shown on Exhibit "C" which is attached hereto and incorporated herein by reference.
- F. This promise to permit the use and diversion of water is intended to be and is made by Grantors to be a covenant running with the land, and the benefits thereof may be enjoyed by the heirs and assigns of Grantes, and subsequent owners of the Exhibit "A" property.
- G. This agreement shall be binding upon and inurs to the benefit of the heirs, administrators, executors and assigns of the parties hereto.
- B. This agreement may be terminated by Grantors in the event a Court of competent jurisdiction determines that the Grantee has been violating the terms hereof, to the detriment of Grantors.
- I. The interpretation and enforceability of this agreement shall be determined by the laws of the State of Nevada, and in the event a law suit is brought to enforce or

152147 50% 387/062728 interpret this agreement, the prevailing party shall be awarded reasonable attorney's fees against the party not prevailing.

IN MITHERS WHEREOF, the parties have set their hands the day and year set forth below.

pacer .	Just lamie Bartlett, who took title as June Irens Rolph
Date:	MANCY BOLFS WHICH
Dates 6-9-16	Suld Militaria
Dates 6-9-16	Marie D. Wholmer
Dates	TOURS TOURS
STATE OF	764. F
COUNTY OF	: ### <
On	, 1986, personally appeared before
me, a notary public, JUE	E IRENE BARTLETT, personally known to me
	cuted the above instrument, and
	she executed the same for the purposes
therein stated.	
13	Notary Public .

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STATE OF Thread COUNTY OF Bougles

___, 1986, personally appeared before me, a notary public, PAMELA P. J. WEITHIME, personally known to me to be the person who executed the above instrument, and acknowledged to me that she executed the same for the purposes therein stated.



BTATE OF NEW aday! course of Dualga

1986, personally appeared before me, a notary public, JOSEPH B. LODATO, personally known to me to be the person who executed the above instrument, and acknowledged to me that he executed the same for the purposes udy a. Corlie therein stated.

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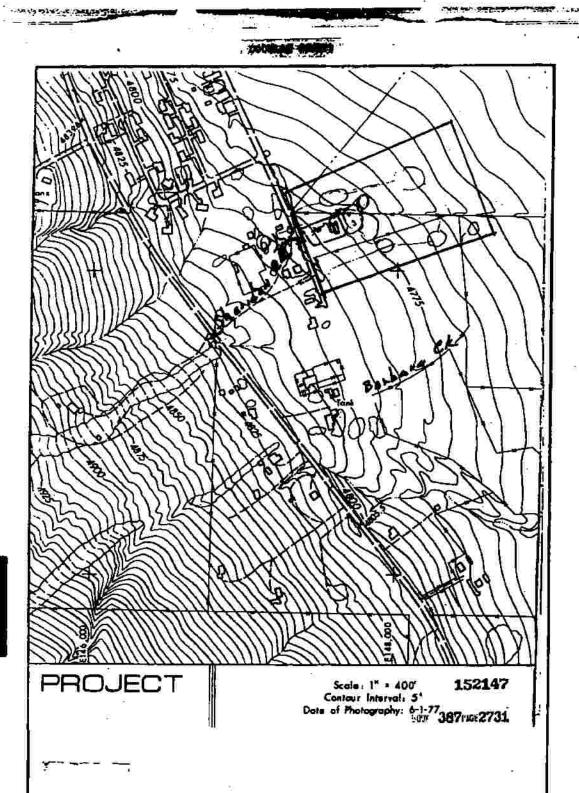


EXHIBIT "A"

A percel of land lying in a portion of the South 1/2 of the Northwest 1/4 and the Morth 1/2 of the Southwest 1/4 of Section 14, Township 12 North, Range 19 Last, M.D.B.sM., Douglas County, Sevada, further described as follows:

REGIMMING at the Southwest corner of Parcel 1 (Jones Ranch Survey) and the Southerst corner of a 1.246 acre parcel of the Rolph residence, which lies on as sesterly 50 foot right-of-way extension of Sheridan Lane from which the North onequarter corner of said Section 14, bears North 34"22"30" East, 3571.08 fest; thence South 24*49'00" East, 334.72 feet; thence North 70"37'51" East, 1120.70 feet; thence North 25*05'38" West 958.85 feet; thence South 64*05'08" West 1120.70 feet to the Easterly 50 foot easement of Sheridan Lane Extension; themos along said easement South 25"54'52" East, 496.34 feet to the Point of Beginning.

TOGETHER with an essment for ingress and egress fifty (50) feet wide along the vesterly side of a 'Ina more perticularly described as follows:

BEGINNING at the intersection of the easterly side of Sheridan Lane and the southerly side of Bolen Circle; thence running South 25°54'52" East, 728.00 feet,

situate in the County of Douglas, State of Hevada.

EXCEPTING THEREFRON an irrigation easement five (5) feet in width, located in the Horthwest 1/4 of the Southwest 1/4 of Section 14, Township 12 North, Range 19. East M.D.B.AM., in Douglas County, Heveds, the centerline of an existing irrigation ditch being more particularly described as follows:

BEGINNING at a point from which the Southwest Corner of the percel described in Document No. 54911, filed in the office of Douglas County Recorder bears South 25"54'52" East, a distance of M9.90 feat; said point being on the Easterly line of 25"34"32" East, a mistance of 347.50 lest, a distance of 286.39 feet to a point on Sheridan Lane; themce Morth 89"45"00" East, a distance of the Westerly line of an existing posd; thence Morth 89"39"49" East, a distance of the Westerly line of an existing posd; thence Morth 89"39"49" East, a distance of the Westerly line of an existing posd; thence Morth 89"39"49" East, a distance of the Westerly line of an existing posd; thence Morth 89"39"49" East, a distance of the Westerly line of an existing posd; thence Morth 89"39"49" East, a distance of the Westerly line of the East o 172.66 feet to a point on the Easterly side of said pond; thence North 81°56'51" East, & distance of 42.43 feet; themes South 06"12"18" West, & distance of 12.64 fest; thence North 83°28'21° East, a distance of 79.45 feet; thence South 89°50'46° East, a distance of 490.17 feet; thence South 24°36'11° East, a distance of 6.24 feet; thence North89"37'20" East, a distance of 59.47 feet; thence North 89"59'01" East, a distance of 16.07 feet; thence South 47"29'25" East, a distance of 9.05 feet; thence North 89"20'58" East, a distance of 226.92 feet to the Point of Ending. from which the Southwest corner of the above mentioned parcel bears South 75"21'13" West, a distance of 270.00 mentioned parcel bears South 75"21'13" West, a

The side lines of the above described easement are to be forelengthened or foreshortened to past the called beginning.

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EXHIBIT 25

IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

FINAL ORDER OF DETERMINATION

IN THE MATTER OF THE DETERMINATION OF THE RELATIVE RIGHTS IN AND TO THE WATERS OF MOTT CREEK, TAYLOR CREEK, CARY CREEK (AKA CAREY CREEK), MONUMENT CREEK, BULLS CANYON, STUTLER CREEK (AKA STATTLER CREEK), SHERIDAN CREEK, GANSBERG SPRING, SHARPE SPRING, WHEELER CREEK NO. 1, WHEELER CREEK NO. 2, MILLER CREEK, BEERS SPRING, LUTHER CREEK AND VARIOUS UNNAMED SOURCES IN CARSON VALLEY, DOUGLAS COUNTY, NEVADA.

TRACY TAYLOR, P.E. STATE ENGINEER August 14 , 2008



CERTIFICATION OF STATE ENGINEER

I. Tracy Taylor, State Engineer of the State of Nevada, duly appointed and qualified, having charge of the records and files of the office of the State Engineer, do hereby certify that the following is a full, complete and true copy of the Final Order of Determination in and to the waters of Mott Creek, Taylor Creek, Cary Creek (AKA Carey Creek), Monument Creek, Bulls Canyon, Stutler Canyon (AKA Stattler Creek), Sheridan Creek, Gansberg Spring, Sharpe Spring, Beers Spring, Autumn Hills Spring, Wheeler Creek No. 1, Wheeler Creek No. 2, Luther Creek and various unnamed sources in Carson Valley, Douglas County, Nevada. This Final Order of Determination was prepared and filed in this office on the 1426 day of August, 2008.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal of office at Carson City, Nevada this 4th day of 4ugust, 2008.

TRACY TAYLOR, P.E. STATE ENGINEER