

**TABLE 8 cont. SPRINGS ARISING ON THE WEST SIDE OF FOOTHILL ROAD
ON THE HERITAGE RANCH WITHIN SECTION 26, T.12N., R.19E., M.D.B.&M.**

PROOF AND PERMIT NUMBERS	ACREAGE ALLOTTED	FINAL ORDER DIVERSION RATE IN C.F.S.	**DUTY: ACRE-FOOT PER ACRE	DUTY: TOTAL ACRE-FOOT
2. UNNAMED SPRING "B" - SE¼NW¼ SEC. 26, T.12N., R.19E., M.D.B.&M.				
V-06343	2.53	SUB-IRRIGATED	NO DUTY	NONE
V-06343†	7.20	SUPPLEMENTAL	NO DUTY	NONE
V-08850	{25.54}	DRAIN & WASTE	NO DUTY	NONE
TOTALS:	9.73		NO DUTY	
† Water from Unnamed Spring "B" may be utilized to supplement the flow rate from Unnamed Spring "A" when irrigating the 7.20 acres described under Proof V-06342 due to the fact that they commingle in the same collection box. The waters of Unnamed Spring "B" shall be allowed to flow to the south and commingle with the waters of Unnamed Spring "D" when Proof V-06342 is not in rotation priority.				
‡ Acreage that does not have a direct diversion right and is subject to "drain and waste" water use from this source.				
3. UNNAMED SPRING "C" - SE¼NW¼ SEC. 26, T.12N., R.19E., M.D.B.&M.				
V-02857	163.00	3.000	4.00	652.00
This portion of the spring complex is diverted into a southeasterly flowing ditch where it becomes supplemental to a portion of Proof V-02858.				
V-06321	{40.36}	DRAIN & WASTE	NO DUTY	NONE
V-06323	{40.35}	DRAIN & WASTE	NO DUTY	NONE
V-06344	2.98	SUB-IRRIGATED	NO DUTY	NONE
V-08550	{9.41}	DRAIN & WASTE	NO DUTY	NONE
TOTALS:	165.98	3.000	4.00	652.00
Acreage denoted within brackets "[]" is not considered as part of the acreage irrigated by direct diversion from the listed source, therefore, no duty or diversion rate is associated with these claims.				

Electronically Filed
Feb 22 2013 11:53 a.m.
Tracie K. Lindeman
Clerk of Supreme Court

**TABLE 8 cont. SPRINGS ARISING ON THE WEST SIDE OF FOOTHILL ROAD
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PROOF AND PERMIT NUMBERS	ACREAGE ALLOTTED	FINAL ORDER DIVERSION RATE IN C.F.S.	**DUTY: ACRE-FOOT PER ACRE	DUTY: TOTAL ACRE-FOOT
4. UNNAMED SPRING "D" - SE 1/4 NW 1/4 SEC. 26, T.12N., R.19E., M.D.B.&M.				
V-06321	40.36		4.00	161.44
V-06323	40.35		4.00	161.40
V-08550	25.54		4.00	102.16
V-06322		*VARIABLE	SEE #4	*VARIABLE
V-06325		*VARIABLE	SEE #4	*VARIABLE
V-06327		*VARIABLE	SEE #4	*VARIABLE
V-06328		*VARIABLE	SEE #4	*VARIABLE
V-06329		*VARIABLE	SEE #4	*VARIABLE
V-06330		*VARIABLE	SEE #4	*VARIABLE
V-06331		*VARIABLE	SEE #4	*VARIABLE
V-06333		*VARIABLE	SEE #4	*VARIABLE
V-06335		*VARIABLE	SEE #4	*VARIABLE
V-06345	13.35	SUB-IRRIGATED	NO DUTY	NONE
TOTALS:	119.60			425.00
The diversion rate for each spring is based on flow measurements conducted by personnel of the Office of the State Engineer. Flow and diversion rates during periods of drought and middle to late irrigation season will generally be less than the rates determined in the Final Order of Determination. Therefore, all parties will have to share the water shortage during periods of low flow.				
Note: These diversion rates and duties are based on a 198 day irrigation season beginning April 1 and ending October 15 of each year. Duties are also based on crop water requirements for alfalfa, pasture grass and spring grain.				

**TABLE 8 cont. SPRINGS ARISING ON THE WEST SIDE OF FOOTHILL ROAD
ON THE HERITAGE RANCH WITHIN SECTION 26, T.12N., R.19E., M.D.B.&M.**

** The maximum duty of water is 4.00 acre-feet per acre from any and/or all sources. The duty from Unnamed Spring "A" for the total irrigated acreage is 2.43 acre-feet per acre on land that is not irrigated by Unnamed Spring (D) during the 198 day irrigation season.

1. The total practicable discharge from Unnamed Spring "A" under the listed proofs is 0.50 c.f.s.

Review of a 1938 aerial photograph indicates that the acreage claimed and supported by the map filed under Permit 24918 is the correct representation of the irrigated acreage with the exception of acreage adjustments under Proofs V-06342, V-06343 V-06344 and V-06345. This also complies with Map No. 4891 drawn by the "U.S. Geological Survey, Hydrographic Branch Reclamation Service, for the Truckee-Carson Project Nev.", dated July 27, 1904.

2. Spring Area "B" is collected in a ditch at the base of the spring area and flows to the north to the structure designated as "CONTROL BOX AND VALVE" located on the south line of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 26, T.12N., R.19E., M.D.B.&M. Water from this ditch can be diverted directly from the collection ditch or placed into the ditch that runs from the valve box in a south/southeasterly direction toward the channel running from 'Unnamed Spring Area "D" to the pond. The supporting map for Proof V-06343 shows water flowing in a southerly direction adjacent to the east side of Unnamed Spring Area (B). The correct direction of flow is to the north. Proof V-06343 claims water from the portion of the spring source located within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec.26 T.12N., R.19E., M.D.B.&M. that flows in a northerly direction to the "CONTROL VALVE AND BOX" as depicted on said supporting map. Water from this source then flows in a south/southeasterly direction where it commingles with water from 'Unnamed Spring Area (D). Unnamed Spring (B) may be used to supplement the flow rate for land irrigated under Proof V-06342 during the prescribed rotation schedule.

3. Spring Area "C" is a sub-irrigated meadow overlying a spring source. This water right shall be limited to 2.98 acres within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 26, T.12N., R.19E., M.D.B.&M. Water from this source flows southeast to east into the Heidtman Ditch and is claimed under Proof V-02857 for irrigation of 163.00 acres located within the W $\frac{1}{2}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ Section 25; and NE $\frac{1}{4}$ NE $\frac{1}{4}$ and S $\frac{1}{2}$ NE $\frac{1}{4}$ Section 26, T.12N., R.19E., M.D.B.&M. This source is diverted via the Heidtman Ditch and is not a direct diversion source for Proof V-06321, Proof V-06323 and Proof V-08850. Any water from this source is considered as "drain and waste" water under the preceding proofs and does not receive a diversion rate or duty. The spring as claimed under Proof V-06344 sub irrigates 2.53 acres of pasture. The acreage can be used to graze livestock or be harvested. No physical diversion of water is necessary to irrigate this acreage. Therefore, no diversion rate or duty shall be assigned to Proof V-06344 even though this land retains the right to be sub irrigated.

**TABLE 8 cont. SPRINGS ARISING ON THE WEST SIDE OF FOOTHILL ROAD
ON THE HERITAGE RANCH WITHIN SECTION 26, T.12N., R.19E., M.D.B.&M.**

4. Spring Area "D" discharges through multiple channels and eventually into a collection ditch that provides irrigation water for Proofs V-06321, V-06323 and V-08850. A portion of this water is routed through the pond located on APN's 1219-26-001-18 and 1219-26-001-19. Pond overflow is returned to the collection ditch just to the west of Foothill Road and upstream of a wooden headgate that was used to back water through a second headgate and into a culvert that directs water to the north and beneath Foothill Road through a large culvert located to the east of the east end of the aforementioned pond. The water flows through ditch that bisects Proof V-08850 and into the irrigation ditch that flows along the south boundary of the Green Acres Subdivision at a point near the center of the south property boundary of APN 1219-26-001-031. A measuring device shall be installed downstream of the lower headgate in the main channel of the collection ditch. The headgate shall be regulated to allow a minimum flow of 1.5 c.f.s. into the southerly irrigation ditch that provides water for Proofs V-06321, V-06323 and V-08850. Any flow above this rate shall be diverted through the headgate that controls the lateral ditch (culvert) to the north. This water shall be available as "excess flow" for irrigation under Proofs V-06322, V-06325, V-06326, V-06327, V-06328, V-06329, V-06330, V-06331, V-06333, V-06334, V-07486, V-09264, V-09265, V-09270. No separate rotation schedule shall be applied to the water from Unnamed Spring (D) classified as "excess flow". This water shall be utilized as set forth in the rotation schedule for Unnamed Spring (A) as it applies to the aforementioned proofs. Any water not utilized for irrigation shall continue to the next water user to make up water for their direct diversion claims.

Table 8. cont.

UNNAMED SPRING "A" ROTATION SCHEDULE

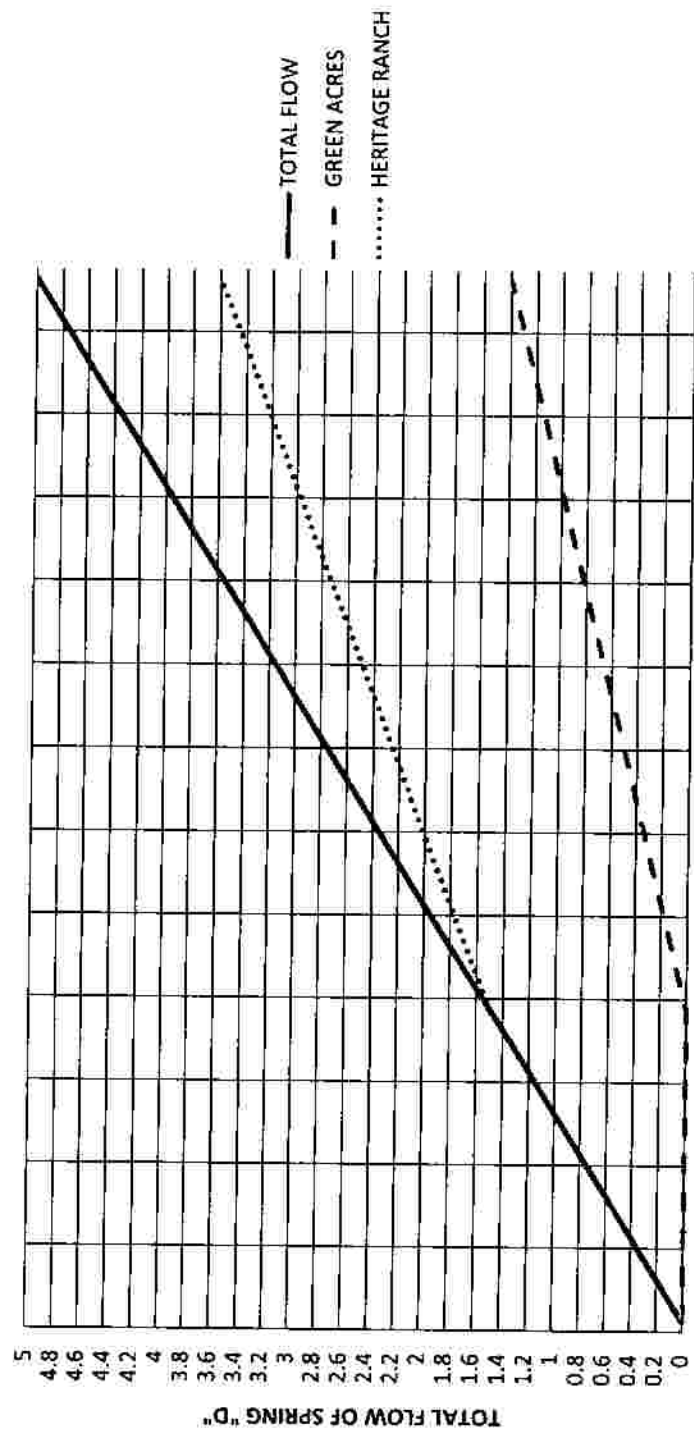
Day 1	Day 2	Day 3	Day 4	Day 5
V-06342 Starts 6:00 AM	V-06342	V-06342 Ends 6 PM V-08850 Starts 6 PM	V-08850	V-08850
Day 6	Day 7	Day 8	Day 9	Day 10
V-08850	V-08850	V-08850 Ends 6 PM V-06334 Starts 6:00 PM	V-06334 Ends 6:00 AM V-09264 Starts 6:00 AM V-09264 Ends 6:00 PM V-06326 Starts 6:00 PM	V-06326 Ends 6:00 AM V-06325 Starts 6 AM V-06325 Stops 6 PM V-06333 Starts 6:00 PM
Day 11	Day 12	Day 13	Day 14	Day 15
V-06333 Ends 6:00 PM V-06330 Starts 6:00 PM (APN 1219-24-002-010) 6:00 PM	V-06330 Ends 6:00 PM V-06331 Starts (APN 1219-25-001-001) 6:00 PM	V-06331 Ends 6:00 PM V-06322 Starts (APN 1219-25-001-001) 6:00 PM	V-06322 Ends 6:00 AM V-09265 Starts 6:00 AM	V-09265 Ends 6:00 AM V-09270 Starts 6:00 AM V-09270 Ends 6:00 PM V-06327 Starts 6:00 PM
Day 16	Day 17	Day 18	Day 19	Day 20
V-06327 Ends 6:00 PM V-07486 Starts 6:00 PM	V-07486 Ends 6:00 PM V-06329 Starts 6:00 PM	V-06329 Ends 6:00 PM V-06328 Starts 6:00 PM	V-06328 Ends 6:00 PM V-09266 Starts 6:00 PM	V-09266 Ends 6:00 PM

Table 8. cont.

Proof No.	APN	Soil Type*	~Acreage	Total # of hours
V-06342	1219-26-001-044	642	7	60
V-08850	1219-26-001-035	642	12.5	120
V-06334	1219-26-001-032	641	2.5	12
V-09264	1219-26-001-031	641	2.5	12
V-06326	1219-26-001-030	641	2.5	12
V-06325	1219-26-001-029	641	2.5	12
V-06333	1219-26-001-028	641	5	24
V-06330	1219-23-002-014	641	5	24
V-06331	1219-24-002-010	641	5	24
V-06322	1219-25-001-001	641	2.5	12
V-09265	1219-24-002-009	641	5	24
V-09270	1219-24-002-008	641	2.5	12
V-06327	1219-23-002-012	641	5	24
V-07486	1219-23-002-013	641	5	24
V-06329	1219-24-002-005	641	5	24
V-06328	1219-24-002-014	641	5	24
V-09266	1219-24-002-007	641	5	24

*The United States Department of Agriculture, Natural Resources Conservation Service, describes two soil types associated with lands irrigated from Unnamed Spring (A). These soils types are listed as ophir, sandy, gravelly, loam with 0 to 2 percent slope (641) and ophir, sandy, gravelly, loam with 2 to 8 percent slope (642) (USDA/NRCS Soils Data Mart, NV773, Douglas County Area).

UNNAMED SPRING "D" DELIVERY RATES



Based on 60/40 split after first 1.5 C.F.S.

Table 8. Cont.

UNNAMED SPRING "D" DISTRIBUTION RATES

TOTAL FLOW	GREEN ACRES	HERITAGE RANCH	REMARKS
0	0.0	0.0	Water from Unnamed Spring "D" is to be proportionally distributed to the Green Acres subdivision when the total flow from Unnamed Spring "D" is greater than 1.5 CFS. Proportional rates based on a 60/40 split of irrigatable land.
0.2	0.0	0.2	
0.4	0.0	0.4	
0.6	0.0	0.6	
0.8	0.0	0.8	
1	0.0	1.0	Water from Unnamed Spring "D" is to be directly diverted to the Green Acres Subdivision, via the diagonal, northeast trending ditch that conflues with the south Green Acres ditch located on APN 1219-26-001-031.
1.2	0.0	1.2	
1.4	0.0	1.4	
1.6	0.0	1.6	
1.8	0.1	1.7	
2	0.2	1.8	Where applicable the rotation schedule of Unnamed Spring "D" water shall be subject to the same rotation schedule as Unnamed Spring "A".
2.2	0.3	1.9	
2.4	0.4	2.0	
2.6	0.4	2.2	
2.8	0.5	2.3	
3	0.6	2.4	
3.2	0.7	2.5	
3.4	0.8	2.6	
3.6	0.8	2.8	
3.8	0.9	2.9	
4	1.0	3.0	
4.2	1.1	3.1	
4.4	1.2	3.2	
4.6	1.2	3.4	
4.8	1.3	3.5	
5	1.4	3.6	

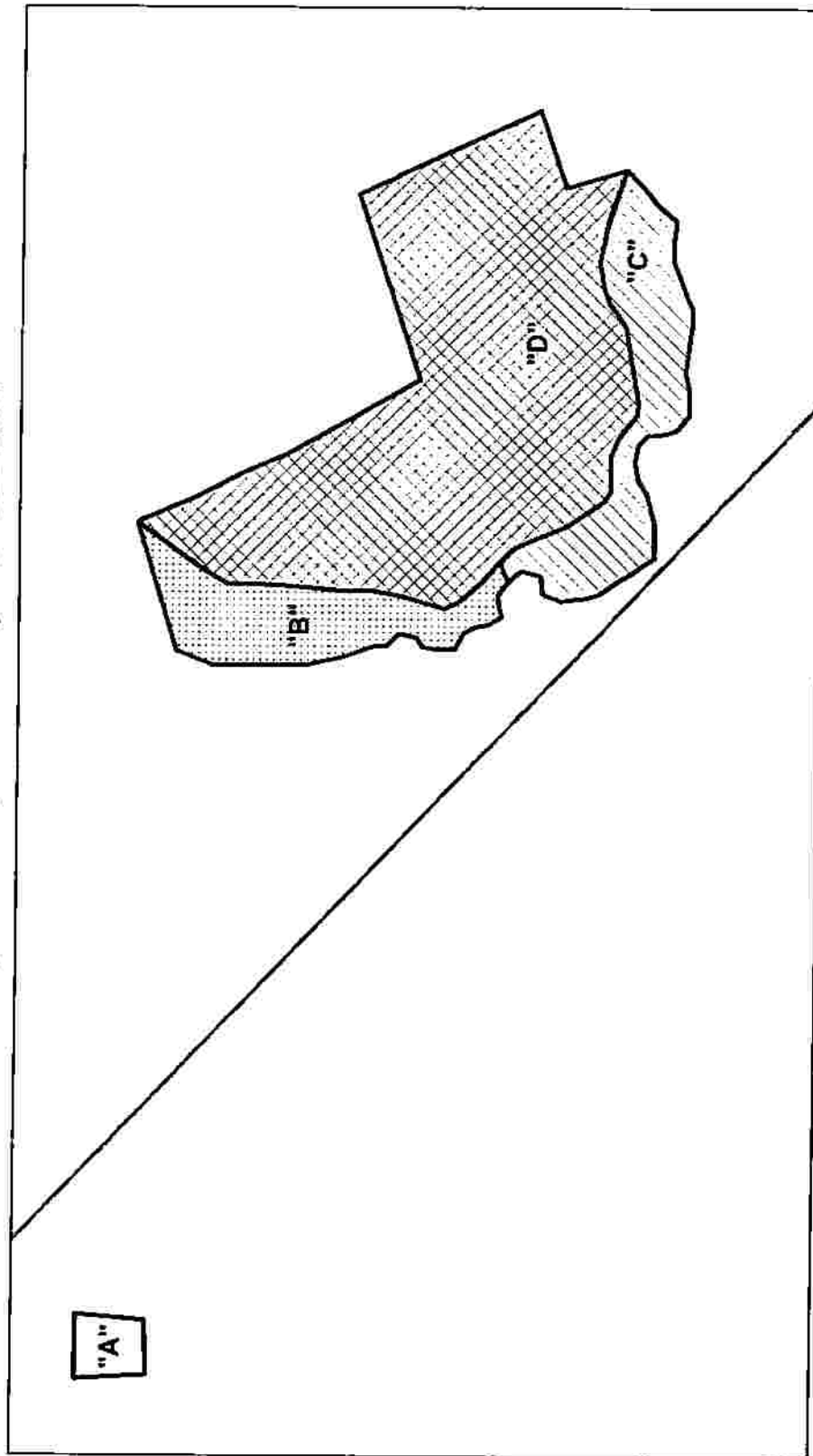
TABLE 9. LUTHER CREEK CLAIMS.

PROOF AND PERMIT NUMBERS	ACREAGE ACCEPTED	FINAL ORDER DIVERSION RATE IN C.F.S.	DUTY: ACRE-FOOT PER ACRE	DUTY: TOTAL ACRE-FOOT
V-02858-west	149.40	5.00	4.00	597.60
V-02858-east	129.00	1.67	4.00	516.00
V-06363	79.97	2.16	4.00	319.88
V-06364 (SHOCKEY)	NA	NA	NA	NA
V-06365	59.20	1.18	4.00	263.80
V-06365 (BROOKS)	NA	NA	NA	NA
V-06371	NA	DRAIN & WASTE	NA	NA
V-06372 (SCOSSA)	NA	DRAIN & WASTE	NA	NA
V-06321	NA	DRAIN & WASTE	NA	NA
V-06323	NA	DRAIN & WASTE	NA	NA
V-08850	NA	DRAIN & WASTE	NA	NA
TOTALS:	417.57	10.007	4.00	1697.28
Miscellaneous flow measurements by U.S. Geological Survey and the Office of the State Engineer beginning on September 27, 1976 and ending on June 16, 1998, ranged from a low of 0.77 c.f.s. on July 6, 1992, to a high of 13.7 c.f.s. on July 12, 1983. Therefore, total available flow in Luther Creek is based on a high flow of 10.0 c.f.s. Available flow in average runoff years and from middle to late in the irrigation season will be substantially less than the amount issued in the Final Order of Determination. Water distribution will continue to be controlled by the LUTHER CREEK DECREE, 2nd Judicial District, State of Nevada. Douglas County: Hannum v. Cary-May 27th, 1874.				
Claim V-02858: 1/2 of the flow of Luther Creek is appurtenant to 129.0 acres located within the NE 1/4 SE 1/4, NW 1/4 SE 1/4, NE 1/4 SW 1/4, SE 1/4 SW 1/4, SW 1/4 SE 1/4 and SE 1/4 SE 1/4, Section 25, T. 12N., R. 19E., M.D.B.&M. 1/6 of the flow of Luther Creek is appurtenant to 149.4 acres located within the NE 1/4 NE 1/4, SE 1/4 NE 1/4 and NE 1/4 SE 1/4, Section 25; NW 1/4 NE 1/4, SW 1/4 NE 1/4, NE 1/4 NW 1/4, NW 1/4 NW 1/4, SW 1/4 NW 1/4 and SE 1/4 NW 1/4, Section 26, T. 12N., R. 19E., M.D.B.&M.				
Claims V-06363 and V-06365: 1/3 of the flow of Luther Creek is appurtenant to 139.17 acres located within the SW 1/4 NE 1/4, SW 1/4 NW 1/4 and SE 1/4 NW 1/4, NE 1/4 SW 1/4, NW 1/4 SW 1/4, SW 1/4 SW 1/4 and NW 1/4 SE 1/4, Section 25; SE 1/4 NW 1/4 and NE 1/4 SE 1/4, Section 26, T. 12N., R. 19E., M.D.B.&M. Acreage is reduced for these claims due to discrepancies on the supporting map found when compared to Douglas County Assessor's parcel maps and redrafting in the State Engineer's Office.				
Note: These diversion rates and duties are based on a 198 day irrigation season beginning April 1 and ending October 15 of each year. Duties are also based on crop water requirements for alfalfa, pasture grass and spring grain.				

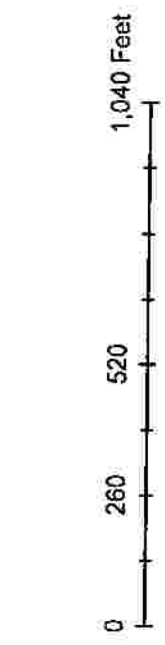
XXI. FIGURES.

- 1. UNNAMED SPRING REFERENCE GUIDE**
- 2. HERITAGE RANCH SPRING AREA SCHEMATIC**
- 3. MOTT CREEK DIVERSION SCHEMATIC**
- 4. HERITAGE RANCH PLACE OF USE**

Figure 1 Unnamed Springs Reference Guide T.12N., R.19E., Sec. 26, M.D.B.&M.



This map is intended for the sole purpose of describing spring names used in the Final Order of Determination for the adjudication of the West Carson Valley. This map should not be relied upon as a legal description of any specific parcel, or as to the exact location to which any water under any specific Proof of Appropriation or Permit are appurtenant.



Legend	
	Spring "A"
	Spring "B"
	Spring "C"
	Spring "D"
	Stateline
	Quarter

Figure 2

HERITAGE RANCH SPRING AREA SCHEMATIC

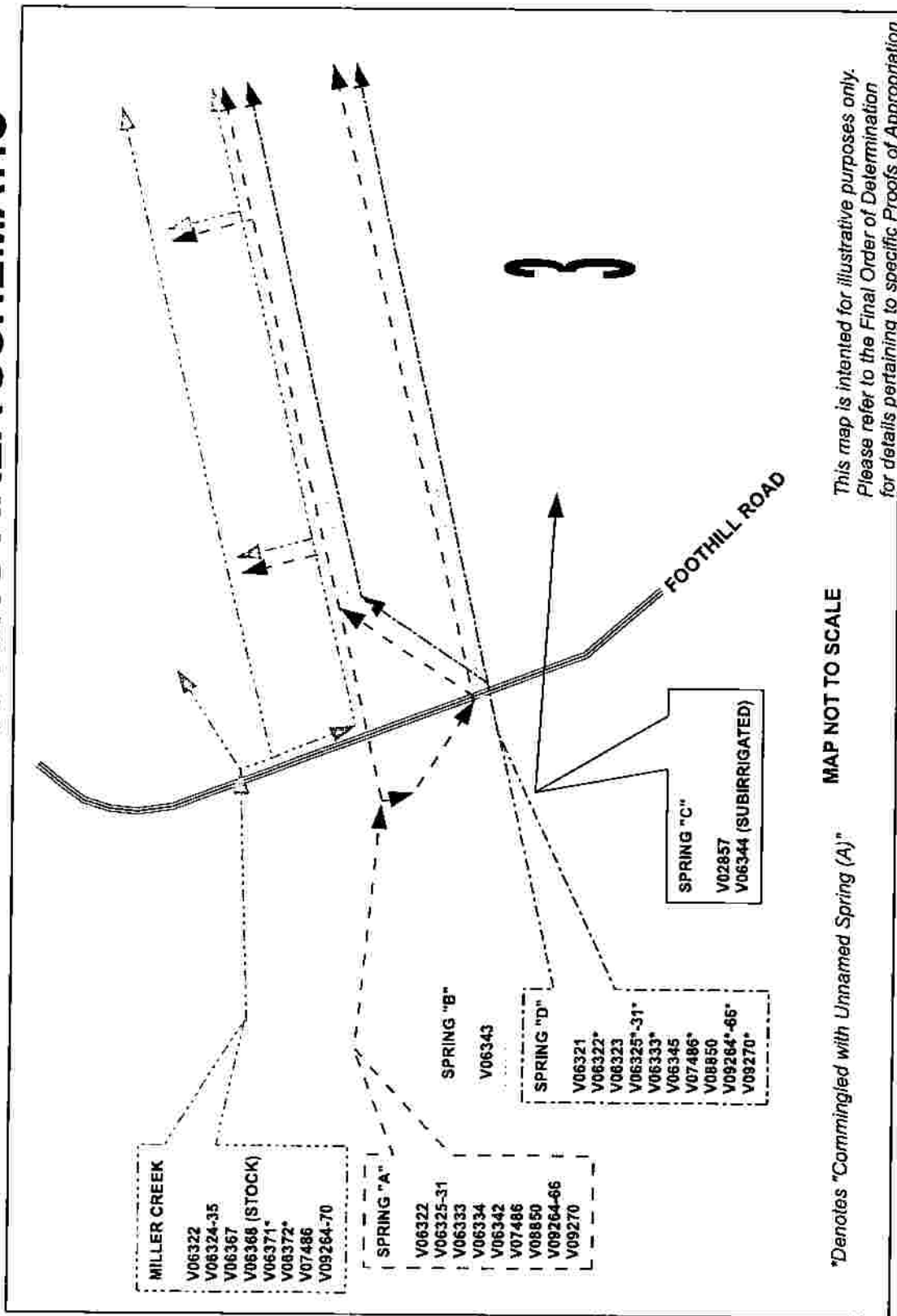


Figure 3

MOTT CREEK DIVERSION SCHEMATIC

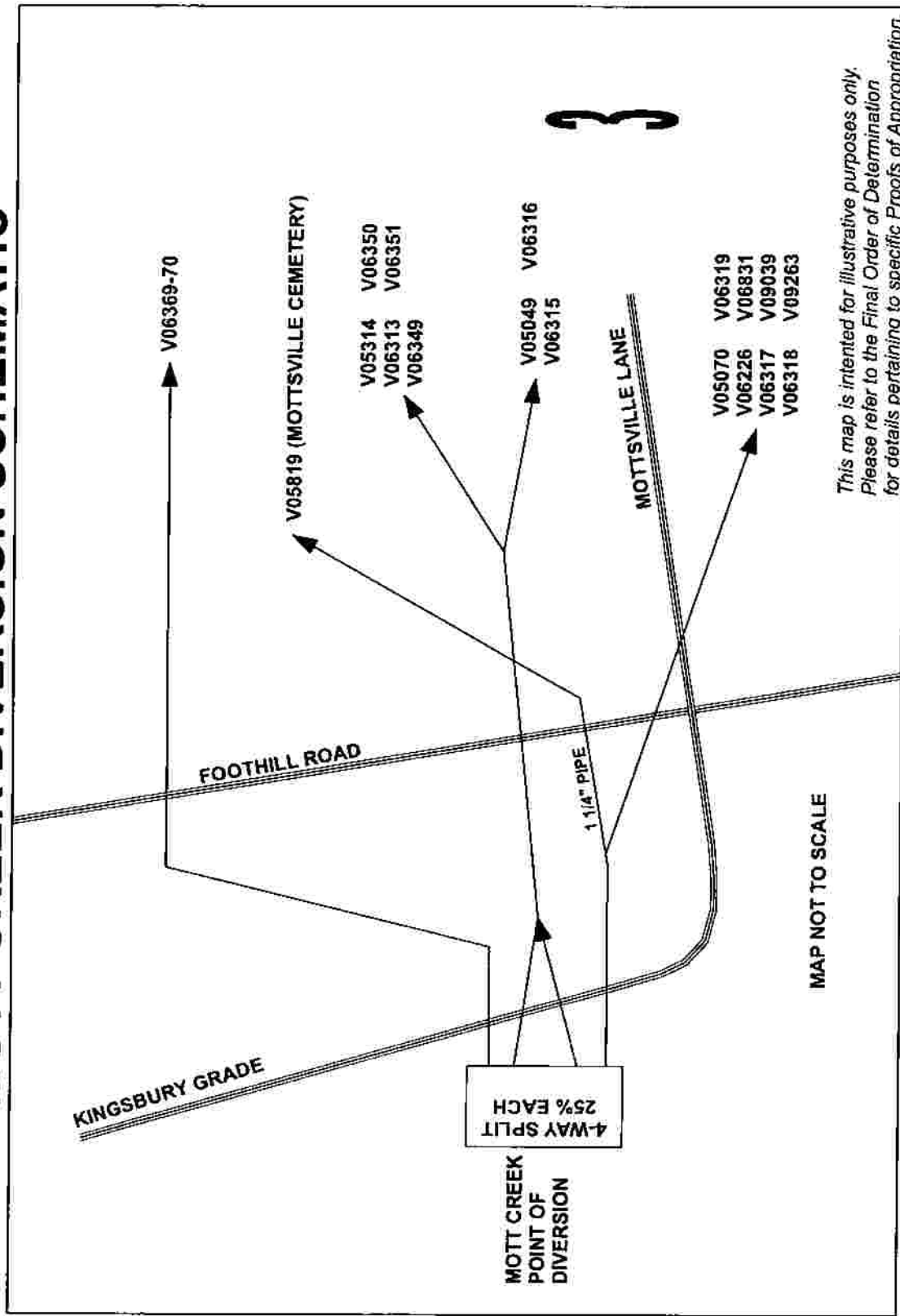
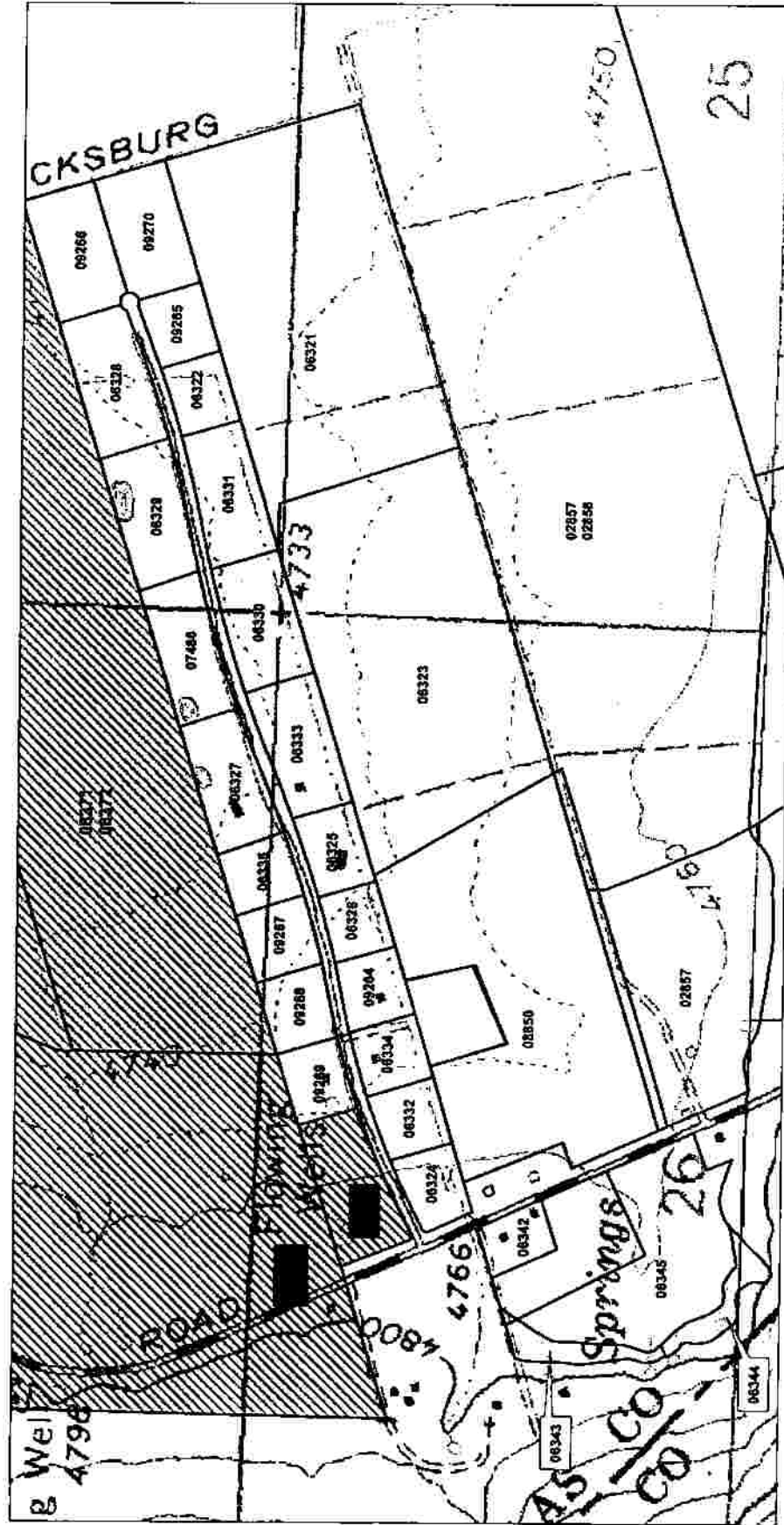


FIGURE 4



Map Compiled by: R.A. Cozens
April 2, 2008

This map is intended solely for the purpose of illustrating average to which water right is not allocated by the Final Order of Determination for the Main Creek Et Al. Allocation, Douglas County, Nevada and for no other purpose. This map should not be relied upon as a legal description for any specific Point of Appropriation or Permit.

Proofs of Appropriation

Permits

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XXII. INDICES.

- 1. PROOF/PERMIT NUMBER INDEX**
- 2. SOURCE INDEX**
- 3. OWNER INDEX**

1. PROOF/PERMIT NUMBER INDEX

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