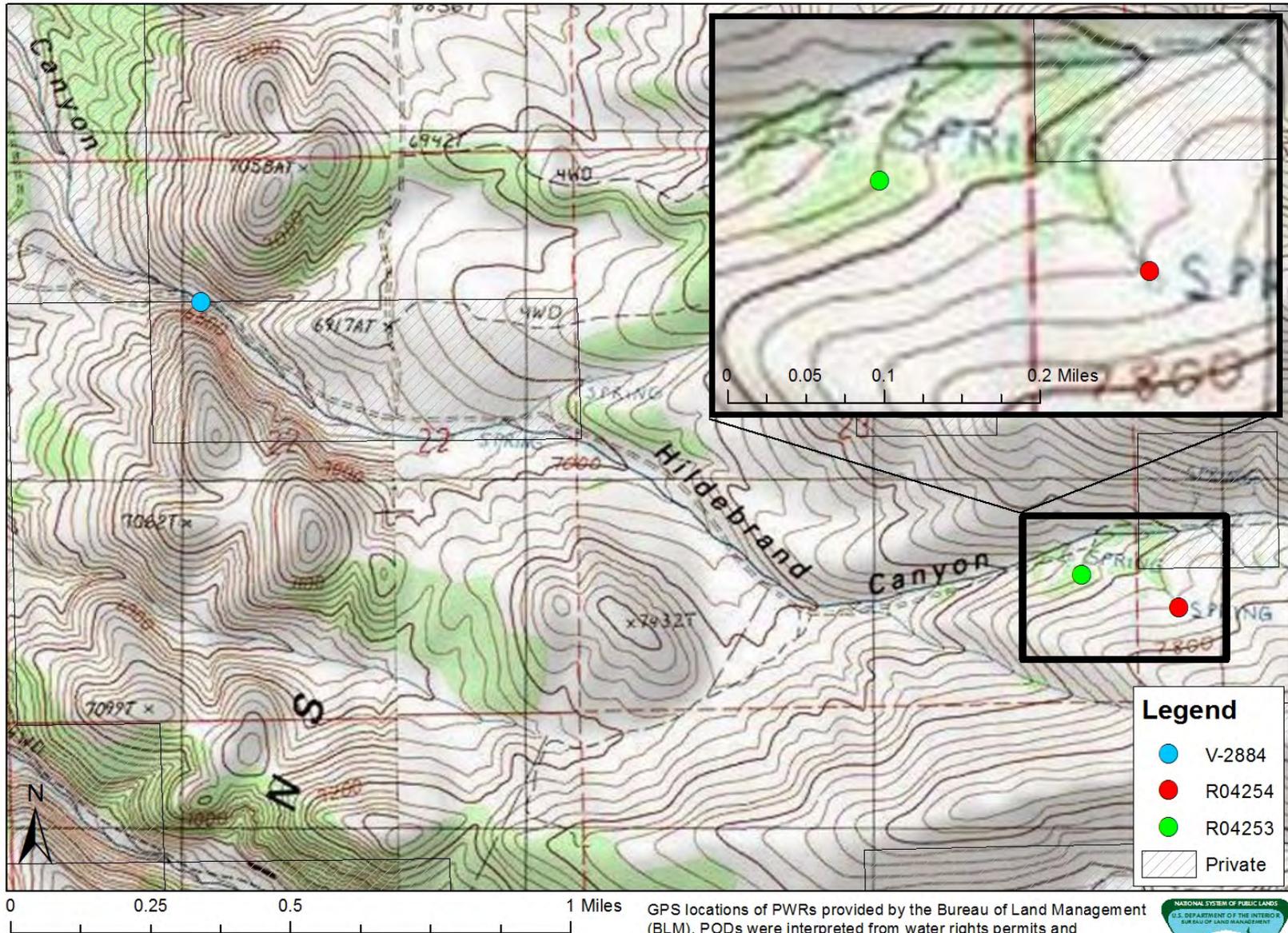


BLM-006

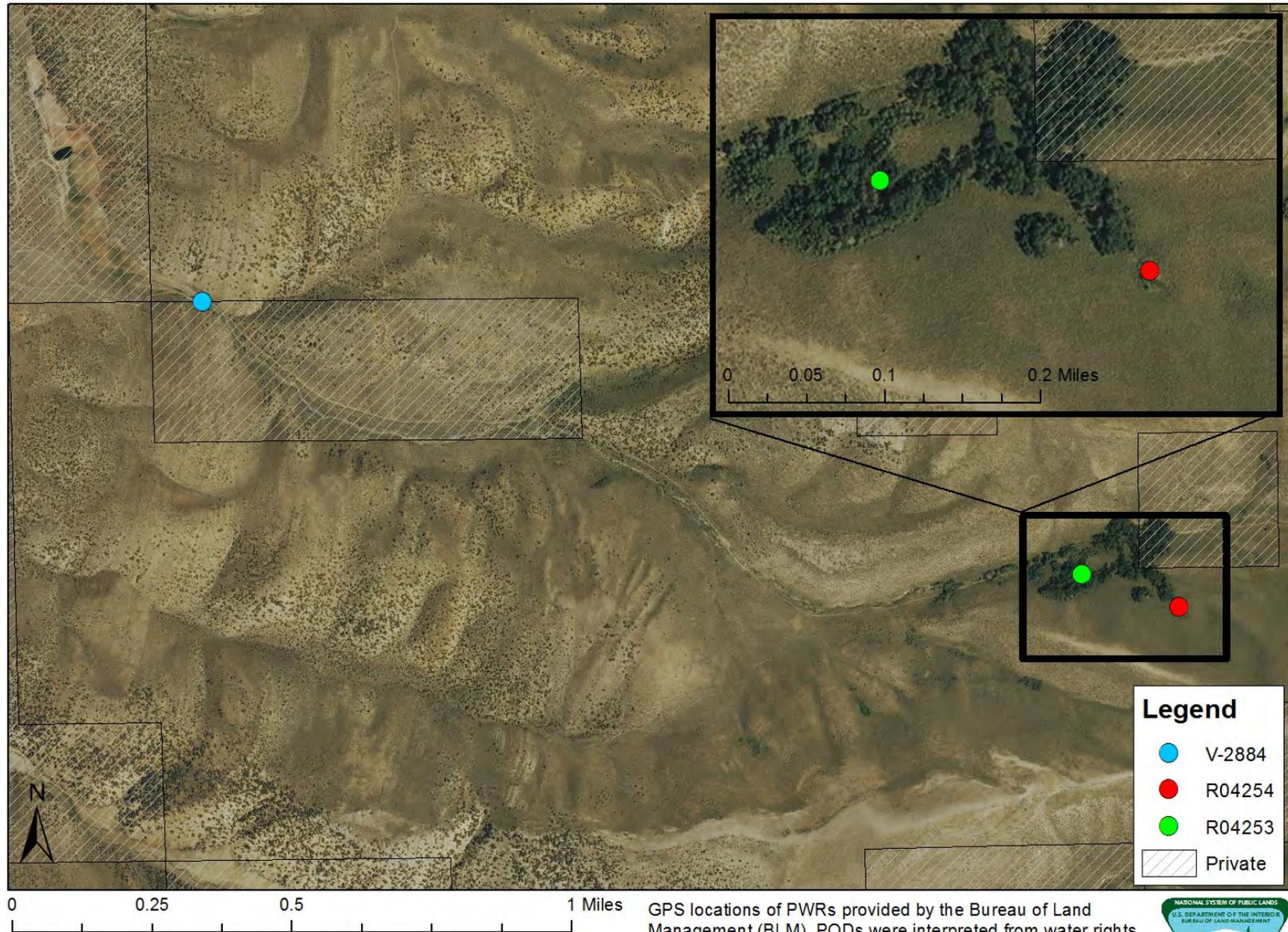
R-04253 & 4254



GPS locations of PWRs provided by the Bureau of Land Management (BLM). PODs were interpreted from water rights permits and maps. National Geographic topographic map. No warranty is made by BLM as to the accuracy, reliability, or completeness of these data for individual use or aggregate use with other data.

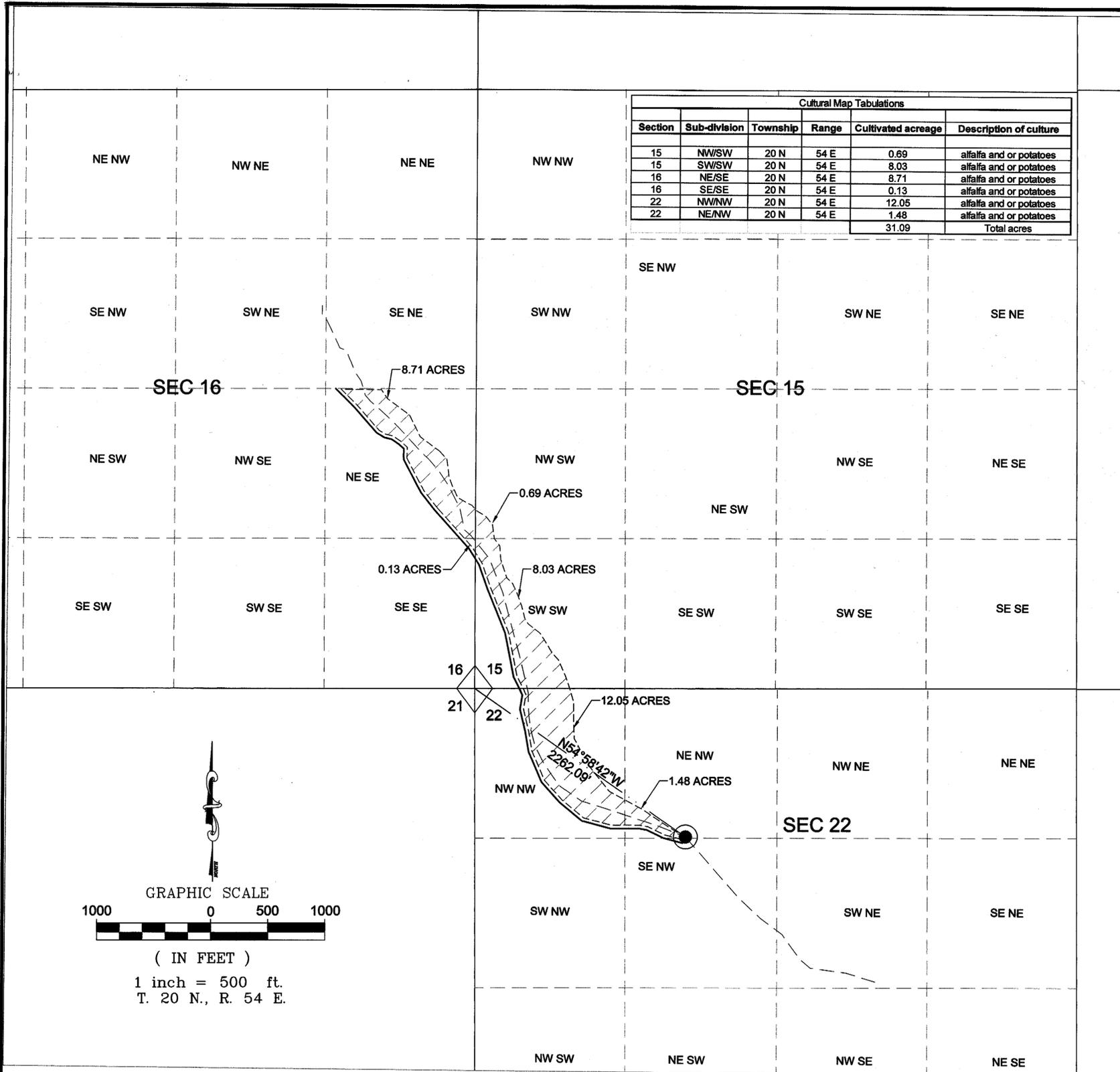


R-04253 & 4254



GPS locations of PWRs provided by the Bureau of Land Management (BLM). PODs were interpreted from water rights permits and maps. USDA NAIP imagery from 2013. No warranty is made by BLM as to the accuracy, reliability, or completeness of these data for individual use or aggregate use with other data.





STATE OF NEVADA }
 COUNTY OF WASHOE } SS

I, DAVID HAGEN, BEING FIRST DULY SWORN, DEPOSE AND SAY THAT THIS MAP, CONSISTING OF ONE SHEET HAS BEEN CORRECTLY DRAWN TO THE DESIGNATED SCALE FROM FIELD NOTES OF A SURVEY MADE BY ME, OR UNDER MY SUPERVISION AND DIRECTION, BETWEEN THE DATES OF MAY 24, 2018 AND MAY 29, 2018; THAT IT TRULY AND CORRECTLY REPRESENTS THE PROPOSED LOCATION AND EXTENT OF THE WORKS USED TO DIVERT WATER FROM A SURFACE SOURCE IN EUREKA COUNTY, NEVADA BY BINGHAM REVOCABLE LIVING TRUST, DATED APRIL 8, 1999 FOR IRRIGATION PURPOSES. THAT THE PROPOSED POINT OF DIVERSION, THE APPROXIMATE LOCATION AND SIZE OF THE DIVERTING CHANNEL OR OTHER CONDUIT, THE PLACE AND MANNER OF USE, AND THE LOCATION AND NAMES OF ALL OTHER WORKS OR STREAMS WHICH ARE CROSSED BY, OR CONNECTED WITH THE SAID WORKS, ARE FULLY AND CORRECTLY DESIGNATED THEREON.

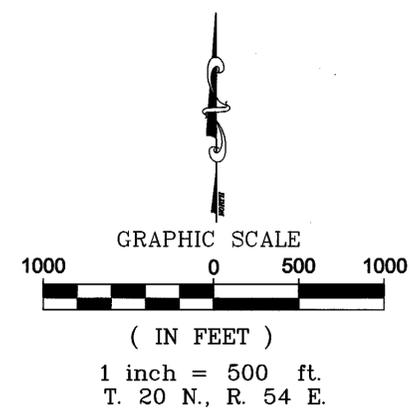
[Signature]
 DAVID L. HAGEN
 WRS 1227
 6/19/18
 DATE
 CIVIL
 No. 16460
 6/19/18

SUBSCRIBED AND SWORN BEFORE ME THIS 19th DAY OF June, 2018
 NOTARY PUBLIC IN WASHOE COUNTY STATE OF NEVADA.

MY COMMISSION EXPIRES 01-01-2020
 CAREN M. IDZINGA
 Notary Public - State of Nevada
 Appointment Record in Washoe County
 No: 06-9074-2 - Expires August 8, 2020
[Signature]
 CAREN M. IDZINGA
 06-19-2018
 NOTARY PUBLIC DATE

BASIS OF BEARINGS
 BASIS OF BEARINGS IS TAKEN FROM THE SURVEY GENERAL'S OFFICE MAP OF T. 20 N., R. 54 E., DATED MARCH 3, 1894

- LEGEND:**
- TIE LINE
 - POINT OF DIVERSION (P.O.D.)
 - ▨ PLACE OF USE (P.O.U.)
 - ◇ FOUND SECTION CORNER
 - - - HILDEBRAND CANYON CREEK
 - IRRIGATION DITCH



DATE: JUNE 2018	WELSH & HAGEN ASSOCIATES	JOB NO.: BINGHAM
DRAWN BY: BAMB	250 S. ROCK BLVD #118 Reno, Nevada 89502 Phone: 775-853-7776 Fax: 775-853-9191	DWG NO.: 1
CHECKED BY: DLH		SHEET 1 OF 1

STATE ENGINEERS USE
 002884
 FILED
 JUN 21 2018
 STATE ENGINEER'S OFFICE
 2018 JUN 21 AM 10:28
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MAP TO ACCOMPANY PROOF OF APPROPRIATION OF WATER FOR IRRIGATION PURPOSES BY BINGHAM REVOCABLE LIVING TRUST, DATED APRIL 8TH 1999 FROM HILDEBRAND CANYON CREEK IN EUREKA COUNTY, NEVADA

V02884

- AMENDED -

Proof No. V-02884

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 checked="" type="checkbox"/>	Stock water	<input 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 checked="" type="checkbox"/>	Domestic	<input checked="" type="checkbox"/>
-------------	-------------------------------------	----------	-------------------------------------

NAME OF CLAIMANT Bingham Revocable Living Trust, dated April 8, 1999

Address 340 Juniper Hill Road City of Reno County of Washoe

State of Nevada Telephone No. 775-443-8077 Email Address jbingham@mtrosehvac.com

1. Source of water Hildebrand Canyon Creek and its Tributaries
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 Ditch
Dam and ditch, pipeline, flume, natural channel, underground, etc.

3. The water is diverted from the following point(s):
NE¼ NW¼ Section 22 T. 20 N., R. 54 E. M. D. B. & M. or at a point from which the Northwest corner of said Section 22 bears N 54° 58' 42" W, a distance of 2262.09 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 1892
and completed 1892

5. The nature of the claimant's title to the land upon which the source of water and place of use is located:
USA Land Patent
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)
_____ County, at Page _____ of Book _____ of _____.

7. The amount of water diverted for the claim's purpose has been measured at
0.17 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):

(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 _____ was _____ cattle _____ horses _____ sheep _____ other (describe in remarks)
Year

The watering was conducted during each of the following months: _____

10. The approximate number of animals watered by the claimant in subsequent years was:
_____ cattle _____ horses _____ sheep _____ other (describe in remarks)

11. The water is impounded in _____
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 _____ 1892 _____

13. The dimensions of the ditch or canal as originally constructed were: Width on bottom _____ 2 _____ feet, width on top _____ 3 _____ feet, depth _____ 1 _____ feet, for _____ + 5400 _____ lineal feet of improvement, on a grade of _____ 2 to 4 _____ 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 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 Alfalfa and Potatoes
(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 March 1 to October 1 of each year. The average number of cuttings in a year is typically 1 cuttings and the maximum number of cuttings in a year is 2 cuttings.

22. The water claimed / 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):

Stream flows dictate the amount of acreage irrigated. During drought years, little to no land was irrigated. 2 years there has been irrigation of the lands described herein.

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

25. The minimum flow needed to push the diverted water over the claimed place of use in an average year is 1.0 cubic feet per second. The quantity of water used to irrigate the claimed place of use during an average irrigation season is 93.27 acre-feet per annum.

26. The maximum flow diverted to the claimed place of use in an irrigation season is 3.0 cubic feet per second.

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27. List the year of priority for meadows 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
<u>1892</u>	<u>0.69</u>	acres in the <u>nw/sw</u> of Sec.	<u>15</u> , T.	<u>20N</u> (N./S.), R.	<u>54</u> E. (circle one)
<u>1892</u>	<u>8.03</u>	acres in the <u>sw/sw</u> of Sec.	<u>15</u> , T.	<u>20N</u> (N./S.), R.	<u>54</u> E. (circle one)
<u>1892</u>	<u>8.71</u>	acres in the <u>ne/se</u> of Sec.	<u>16</u> , T.	<u>20N</u> (N./S.), R.	<u>54</u> E. (circle one)
<u>1892</u>	<u>0.13</u>	acres in the <u>se/se</u> of Sec.	<u>16</u> , T.	<u>20N</u> (N./S.), R.	<u>54</u> E. (circle one)
<u>1892</u>	<u>12.05</u>	acres in the <u>nw/nw</u> of Sec.	<u>22</u> , T.	<u>20N</u> (N./S.), R.	<u>54</u> E. (circle one)
<u>1892</u>	<u>1.48</u>	acres in the <u>ne/nw</u> of Sec.	<u>22</u> , T.	<u>20N</u> (N./S.), R.	<u>54</u> E. <i>BLM</i> (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

This creek has been used to irrigate crops for well over 130 years. A copy of the deeds, page 633, 634, and 635 (Eureka County, Nevada) describe the patented land and the transfer of farm utensils and machinery where said land is irrigated. Also mentioned is the John Peters Ranch which was a livestock operation using this land to pasture and water livestock well before the 1900's. Water is removed at the point of diversion and then spread over the land by feeder ditches designed to give maximum coverage for the water. The main ditch (see Application map) follows a course of north-north westerly along the western side of the canyon. John Hancock filed an Application for Patent in 1894 on 560 acres of which the irrigated lands are part. Patent recorded in Nevada State Land Office, Carson City, Nevada. A Land Patent was issued to John Joseph Teicheira in 1901.

Attached is a copy of the 1894 Survey General's Office map of T. 20 N., R. 54 E., showing a reservoir straddling portions of the SW¼ SW¼ of Section 15 and the NW¼ NW¼ of Section 22. This suggests irrigation was occurring before 1894. Also attached is an Affidavit dated September 22, 1976 and signed by Raymond Labarry, Jr. stating that the waters of Hindebrand Canyon Creek had been used for a period of at least ninety (90) years prior to his acquisition of the property.

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

Bingham Revocable Living Trust, dated 4/8/1999 are full and correct to the best of their knowledge and belief.
(Name)

Sam E. Monteleone has been authorized by the Claimants to act as their Agent

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

Name Sam E. Monteleone Signature *Sam E. Monteleone*
(Please type or print name) (Please sign in the presence of a Notary Public)

Address 2426 Haida Court State of Nevada ZIP Code 89506-9118

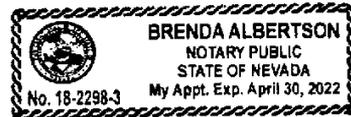
Telephone Number 775-843-4419 Email Address oldnevadanwater@gmail.com

State of Nevada
County of Carson City

Subscribed and sworn to before me on June 11, 2018
(Date)

by Sam E. Monteleone

Brenda Albertson
Signature of Notary Public Required



Notary Stamp or Seal Required

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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.

THE STATE OF NEVADA
PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source Hildebrand Canyon Creek

The water is diverted from its source Hildebrand Canyon Ditch

at the following point(s) SE 1/4 of NW 1/4 Section 22, T.20N., R.54E or 130° SE and 2270 feet

from the NW corner of Section 22

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

(1) Name of claimant United Dressed Beef, Inc.

Address Eureka, County of Eureka

State of Nevada

(2) The means of diversion employed Earth Ditch

(3) The date of the survey of ditch, canal, or pipe line was Before 1900

(4) The construction of the ditch or other works was begun Before 1900

and completed Before 1900

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom 2

feet, width on top 3 feet, depth 1 feet, on a grade of 2 to 4 feet per thousand feet.

(6) The conduit has not been enlarged.

NOTE—If enlargement or extension of ditch was made, supply information under (7) and (8)

(7) The work of enlargement of the ditch or canal was begun

and completed

(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.

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

100% ownership

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

(10) The nature of the title to the land for which the water right is claimed is

Fee Simple

Fee simple, public domain, etc.

(11) Crops of Grasses, potatoes

have been grown upon the land irrigated.

(12) The water has been used for irrigation from March 1 to Sept 1

of each year.

Day of month

Day of month

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Aug. 26, 1976
STATE ENGINEER'S OFFICE

(13) 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.

1890's, - 15 acres in the NW $\frac{1}{2}$ of NW $\frac{1}{2}$ of Sec. 22, T. 20~~N~~^N, R. 54 E.
 Year
 1890's, - 10 acres in the SE $\frac{1}{2}$ of SE $\frac{1}{2}$ of Sec. 16, T. 20~~N~~^N, R. 54 E.
 1890's, 15 acres in the NE $\frac{1}{2}$ of SE $\frac{1}{2}$ of Sec. 16, T. 20^N, R. 54 E.
 1890's, 18 acres in the SW $\frac{1}{2}$ of SW $\frac{1}{2}$ of Sec. 15, T. 20^N, R. 54 E.
 1890's, 2 acres in the NW $\frac{1}{2}$ of SW $\frac{1}{2}$ of Sec. 15, T. 20^N, R. 54 E.
 1899's, 2 acres in the SE $\frac{1}{2}$ of NW $\frac{1}{2}$ of Sec. 22, T. 20^N, R. 54 E.
 _____, _____ acres in the _____ of Sec. _____, T. _____, R. _____ E.
 _____, _____ acres in the _____ of Sec. _____, T. _____, R. _____ E.
 _____, _____ acres in the _____ of Sec. _____, T. _____, R. _____ E.
 _____, _____ acres in the _____ of Sec. _____, T. _____, R. _____ E.
 _____, _____ acres in the _____ of Sec. _____, T. _____, R. _____ E.
 _____, _____ acres in the _____ of Sec. _____, T. _____, R. _____ E.
 _____, _____ acres in the _____ of Sec. _____, T. _____, R. _____ E.
 _____, _____ acres in the _____ of Sec. _____, T. _____, R. _____ E.
 _____, _____ acres in the _____ of Sec. _____, T. _____, R. _____ E.
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 _____, _____ acres in the _____ of Sec. _____, T. _____, R. _____ E.
 _____, _____ acres in the _____ of Sec. _____, T. _____, R. _____ E.
 _____, _____ acres in the _____ of Sec. _____, T. _____, R. _____ E.
 _____, _____ acres in the _____ of Sec. _____, T. _____, R. _____ E.
 _____, _____ acres in the _____ of Sec. _____, T. _____, R. _____ E.

(14) The maximum acreage irrigated in any year was 62 Acres _____ acres.

(15) The water claimed has ~~has not~~ been used for irrigation each and every year since the right was initiated. Strike out one not wanted

(16) The years during which no water was used for irrigation or during which the full water right was not used were None

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 _____ County, said record being at page _____ of Book _____ of _____, and being a claim for _____ 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 ditch 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 Water

(19) The character of the soil is Loam 3 acre-feet per acre per annum have been used to irrigate the crops. A continuous flow of 17 or 186 cubic feet of water per second has been used to irrigate 62 acres of land.

(20) Remarks: This creek has been used to irrigate crops for well over 80 years. A copy of the deed between John J. Teicheira to Chris Hildebrant, Book 15 of deeds, page 633, 634, and 635 describe the patented land and the transfer of farm utensils and machinery where said land is irrigated. Also mentioned is the John Peters Ranch which was a livestock operation using this land to pasture and water livestock well before the 1900's. The water is removed at the point of diversion and then spread over the land by feeder ditches designed to give maximum coverage for the water. John Hancock filed an application for patent in 1894 on 560 acres of which this land is part. Recorded in Nevada State Land office, Carson City, Nev.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by United Dressed Beef are full and correct to the best of his knowledge and belief. Donald D. Eldridge, agent for United Dressed Beef, Inc.
If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant



By Donald D. Eldridge

Subscribed and sworn to before me this 24 day of August, 1976

Notary Public in and for the County of Shoshone

My commission expires May 27, 1980

\$10 FILING FEE MUST ACCOMPANY PROOF





