

THE STATE OF NEVADA.

PROOF OF THE APPROPRIATION OF WATER.

State your name

C. Hernleben

1. Q. Postoffice

A.

Yerington, Lyon Co., Nevada.

2. Q. State the use to which the water has been applied.

A.

Irrigation and domestic use

3. Q. State the means of diversion employed.

A.

By lateral ditches

4. Q. If through a ditch state its name.

A.

Fox Ditch

5. Q. (a) State date of survey of the ditch or other distributing works through which the water claimed is diverted. (b) The date when the construction of such ditch was begun and when completed.

A. (a)

Surveyed in 1863

(b)

Began in fall of 1863; completed in spring, 1864

6. Q. If any enlargements were made state the date when begun and the date when completed.

A.

Enlarged in 1868

7. Q. State dimensions of the ditch as originally constructed, and as enlarged.

A.

*Original dimensions; Headgate about 4 ft wide and about 5 ft high
Enlarged dimensions; Headgate 8 ft wide, and about 5 ft high*

8. Q. State the name of person, association of persons or corporation who built the ditch or canal, and the name or names of its present owners.

A.

Built by Milton Root and Alex McLeod

9. Q. State the nature of your title to the land for which an appropriation is claimed, and if not owned by you give the name of the owner and the nature of the possessory right which you exercise.

A.

By U. S. Patent

10. Q. State the year when water was first used for irrigation or other beneficial purposes, and by whom. If for irrigation, give the number of acres watered the first year, with the legal subdivisions on which the water was used, and as near as may be the acres irrigated in each legal subdivision.

A.

43 acres were irrigated in 1867 by John Ferrel, in the NW 1/4, NE 1/4, sec 26 T. 13 N. R. 25 E. this was irrigated from the Mickey ditch

11. Q. State the number of acres watered each subsequent year, and give the legal subdivisions on which the water was used, and as near as may be the acres irrigated in each legal subdivision.

A. 77 acres, were put in, in 1868, in the E $\frac{1}{2}$, N.E. $\frac{1}{4}$ of said sec. 26.
30 acres, were put in, in 1869 in the S.W. $\frac{1}{4}$ N.E. $\frac{1}{4}$ of said sec. 26.
In 1872, the whole of the N.E. $\frac{1}{4}$ of said sec. 26 was under cultivation, and has been irrigated continuously since.
40 acres were irrigated in 1872, in the N.W. $\frac{1}{4}$, N.W. $\frac{1}{4}$ of sec. 25, T. 13 N. R. 25 E.

12. Q. If water is claimed for irrigation, give the legal subdivisions of land owned or controlled by you for which an appropriation is claimed.

A. None

13. Q. State the acreage said ditch is capable of watering; give the legal subdivisions of land which it can be made to irrigate, and state who owns said land.

A.

14. Q. State the character of the soil and the kind of crops cultivated.

A. Sorty of a tulu loam; Grain, alfalfa.

15. Q. Are you an owner in said ditch? If so state your proportionate interest therein.

A. Yes; 10 shares

16. Q. The plat prepared by the State Engineer is hereby accepted as showing correctly the location of the Fox Ditch and the land which can be irrigated therefrom.

A. About correct

17. Q. When does your irrigation season begin and when does it end?

A. Begins about 1st April; ends about 30th September

18. Q. If water is used for other purposes than irrigation, state the nature of such use, the time when such use began, and how much water is required for such purpose.

A. *Used for watering stock*

19. Q. During what months is the water used?

A. *All the year*

20. Q. Have you had sufficient water each year since the use for which an appropriation is claimed began? If not, state the years of scarcity, the months when the supply was insufficient, and the reason of such scarcity.

A. *Very scarce in 1889; has been scarce in 4 or 5 irrigation seasons, due to ^{not much} ~~no~~ water in the river and improper distribution*

Signed:

C. Herrlehen

Yerington Lyon County

Nevada,

April 4th

, 1907

Sworn to and subscribed before me at *Yerington Nevada*, this *fourth* day of *April* *A.D.*, 1907

N. W. Hillis

, Notary Public.

Remarks:

0315

PROOF OF APPROPRIATION

Date of Appropriation

PRIORITIES.

GENERAL. STREAM.

NAME OF STREAM.

pot

TRIBUTARY OF

NAME OF CLAIMANT.

E. Humbler

Filed in this office this *14th*

day of *April*, 1907.

Henry Russell

State Engineer.

