

# THE STATE OF NEVADA.

## PROOF OF THE APPROPRIATION OF WATER.

estate of James Johnston Deceased.  
State your name Charles E. Johnston, Executor

1. Q. Postoffice.

A. Yerington, Lyon Co., Nevada

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

A. Irrigation, Stock & domestic uses.

3. Q. State the means of diversion employed.

A. Ditch and dam.

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

A.

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) Dec. 20, 1869

(b) Begun 1869 - completed May 1870

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

A. Ditch about the year 1879 amended and completed in Spring of said year.

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

A. Head gate about 10 ft wide about 3 ft deep. 6 miles long.

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.

and Levi O. Shely.  
A. James Merritt, Kerby Anderson, Present owners, Miller & Lux, Henry Wood, J. B. Gallagher, James Mills, Chas. Snyder, Lyon Co.

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. N.E. 1/4 of Sec. 30, T. 14 N., R. 26 E. from State of Nevada N.E. 1/4 of N.W. 1/4 Sec. 30, T. 14 N., R. 26 E. U.S. Patent to S.E. 1/4 of N.W. 1/4 Sec. 30, T. 14 N., R. 26 E. State of Nevada. 240 acres, Estate of J. Johnston deceased.

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. 1871 by W. K. Coaric reclaimed 15 acres in S.W. 1/4 of N.W. 1/4 Sec. 30 and 10 acres in S.E. 1/4 of N.E. 1/4 Sec. 30, reclaimed in 1872, 8 acres in S.E. 1/4 of N.E. 1/4 of Sec. 30.

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. Commenced clearing and irrigating land thereafter in 1873, and during period of about 6 years, to and inclusive of 1878 reclaimed about 70 acres of N.E. 1/4 of Sec. 30

John Adler irrigated about 20 acres of the N.E. 1/4 of N.W. 1/4 of Sec. 30, first about 1881. The remaining 20 acres of said tract and the S.E. 1/4 of N.W. 1/4 have been irrigated by seeping or flooding since 1881, raising wild grass. Said land all lying in Sec. 30, T. 14 N. R. 26 E. M. D. B. & M.

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. I claim water for the irrigation of the N.E. 1/4 of N.E. 1/4 and ten acres of the S.E. 1/4 of the N.E. 1/4 Sec. 30, T. 14 N. R. 26 E. 50 acres.

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. I am not competent to answer

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

A. Black adobe, sandy soils alluvial and  
wain, grain, hay, alfalfa, potatoes & vegetables

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

A. No.

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

A. Have no knowledge of such plat

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

A. March - ends in October

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. *No other use*

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

A.

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. *No. Scarcity quite a number of years in August and September*

Signed:

*Charles E. Johnston*

*Yerington*

, Nevada,

*May 25*, 190*7*

Sworn to and subscribed before me at

*Yerington Nev.*, this *25*

day of

*May*

, 190*7*.

*E. H. Whitacre*, Notary Public.

Remarks:

11005

# PROOF OF APPROPRIATION

Date of Appropriation .....

## PRIORITIES

GENERAL. . . . . STREAM.

NAME OF STREAM.

TRIBUTARY OF

NAME OF CLAIMANT.

*James Johnston*

Filed in this office this

day of . . . . ., 190.....

State Engineer.

