

FILED AUG 31 1909

Returned for acknowledgment
8/2/09
0739

THE STATE OF NEVADA.

PROOF OF THE APPROPRIATION OF WATER.

State your name *George A Middleton*

1. Q. Postoffice.

A. *Battle Mountain Lander County Nevada*

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

A. *Irrigating and watering stock*

3. Q. State the means of diversion employed.

A. *Through a 2 inch pipe and ditch*

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

A. *Middleton 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) _____

(b) *Began & completed in 1884*

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

A. *No enlargement*

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

A. *Ditch about 28 inches wide 18 inches deep 970 feet long.
Pipe 350 feet in length*

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. *G. A. Middleton*

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. *Possessory*

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. *about 6 acres began using water about 1884*

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. on $\frac{1}{4}$ Sec 23, T. 30 N. R. 45 East 7th D. M.
about 6 acres

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. on part of Sec 23 ($\frac{1}{4}$) T. 30 N. R. 45 East 7th D. M.

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. no of acres about 6 - acres - on $\frac{1}{4}$ of Sec.
23, T. 30 - N. R. 45 East land owned by S. A. Middleton

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

A. Fruit - Potatoes + Garden Truck soil loamy.

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

A. own all the ditch

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. _____

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

A. Use it the year round - when not frozen

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.

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

A. all the year excepting when frozen over

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. not more than can be used for the purposes mentioned

Signed:

G. W. Middleton
Dink

Dewis & Under Counts Nevada August 1st 1909

State of Nevada,

COUNTY OF LANDER.

Harry Harris

County Clerk

and ex-officio Clerk of the District Court, in and for said County, do hereby certify that

E. J. George

, before whom the foregoing

Affidavit

was taken, was, at the time of taking the same and still is

Justice of Peace

regent township

in and for said County, that the signature of the said

E. J. George

is genuine, and that full faith and credit are due to all his official acts.

Witness my hand, and Seal of said Court, this

6th

day of

August

A. D. 1909

Harry Harris

County Clerk,

And ex-officio Clerk of the District Court, Lander County, Nevada.

By

Deputy Clerk.

0739

PROOF OF APPROPRIATION

Date of Appropriation

PRIORITIES.

GENERAL.

STREAM.

NAME OF STREAM.

Lewis or Bens Creek.

TRIBUTARY OF

NAME OF CLAIMANT.

George A. Middleton.

Cont. 585-1 Page 291.

Filed in this office this

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day of, 190.....

State Engineer.

