

THE STATE OF NEVADA.

0766

PROOF OF THE APPROPRIATION OF WATER.

State your name Lay Brothers (A. T. Lay & O. L. Lay, partners)

1. Q. Postoffice. Amos, Humboldt County, Nevada.

A.

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

A. Irrigation

3. Q. State the means of diversion employed.

A. Small dams and ditches.

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

A. There are several small ditches, with no names.

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) Present ditches were constructed in 1897

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

A. These ditches have been used continually since 1897

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

A.

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. To the best of my knowledge, first ditches built by J. H.

Thies; Present owners Lay Brothers.

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. Title absolute, in fee.

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. 1897 by J. H. Thies. Eighty acres first year, twenty on each forty of NW 1/4 of SW 1/4; SW 1/4 of NW 1/4 Sec. 5; SE 1/4 of NE 1/4; NE 1/4 of SE 1/4 Sec. 6, Tp. 40 N., R. 31 E.

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. The same eighty acres was irrigated each subsequent year from 1897 to 1903. From 1903 until the present (1909) we have irrigated 120 acres of the same subdivisions described under 10, each and every year, except 1907, when the water was short.

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. SW $\frac{1}{4}$ of NW $\frac{1}{4}$; NW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 5; SE $\frac{1}{4}$ of NE $\frac{1}{4}$; NE $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 6 Tp. 40 N., R. 31 E.

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. Said ditches are capable of watering only the land heretofore described.

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

A. Sandy loam; All wild meadow hay.

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

A. We own said ditches alone.

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. March 15 to July 1.

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. Watering stock.

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

A. March, April, May, June.

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. Water scarce in 1907 on account of small snow fall in the Jackson mountains.

Signed: *Lay Brothers*
By A. G. Lay

Winnemucca, Humboldt County, Nevada, December 13th, 1909.

Sworn to and subscribed before me at Winnemucca, Nevada, this 13th.

day of December, 1909.

P. E. Leonard

Notary Public.

County Clerk and ex officio Clerk of the Second Judicial District
Court of the State of Nevada, in and for the County of Humboldt.

Remarks: Water is from an un-named creek, dry except in the spring, which has its head in the Jackson mountains, on unsurveyed land, and when running full in the spring, was a tributary of Quin river.

Mary Ellen Clark

0766

PROOF OF APPROPRIATION

Date of Appropriation

PRIORITIES.

GENERAL STREAM.

NAME OF STREAM.

Wagon Meadow

TRIBUTARY OF

Arundellet River.

NAME OF CLAIMANT.

Jay D. Barber

Filed in this office this

day of, 19

FILED DEC 14 1909

State Engineer.

