

0719

# THE STATE OF NEVADA.

## PROOF OF THE APPROPRIATION OF WATER.

State your name B. F. and F. H. Murphy.

1. Q. Postoffice.

A. Eagleville, Modoc County, California.

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

A. For irrigation, and for the watering of stock.

3. Q. State the means of diversion employed.

A. Headgate in Duck Lake or Wall Canyon Creek,

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

A. Richardson 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) Commenced by J. W. Richardson in 1882, completed in 1882,

(b) \_\_\_\_\_

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

A. Extended and completed by J. W. Richardson in 1883.

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

A. About four feet wide, and two feet deep at head of ditch.

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. Constructed by J. W. Richardson, now owned by B. F. and F. H. Murphy.

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. Nevada State Contract

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. In 1882 by J. W. Richardson, 200 acres more or less, in the SE $\frac{1}{4}$  of SW $\frac{1}{4}$  Sec. 17, and NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , the S $\frac{1}{2}$  of NE $\frac{1}{4}$  and the NE $\frac{1}{4}$  of SE $\frac{1}{4}$  Sec. 20, all in T. 38 N., R. 18 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. Same 200 acres and in addition thereto about 100 acres in the  $W\frac{1}{2}$  of  $NW\frac{1}{4}$  Sec. 21, and  $S\frac{1}{2}$  of  $SE\frac{1}{4}$ ,  $NE\frac{1}{4}$  of  $SW\frac{1}{4}$ , and  $SE\frac{1}{4}$  of  $NW\frac{1}{4}$  of Sec. 17, T. 38 N., R. 18 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.  $SW\frac{1}{4}$  of  $SW\frac{1}{4}$  of Sec. 16, Lots 1-2 and 3,  $SW\frac{1}{4}$  of  $NW\frac{1}{4}$  and  $E\frac{1}{2}$  of  $SW\frac{1}{4}$  and  $S\frac{1}{2}$  of  $SE\frac{1}{4}$  of Sec. 17, also  $E\frac{1}{2}$  of  $NE\frac{1}{4}$  and  $SE\frac{1}{4}$  of  $NE\frac{1}{4}$  and  $NE\frac{1}{4}$  of  $NW\frac{1}{4}$  of Sec 20, also  $E\frac{1}{2}$  of  $NW\frac{1}{4}$  of Sec. 21, all of Tp. 48 N, of Range 18 E. of M.D.B. & 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. Between 500 and 600 acres, as described in answer to Q. 12, all owned by me.

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

A. Natural hay land

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

A. Sole owner of 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. February 1, and June 25.

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. For watering of stock. Began in 1882.

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

A. At all times that there is enough water to reach the said land.

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. Some seasons not sufficient water to irrigate the land. Some years by reason of drought and others by reason of the water being turned by Dr. W.H. Patterson, so that it will run into Duck Lake.

Signed:

*B. H. Murphy*

Cedarville, California, Nevada, August 13th, 19 09.

Sworn to and subscribed before me at Cedarville, California, this 13th,

day of August, 19 09.

*J. E. Bush*

, Notary Public.

Remarks: I object to Dr. W.H. Patterson's using or appropriating the water, formerly claimed by parties owning the lands which I now own, and used on the said lands, for use on lands located after the lands which I now own were located.

0719  
FILED AUG 17 1909

**PROOF OF APPROPRIATION**

Date of Appropriation .....

**PRIORITIES.**

GENERAL.                      STREAM.

NAME OF STREAM.

*Wash Canyon Creek.*

TRIBUTARY OF

*Richardson Ditch*

NAME OF CLAIMANT.

*B. J. and J. H. Murphy.*

Filed in this office this .....

day of **FILED** **AUG 17 1909**

State Engineer.



THE STATE OF NEVADA.

0729

PROOF OF THE APPROPRIATION OF WATER.

Wall Canyon Cr.

State your name B.F. & F.H. Murphey

1. Q. Postoffice.

A. Eagleville, Modoc County, California

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

A. For irrigating meadow land

3. Q. State the means of diversion employed.

A. Head Dam in Duck Lake Creek

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

A. Coppersmith 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) Commenced by Coppersmith in 1872

-1882

(b) Completed in 1872

1883

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

A. Extended and completed by J.W. Richardson in 1877

1883

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

A. About four feet wide and two feet deep at the head of ditch.

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. Constructed by Wm. Coppersmith and owned by him, next by

J.W. Richardson, who constructed extension, now by B.F. & F.H. Murphey.

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

A. Nevada State Contract land

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. In 1872 by Wm. Coppersmith, 200 acres - might say more or less.

Near 200 acres, being the S.E. 1/4 of SW. 1/4 of Section 17 and the NE. 1/4 of the NW. 1/4, the South 1/2 of NE. 1/4 and the NE. 1/4 of SE. 1/4 of Section 20, all in Township 38 North, Range 18 East.

1882

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 200 acres and in addition thereto about 100 acres the same being a prt of the following described land; W1/2 of NW.1/4 Section 21, and the S1/2 of SE.1/4, NE.1/4 of SW.1/4 and the SE.1/4 of NW.1/4 of section 17, all of Townsh: 38, Range 18.

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. Land under Contract #2338	40 Acres
" 2627	160
" 3280	240
" 8911	235

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. 500 acres, Contract held by J.W. Richardson and sold to B.F. & F.H. Murphey, conditionally.

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

A. Natural Hay land

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

A. Possessory owner until titled by State

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

A.

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

A. February 1st. June 25th.

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. ....

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. Owing to extreme drought and also being turned into a dry lake by others, to evaporate, on occasions.

Signed:

*B. F. & J. M. Murphy*  
*by F. P. Murphy*

Cedarville, California, Nevada, Augyst 15th, 1907

Sworn to and subscribed before me at Cedarville, California, this fifteenth day of August, 1907.

*J. C. Bush*, Notary Public.

Remarks: .....

0719  
0719

**PROOF OF APPROPRIATION**

Date of Appropriation .....

PRIORITIES

GENERAL. STREAM.

NAME OF STREAM.

*Duck Lake Creek*

PERMITTEE OF

*Carl Pfeiffer*  
*045-49546 - (Pages 261-271)*

NAME OF CLAIMANT.

*B. F. H. Wheeler*

Filed in this office this *19*

day of *May* 19*19*.

State Engineer.

