01762

Filing Serial No. 01762

4-13-21

THE STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

FILED
Apr 13 1921
STATE ENGINEER'S OFFICE

From Rock Creek, (Quinn River Valley Dist.)
Name of natural water source

Through Rock Creek Ditch.
Name of ditch, flume, or pipe line

Daniel Gabica., *the undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by* him *are full and correct to the best of his knowledge and belief.*

If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant

(1) Name of claimant Daniel Gabica.

Address Rebel Creek., *County of* Humboldt.

State of Nevada.

(2) The means of diversion employed Dams and ditches, thence conveyed to the lands by means of laterals..
Dam and ditch, pipe line, flume, etc.

(3) The date of the survey of ditch, canal, or pipe line was About 1879.

(4) The construction of the ditch or other works was begun April 1879 to 1881.

and completed Not known.

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom 2' x 2' x 3' *feet, width on top* 3.0 *feet, depth* 2.0 *feet, on a grade of* 36.4% *feet per thousand feet.*

(6) The conduit ~~has~~ *(has not) been enlarged.* Not that I know of.
NOTE—If enlargement or extension of ditch was made, supply information under (7) and (8)

(7) The work of enlargement of the ditch or canal was begun

and completed

(8) The dimensions of the ditch or canal as enlarged are: Width on bottom ..... *feet, width on top* ..... *feet, depth* ..... *feet, on a grade of* ..... *feet per thousand feet.*

(9) The claimant is (is not) an owner in the above-described conduit.

Yes.
If claimant is an owner in the conduit, state interest held on this line

(10) The nature of the title to the land for which the water right is claimed is Patented lands.

(11) Crops of Alfalfa, grain, garden and orchard, as well as wild grass in the sage *have been grown upon the land irrigated.*

(12) The water has been used for irrigation and domestic use *from* January 1st (Day of month) *to* December, 31st (Day of month) *of each year.*

(13) The water was first used for irrigation by claimant or its *grantors in the year* 1879. *when* not given *acres were irrigated in the* ..... *of Sec.* 35.-36-26

T. 43 N-, *R.* 37 *E.*, MDBM.

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(14) *The additional number of acres first irrigated in subsequent years was as follows:*

April, 1879 (Year) -1881. 30.5 *acres in the* NE¼ of NW¼ *of Sec.* 35, *T.* 43 N- *R.* 37 *E.*

" " " " " " " " 26.86 *acres in the* SE¼ of NW¼ *of Sec.* ", *T.* ", *R.* " *E.*

" " " " " " " 36.25 *acres in the* NW¼ of NE¼ *of Sec.* ", *T.* ", *R.* " *E.*

" " " " " " " 35.45 *acres in the* SW¼ of NE¼ *of Sec.* ", *T.* ", *R.* " *E.*

" " " " " " " 29.61 *acres in the* NE¼ of NE¼ *of Sec.* ", *T.* ", *R.* " *E.*

" " " " " " " 38.82 *acres in the* SE¼ of NE¼ *of Sec.* ", *T.* ", *R.* " *E.*

" " " " " " " 1.00 *acres in the* NE¼ of SE¼ *of Sec.* ", *T.* ", *R.* " *E.*

" " " " " " " 4.50 *acres in the* NW¼ of NW¼ *of Sec.* 36, *T.* 43 N- *R.* 37 *E.*

" " " " " " " 33.95 *acres in the* SW¼ of NW¼ *of Sec.* ", *T.* ", *R.* " *E.*

" " " " " " " .75 *acres in the* NW¼ of SW¼ *of Sec.* ", *T.* ", *R.* " *E.*

" " " " " " " .25 *acres in the* SE¼ of SW¼ *of Sec.* 26., *T.* ", *R.* " *E.*

" " " " " " " *acres in the* ..... *of Sec.* ....., *T.* ....., *R.* ..... *E.*

" " " " " " " *acres in the* ..... *of Sec.* ....., *T.* ....., *R.* ..... *E.*

" " " " " " " *acres in the* ..... *of Sec.* ....., *T.* ....., *R.* ..... *E.*

" " " " " " " *acres in the* ..... *of Sec.* ....., *T.* ....., *R.* ..... *E.*

Remarks: .....

Append a sheet if necessary

(15) *The maximum acreage irrigated in any year was* 237.94 acres. *acres.*

(16) *The water claimed has* (~~hasxxxx~~) *been used for irrigation each and every year since the right was initiated.*

Strike out one not wanted

It has. to the best of my knowledge..

(17) *The years during which no water was used for irrigation or during which the full water right was not used were* None that I know of..

If water was not used, or used in reduced quantity at any time, full information as to causes and duration of non-use should be given, appending a sheet if necessary

(18) *The claimant's water right was* (~~xxxxxx~~) *recorded in the office of the County Recorder of* Humboldt *County, said record being at page* 318. *of Book* D *of* Notices., *and being a claim for* Does not state. *of water for the irrigation of* ..... *acres of land in the following legal subdivisions:* .....

NOTE—Failure to record in the county in no way invalidates a water right, but if ditch or right was so recorded, supply full information under (19)

(19) *The map provided by the State Engineer and attached hereto as a part of this proof is hereby accepted as correctly showing the ditch lines or irrigation works diverting or conveying the water claimed and the lands irrigated.*

(20) *Water from the source given and through the works described is also used for the following purposes other than irrigation:* Domestic use and the general watering of cattle, sheep and horses..

(21) *The character of the soil is* sandy and very gravelly *The soil needs* 3 to 4 *acre-feet*
(Sandy, gravelly, loam)
per annum to properly irrigate the crops. A continuous flow of ..... *cubic feet of water per second, during the irrigation season of* seven *months, is needed to irrigate each 100 acres of land.*

(22) *Remarks:* The soil is very porus, being a granite kind of soil and sandy loam, the slope is excessive for easy irrigation and is such that it requires much water to irrigate the lands, and great care has to be taken in order to keep the lands well irrigated..

The map as filed is to be considered a part of this proof, which is from actual surveys and shows the numerous irrigation ditches that are required to irrigate the lands properly..It also shows the fall of the land by the contours as shown on map..

A water rights has been filed in Book D. of notices on page 318. stating that the Rock Creek ditch has been in use since April, 1879.

The filing does not state the number of acres or the size of the of the canal. Said filing made by F.P.Snapp owner of the lands..

T.F. Melody of Rebel Creek P.O. also states that he well remembers that the lands were irrigated in 1881 and he is positive that it was in 1883 when a man named Ab Holt claimed to have 160 acres..

The point of diversion for this ranch lies in S.W.¼ of S.E. ¼ Sec, 36 Tp. 43 N. R. 37 E. MDBM.

Samuel Sabicer

Subscribed and sworn to before me this 25 th. *day of* February. *, 19* 21.

A D Dern

Notary Public in and for the County of Humboldt State of Nevada.

My commission expires June 18th 1921

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This part of form to be left blank by claimant

Filing Serial No. 01762

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Water Source Rock Creek

Through Rock Creek Ditch

Claimant Daniel Gabica

Filed in the office of the State Engineer on

April 13, 1921

J. G. Scrugham

State Engineer.

Certificate No. ..... issued hereunder

....., 191...

Form No. B 4 1M—4-20-17