AMENDED

Filing Serial No. 01869

THE STATE OF NEVADA
PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source Bilkey Creek and Tributaries
Name of natural water source

The water is diverted from its source Bilkey Ditch
Name of ditch, flume or pipe line

at the following point(s) Lot 1 of Section 3, T 36 N, R 61 E, MDB & M., at a
List all points of diversion from this source, appending a sheet if necessary

point from which the NE corner of said Section 3 bears N 38° 51' 12" E,
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed

1142.30 feet.
land, it should be stated

(1) Name of claimant Kenneth L. and Deby A. Johns

Address Clover Valley, County of Elko

State of Nevada

(2) The means of diversion employed Dams, Ditches and Natural Channels
Dam and ditch, pipe line, flume, etc.

(3) The date of the survey of ditch, canal, or pipe line was Unknown

(4) The construction of the ditch or other works was begun N/A

and completed N/A

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom varies feet, width on top varies feet, depth varies feet, on a grade of varies feet per thousand feet.

(6) The conduit ~~has~~ (has not) been enlarged.
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 N/A

and completed N/A

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

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

Full Owner
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

Fee Simple
Fee simple, public domain, etc.

(11) Crops of Native Hay and Pasture have been grown upon the land irrigated.

(12) The water has been used for irrigation from January 1 to December 31 of each year.
Day of month — Day of month

(13) List the year of priority for acreages irrigated prior to March 1, 1905, from all points of diversion previously described, with corresponding subdivisions, appending extra sheets if necessary.

1895 Year, 43.57 acres in the Lot 4 of Sec. 2, T. 35N, R. 61 E.*

", 43.34 acres in the Lot 3 of Sec. 2, T. 35N, R. 61 E.*

", 42.09 acres in the Lot 2 of Sec. 2, T. 35N, R. 61 E.*

", 36.49 acres in the Lot 1 of Sec. 2, T. 35N, R. 61 E.*

", 24.24 acres in the SE¼ NE¼ of Sec. 2, T. 35N, R. 61 E.*

", 31.10 acres in the SW¼ NE¼ of Sec. 2, T. 35N, R. 61 E.*

", 34.88 acres in the Lot 5 of Sec. 2, T. 35N, R. 61 E.*

", 22.47 acres in the SW¼ NW¼ of Sec. 2, T. 35N, R. 61 E.*

", 42.39 acres in the Lot 4 of Sec. 1, T. 35N, R. 61 E.*

1873, 40.44 acres in the Lot 3 of Sec. 1, T. 35N, R. 61 E.*

", 39.49 acres in the Lot 2 of Sec. 1, T. 35N, R. 61 E.*

", 39.01 acres in the SW¼ NE¼ of Sec. 1, T. 35N, R. 61 E.*

", 39.87 acres in the SE¼ NE¼ of Sec. 1, T. 35N, R. 61 E.*

", 36.45 acres in the Lot 5 of Sec. 6, T. 35N, R. 62 E.*

", 39.97 acres in the SE¼ NW¼ of Sec. 6, T. 35N, R. 62 E.*

", 39.98 acres in the SW¼ NE¼ of Sec. 6, T. 35N, R. 62 E.*

", 39.99 acres in the SE¼ NE¼ of Sec. 6, T. 35N, R. 62 E.*

", 25.03 acres in the SW¼ NW¼ of Sec. 5, T. 35N, R. 62 E.*

", 28.12 acres in the SE¼ NW¼ of Sec. 5, T. 35N, R. 62 E.*

", 29.94 acres in the SW¼ NE¼ of Sec. 5, T. 35N, R. 62 E.*

(14) The maximum acreage irrigated in any year was 904.67 acres.

(15) The water claimed has (~~has not~~) been used for irrigation each and every year since the right was initiated. Strike out one not wanted

(16) The years during which no water was used for irrigation or during which the full water right was not used were N/A

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

(17) The claimant's water right was (was not) recorded in the office of the County Recorder of ..... County, said record being at page ..... of Book ..... of ....., and being a claim for ..... 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 (17)

BILKEY CREEK - JOHNS

(13) List the year of priority for acreages irrigated prior to March 1, 1905, from all points of diversion previously described, with corresponding subdivisions, appending extra sheets if necessary.

1873 Year, 30.72 acres in the SE¼ NE¼ of Sec. 5, T. 35N., R. 62 E.*

" , 38.85 acres in the NE¼ SE¼ of Sec. 5, T. 35N., R. 62 E.*

" , 40.00 acres in the SW¼ SE¼ of Sec. 5, T. 35N., R. 62 E.*

" , 38.58 acres in the NE¼ SW¼ of Sec. 5, T. 35N., R. 62 E.*

" , 37.66 acres in the NW¼ SW¼ of Sec. 5, T. 35N., R. 62 E.*

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(18) Water from the source given and through the works described is also used for the following purposes other than irrigation: Stockwater

(19) The character of the soil is Sandy, Gravelly (Sandy, gravelly, loam) 5 acre-feet per acre per annum have been used to irrigate the crops. A continuous flow of 3 cubic feet of water per second has been used to irrigate each 100 acres of land.

(20) Remarks: PLEASE NOTE: *MEANS WATERS ARE CO-MINGLED

This amended Proof of Appropriation only amends that portion owned by the applicant and does not amend that portion of 01869 owned by Antje Weeks..

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Kenneth L. & Deby A. Johns are full and correct to the best of his knowledge and belief. Deponent is the Attorney for the Claimants.

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

Of WILSON and BARROWS, LTD.

Subscribed and sworn to before me this 9th day of January, 19 89

Notary Public in and for the County of Elko

My commission expires

JUDITH A. STRAMEL
Notary Public-State of Nevada
Elko County, Nevada
App. Expires 1-26-92

$50.00
~~$10~~ **FILING FEE MUST ACCOMPANY PROOF**

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