

A M E N D E D

Filing Serial No. 01091

THE STATE OF NEVADA
PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source MEADOW CANYON CREEK AND TRIBUTARIES (ANTONE & BULL FRAME CREEK)

Name of natural water source (use separate proofs for each major source)

The water is diverted from its source OPEN DITCHES (NO PARTICULAR NAME)

Name of ditch, flume or pipe line

at the following point(s) IN THE NW 1/4 NE 1/4 OF SECTION 21, T. 10N., R. 45E., M. D. B. & M.,

List all points of diversion from this source, appending a sheet if necessary

UNSURVEYED, WHENCE THE NE CORNER OF SECTION 2, T. 9N., R. 45E., M. D. B. & M.,

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed

BEARS S. 40° 58' 04" E., 19537.53 FEET DISTANT, SAID POINT BEING THE FURTHEST

NORTH POINT OF IRRIGATED GROUNDS.

(1) Name of claimant E. WAYNE & JEAN N. HAGE

Address P. O. BOX 513, TONOPAH, County of NYE

State of NEVADA 89049

(2) The means of diversion employed DAMS AND DITCHES

Dam and ditch, pipe line, flume, etc.

(3) The date of the survey of ditch, canal, or pipe line was NO SURVEY

(4) The construction of the ditch or other works was begun DURING YEARS PRECEEDING 1902 and completed IN 1904 AND SUBSEQUENT YEARS.

(5) The dimensions of the principal tapping waters of Bull Frame ditch or canal as originally constructed were: Width on bottom 1 1/2 feet, width on top 1 1/2 feet, depth 1 feet, on a grade of -- feet per thousand feet.

(6) The conduit has (has/hot) 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 1902

and completed BY NATURE AND BY MAN IN 1912

(8) The dimensions of the ditch or canal as enlarged are: Width on bottom 2 feet, width on top 3 feet, depth 3 feet, on a grade of -- feet per thousand feet.

(9) The claimant is (is/ry) an owner in the above-described conduit.

ALL INTEREST

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 UNLESS OTHERWISE NOTED IN CULTURE BLOCK

Fee simple, public domain, etc.

(11) Crops of MEADOW GRASSES

have been grown upon the land irrigated. (e.g. alfalfa, native hay, grain, orchard, meadow or diversified pasture)

The water has been used for irrigation from JANUARY 1st to DECEMBER 31st 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.

Pre 1874,	0.06	acres in the	NE $\frac{1}{4}$ NW $\frac{1}{4}$	of Sec.	21,	T. 10N.,	R. 45	E.
Year								
"	4.71	acres in the	NW $\frac{1}{4}$ NE $\frac{1}{4}$	(USA) of Sec.	21,	T. 10N.,	R. 45	E.
"	2.53	acres in the	SE $\frac{1}{4}$ NW $\frac{1}{4}$	of Sec.	21,	T. 10N.,	R. 45	E.
"	10.62	acres in the	SW $\frac{1}{4}$ NE $\frac{1}{4}$	of Sec.	21,	T. 10N.,	R. 45	E.
"	1.84	acres in the	NE $\frac{1}{4}$ SW $\frac{1}{4}$	(USA) of Sec.	21,	T. 10N.,	R. 45	E.
"	17.28	acres in the	NW $\frac{1}{4}$ SE $\frac{1}{4}$	of Sec.	21,	T. 10N.,	R. 45	E.
"	8.03	acres in the	SW $\frac{1}{4}$ SE $\frac{1}{4}$	of Sec.	21,	T. 10N.,	R. 45	E.
"	1.89	acres in the	SE $\frac{1}{4}$ SE $\frac{1}{4}$	of Sec.	21,	T. 10N.,	R. 45	E.
"	0.57	acres in the	NW $\frac{1}{4}$ NE $\frac{1}{4}$	of Sec.	28,	T. 10N.,	R. 45	E.
"	12.34	acres in the	NE $\frac{1}{4}$ NE $\frac{1}{4}$	of Sec.	28,	T. 10N.,	R. 45	E.
"	2.41	acres in the	SE $\frac{1}{4}$ NE $\frac{1}{4}$	of Sec.	28,	T. 10N.,	R. 45	E.
"	6.97	acres in the	SW $\frac{1}{4}$ NW $\frac{1}{4}$	of Sec.	27,	T. 10N.,	R. 45	E.
"	0.40	acres in the	SE $\frac{1}{4}$ NW $\frac{1}{4}$	of Sec.	27,	T. 10N.,	R. 45	E.
"	9.01	acres in the	NE $\frac{1}{4}$ SW $\frac{1}{4}$	of Sec.	27,	T. 10N.,	R. 45	E.
"	3.44	acres in the	NW $\frac{1}{4}$ SE $\frac{1}{4}$	of Sec.	27,	T. 10N.,	R. 45	E.
"	4.53	acres in the	SW $\frac{1}{4}$ SE $\frac{1}{4}$	of Sec.	27,	T. 10N.,	R. 45	E.
		acres in the		of Sec.		T.		E.
		acres in the		of Sec.		T.		E.
		acres in the		of Sec.		T.		E.
		acres in the		of Sec.		T.		E.

(14) The maximum acreage irrigated in any year was 86.63 (This Sheet) 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 Continuous Use

If water was not used, or used in reduced quantity at any time, full information as to causes and dura-

tion 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)

(18) Water from the source given and through the works described is also used for the following purposes other than irrigation:..... STOCKWATERING PURPOSES AND DOMESTIC PURPOSES

(19) The character of the soil is GRAVELLY LOAM. A continuous flow of..... cubic feet of water per second has been used to irrigate 150.22 acres of land and..... acre-feet per acre per annum have been used to irrigate the crops.

(20) Remarks: This proof is being supported by the following reference material:

A. Decree in the matter of Peter Peterson vs D. R. Humphrey, et. al. filed August 22, 1879, in Fifth Judicial District Court.

B. Decree establishing title in the matter of United Cattle & Packing Company vs John Doe Smith, et. al., Case No. 5038, in the Fifth Judicial District Court of the State of Nevada, in and for the County of Nye.

C. Transcript of proceedings in the matter of United Cattle & Packing Company vs John Doe Smith, et. al., Case No. 5038 in the Fifth Judicial District Court of the State of Nevada, in and for the County of Nye.

Also contained herein are:

- a. One supplemental tabulation sheet.
b. Two sheets showing spring sources tributary to Meadow Canyon Creek.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by..... IRRIGATION..... 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

[Signature]
P. O. BOX 813

TONOPAH, NV 89049

Subscribed and sworn to before me this 6th day of JUNE, 1985

[Signature]



Notary Public in and for the County of Nye

My commission expires JUNE 5, 1986

\$10 FILING FEE MUST ACCOMPANY PROOF

RECEIVED

JUN 1 2 1985

STATE ENGINEER'S OFFICE

The following described Springs, utilized for stockwatering purposes, are also tributary to Meadow Canyon Creek:

1. Soldier Spring in the NW $\frac{1}{2}$ SW $\frac{1}{2}$ of Section 9, T.10N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears S.41 $^{\circ}$ 32'E., 30,860 feet distant.
2. Rebellion Spring in the SE $\frac{1}{2}$ NE $\frac{1}{2}$ of Section 16, T. 10N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears S.38 $^{\circ}$ 57'E., 25,435 feet distant.
3. Lower Rebellion Spring in the SW $\frac{1}{2}$ NW $\frac{1}{2}$ of Section 15, T.10N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears S.38 $^{\circ}$ 59'E., 24,640 feet distant.
4. Anderson Spring in the SW $\frac{1}{2}$ NW $\frac{1}{2}$ of Section 15, T.10N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears S.39 $^{\circ}$ 17'E., 24,160 feet distant.
5. Pipe Organ Spring in the SW $\frac{1}{2}$ NE $\frac{1}{2}$ of Section 15, T.10N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears S.33 $^{\circ}$ 41'E., 22,715 feet distant.
6. Lone Pine Spring in the SW $\frac{1}{2}$ NE $\frac{1}{2}$ of Section 14, T.10N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears S.20 $^{\circ}$ 52'E., 20,550 feet distant.
7. Peterson Spring in the SE $\frac{1}{2}$ NE $\frac{1}{2}$ of Section 20, T.10N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears S.56 $^{\circ}$ 13'E., 25,810 feet distant.
8. Macafee Spring in the NE $\frac{1}{2}$ NE $\frac{1}{2}$ of Section 20, T.10N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears S.55 $^{\circ}$ 25'E., 25,990 feet distant.
9. Box Spring in the NW $\frac{1}{2}$ SW $\frac{1}{2}$ of Section 21, T.10N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears S.56 $^{\circ}$ 43'E., 23,690 feet distant.
10. Hage Meadow Spring in the SW $\frac{1}{2}$ SE $\frac{1}{2}$ of Section 21, T.10N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears S.56 $^{\circ}$ 12'E., 20,795 feet distant.
11. Little Table Mountain Spring in the NE $\frac{1}{2}$ SE $\frac{1}{2}$ of Section 23, T.10N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears S.26 $^{\circ}$ 56'E., 14,020 feet distant.
12. Bull Frame Spring in the SW $\frac{1}{2}$ SE $\frac{1}{2}$ of Section 29, T.10N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears S.74 $^{\circ}$ 48'E., 24,040 feet distant.
13. Brando Spring in the NW $\frac{1}{2}$ NE $\frac{1}{2}$ of Section 27, T.10N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears S.51 $^{\circ}$ 28'E., 15,250 feet distant.
14. McCann Spring in the SW $\frac{1}{2}$ NE $\frac{1}{2}$ of Section 27, T.10N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears S.45 $^{\circ}$ 18'E., 14,570 feet distant.
15. Humphrey Spring in the NE $\frac{1}{2}$ NE $\frac{1}{2}$ of Section 27, T.10N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears S.47 $^{\circ}$ 36'E., 15,570 feet distant.

Meadow Canyon Creek Tributaries, Cont.

16. Badger Spring in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26, T.10N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears S.43 $^{\circ}$ 43'E., 11,070 feet distant.
17. ✓ Wayne's Spring in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26, T.10N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears S.36 $^{\circ}$ 11'E., 11,770 feet distant.
18. ✓ Cinibar Spring in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 32, T.10N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears S.83 $^{\circ}$ 48'E., 12,320 feet distant.
19. ✓ Flower Spring in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 33, T.10N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears S.83 $^{\circ}$ 16'E., 19,030 feet distant.
20. ✓ Warren Spring in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 33, T.10N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears S.78 $^{\circ}$ 03'E., 17,060 feet distant.
21. ✓ Side Hill Spring in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 33, T.10N., R.45E., whence the SE Corner of Section 35, T.10N., R.45E., M.D.B.&M., bears S.82 $^{\circ}$ 01'E., 16,050 feet distant.
22. Ryecroft Spring in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 34, T.10N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears S.83 $^{\circ}$ 57'E., 12,320 feet distant.
23. ✓ Side Rock Spring in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 5, T.9N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears N.82 $^{\circ}$ 45'E., 24,550 feet distant.
24. ✓ Santos Spring in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5, T.9N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears N.83 $^{\circ}$ 27'E., 25,420 feet distant.
25. ✓ Sage Hen Spring in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 3, T.9N., R.45E., whence the SE Corner of Section 36, T.10N., R.45E., M.D.B.&M., bears N.82 $^{\circ}$ 02'E., 15,860 feet distant.

SUPPLEMENTAL SHEET PROOF 01091

(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.

Pre 1874,	10.54	acres in the	NW $\frac{1}{4}$ NW $\frac{1}{4}$	of Sec. 1	T. 9N	R. 45	E.
Year	"	4.65	acres in the	NE $\frac{1}{4}$ NW $\frac{1}{4}$	of Sec. 1	T. 9N	R. 45 E.
"	13.01	acres in the	SE $\frac{1}{4}$ NW $\frac{1}{4}$	of Sec. 1	T. 9N	R. 45	E.
"	7.62	acres in the	NW $\frac{1}{4}$ SE $\frac{1}{4}$	of Sec. 1	T. 9N	R. 45	E.
"	5.83	acres in the	SW $\frac{1}{4}$ SE $\frac{1}{4}$	of Sec. 1	T. 9N	R. 45	E.
"	7.96	acres in the	SE $\frac{1}{4}$ SE $\frac{1}{4}$	of Sec. 1	T. 9N	R. 45	E.
5000 ^A	"	0.48	acres in the	NE $\frac{1}{4}$ SW $\frac{1}{4}$	of Sec. 1	T. 9N	R. 45 E.
"	2.58	acres in the	NW $\frac{1}{4}$ SE $\frac{1}{4}$	of Sec. 35	T. 10N	R. 45	E.
"	4.91	acres in the	NE $\frac{1}{4}$ SE $\frac{1}{4}$	of Sec. 35	T. 10N	R. 45	E.
"	3.01	acres in the	SE $\frac{1}{4}$ SE $\frac{1}{4}$	of Sec. 35	T. 10N	R. 45	E.
"	2.75	acres in the	SW $\frac{1}{4}$ SW $\frac{1}{4}$	of Sec. 36	T. 10N	R. 45	E.
"	0.25	acres in the	SW $\frac{1}{4}$ NE $\frac{1}{4}$	of Sec. 1	T. 9N	R. 45	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.
		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.

(14) The maximum acreage irrigated in any year was 63.59 (This Sheet) acres. Total acreage this proof 150.22.

(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 See Sheet #1 of Tabulations

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

45470
Q-spring
(aka: MaCaffee Spg)

sec 21 - 45470 map
sec 21 - 01091 map
10606 POD 01091

Meadow
Spring

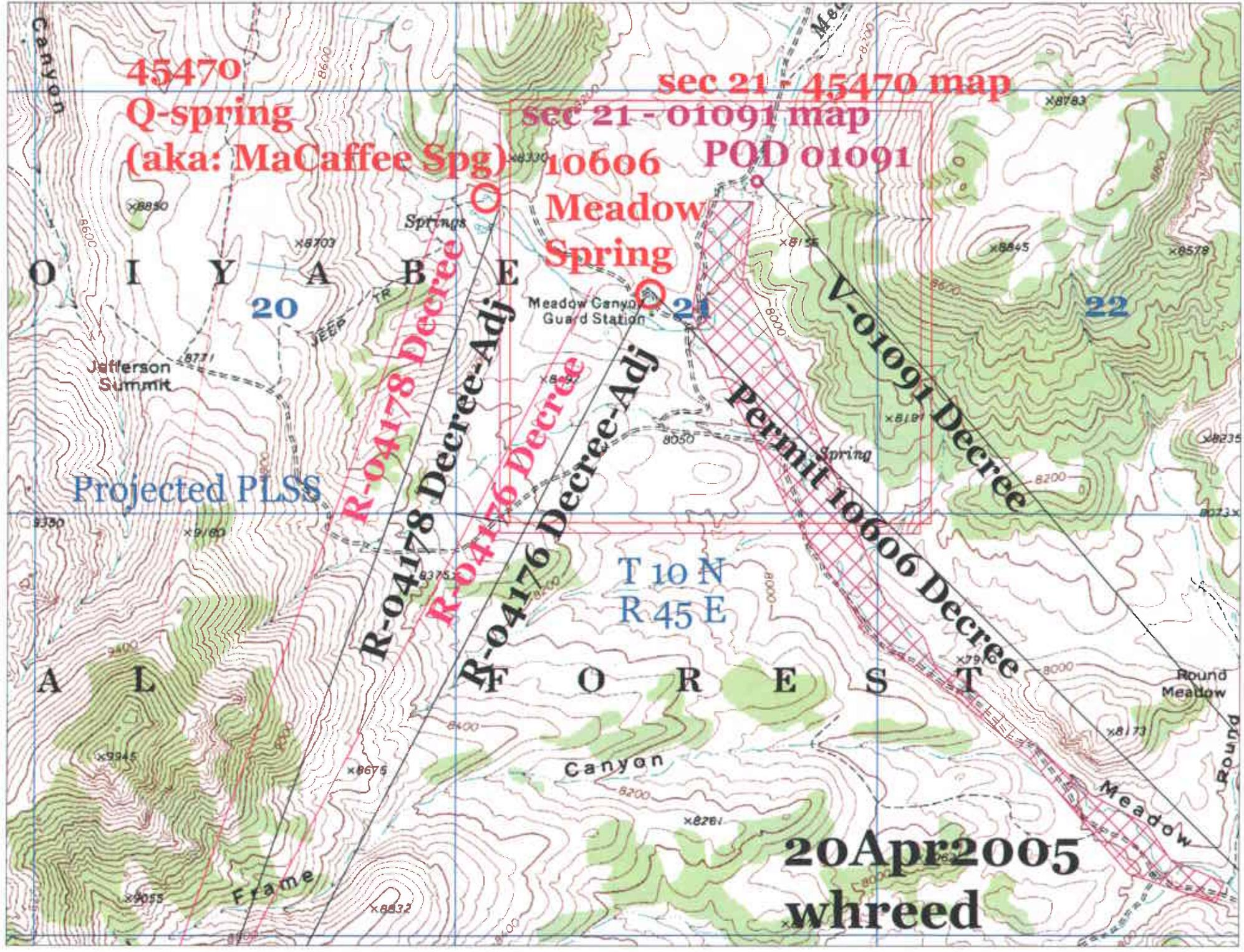
R-04178 Decree-Adj
R-04176 Decree-Adj

V-01091 Decree
Permit 10606 Decree

Projected PLSS

T 10 N
R 45 E

20 Apr 2005
whreed



			cfs					
			afa	irr/stk/dom	Watershed Protect	dom	stk	irr/dom
Hage	Meadow Canyon Creek	V-01091	450.6600	4.500				
USFS	Meadow Spring	R-04176	0.0210		0.002			
USFS	Meadow Spring	R-04176	0.0026			0.002		
USFS	Meadow Spring	R-04176					0.132	
USFS	Q Spring (MaCaffe Sprg)	R-04178	0.2890		0.002			
USFS	Q Spring (MaCaffe Sprg)	R-04178	0.1230			0.001		
USFS	Q Spring (MaCaffe Sprg)	R-04178	0.1660				0.001	
Hage	Meadow Creek	Prmt-2244 Cert-436	105.0000					0.350
USFS	Unnamed Spring (Meadow Spring)	Prmt-10606 Cert-2914	0.5500			0.001		
Totals			556.8116	4.500	0.004	0.004	0.133	0.350
Hage			555.6600			4.850		
USFS			1.1516			0.141		

Use for Forest Home
4.2.05 acres

THE STATE OF NEVADA
PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

From Meadow Canyon Creek, and branches: Antone and Bullframe.
Name of natural water source

Through Open ditches (no particular name)
Name of ditch, flume, or pipe line

John W. McCann, the undersigned, being first
duly sworn, deposes and says that the facts relative to the appropriation of water by, originally D. R.
Humphrey, later by Alex Anderson, and perfected by deponent, are full and correct to the best of his
knowledge and belief.

(Deponent is now the owner of the water rights claimed, and the
If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant
lands irrigated by said water)

(1) Name of claimant John W. McCann.
Address Manhattan, County of Nye
State of Nevada.

(2) The means of diversion employed dams and ditches.
Dam and ditch, pipe line, flume, etc.

(3) The date of the survey of ditch, canal, or pipe line was No survey.

(4) The construction of the ditch or other works was begun during years preceeding 1902,
and completed in 1904 and subsequent years.

(5) The dimensions of the principal tapping waters of Bullframe ditch or canal as originally constructed were: Width on bottom 1 1/2
feet, width on top 1 1/2 feet, depth 1 feet, on a grade of --- feet per thousand feet.

(6) The conduit has ~~been~~ 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 1902
and completed by nature and by man in 1912.

(8) The dimensions of the ditch or canal as enlarged are: Width on bottom 2 feet, width on
top 3 feet, depth 3 feet, on a grade of --- feet per thousand feet.

(9) The claimant 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 homestead entry
and by possession (See remarks)

(11) Crops of hay
have been grown upon the land irrigated.

(12) The water has been used for irrigation from April 1st to about Aug. 1st
Day of month Day of month
of each year.

(13) The water was first used for irrigation by claimant or grantors in the year 1868
when 70 acres were irrigated in of Secs. 21, 27, & 28,
T. 10 N., R. 45 E., M. D. B. & M.

(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: ~~No other purposes, excepting domestic purposes.~~

(21) Remarks: These lands lie along the banks of Meadow ^{Canyon} Creek. One tract consists of 40 acres, situated in Secs. 21, 27, and 28 aforesaid, unsurveyed, and is irrigated by means of principal ditch described, and by means of a number of small ditches traversing said land, and leading away from dams built in said Creek.

Another tract of approximately 35 acres is also irrigated and fully cultivated, hay being raised. It adjoins above mentioned tract on the northwest end, and is a continuation of said tract, and extends about a mile along banks of Creek. It is unsurveyed land, and has been in possession of ~~Deponent~~ ^{Deponent} since about May 16, 1902, and in possession of his grantors before that from about year 1868. It is irrigated by means of dams built in Creek, and ditches leading therefrom, and by means of small springs on said land, and on land adjoining same. Deponent has not acquired title to this last tract, but is in possession, and is using every effort to acquire title.

No land located above these tracts are irrigated or cultivated, nor are the waters above these tracts appropriated. Deponent has a map of lower tract, prepared by Forest Service, but none of upper tract. The full 70 acres are irrigated and cultivated by him.

John W. McCarver

Subscribed and sworn to before me this 7th day of May, 1912

C. O. Brubert

Notary Public in and for the County of Nye

My commission expires April 13, 1916.

This part of form to be left blank by claimant

Filing Serial No. 01091

STATE OF NEVADA

Proof of Appropriation of
Water for Irrigation

Water Source Meadow Creek

Through Ditches

Claimant John W. Mc. Cann

Filed in the Office of the State Engineer on
May, 13th, 1912, 191

State Engineer

Certificate No. issued hereunder

, 191