01152

Filing Serial No.....

THE STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

From Cherry Creek
Name of natural water source

Through Cutter Ditches No 1, 2, 3 and 4
Name of ditch, flume, or pipe line

M B Cutter, the undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Him and his Predecessors 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 M B Cutter

Address Sharp, 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 the ditch ~~canal, or pipe line~~ was never surveyed

(4) The construction of the ditch ~~or other works~~ was begun Ditch No 3 May 1910 Ditch No 4 Nov 1910 and completed No 3 May 1910 No 4 Dec 1910 Date of construction of others unknown

(5) The dimensions of the ditch ~~or canal~~ as originally constructed were: Width on bottom Nos 1 and 2 - 2 Nos 3 and 4 2 feet, width on top Nos 1 and 2 - 3 Nos 3 & 4 - 3 feet, depth 1 1/2 feet, on a grade of 25 feet per thousand feet. 1, 2, 3 & 4

(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.....

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.

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 Squatters Title

(11) Crops of Hay Corn Potatoes Orchard and garden have been grown upon the land irrigated.

(12) The water has been used for irrigation from Mar 15 to Nov 15 of each year.
Day of month Day of month

(13) The water was first used for irrigation by claimant or his grantors in the year 1872 when 31.17 acres were irrigated in the W 1/2 of Sec. 16 T 3 N, R 57 E, M D B and M - also 9.4 acres E 1/2 Sec 17 T 3 N - R 57 E - M D B and M -

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

Year						
1904	4.3	acres in the NE 1/4	of Sec. 17	T. 3 N	R. 57	E.
1910	5.5	acres in the N 1/2	of Sec. 17	T. 3 N	R. 57	E.
1911	3.5	acres in the NE 1/4	of Sec. 17	T. 3 N	R. 57	E.
1911	4.7	acres in the NE 1/4	of Sec. 17	T. 3 N	R. 57	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.
		acres in the	of Sec.	T.	R.	E.
		acres in the	of Sec.	T.	R.	E.

13.0

Remarks: Append a sheet if necessary

31.17
9.4
18.0
58.57

(15) The maximum acreage irrigated in any year was 58.57 acres.

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

(17) 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

(18) 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 (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 and Stock

(21) Remarks: All of this land requires three times the amount of water ordinarily required for irrigation due to the gravelly nature of the soil.

A great deal of the water which I use eventually seeps back into the creek and is not intirely lost. When I have but very little water at the upper part of my Ranch with which to Irigate there is still a good stream passes the lowerer part due to this seepage

M. B. Cutler

Subscribed and sworn to before me this 22 day of July 1912

Henry Behrmann

Notary Public in and for the County of Yellowstone

My commission expires Aug 27, 1914