

THE STATE OF NEVADA
PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

From Mill or Marsh creek and tributaries.
Name of natural water source

Through Ditches Nos. 1, 2 and 3.
Name of ditch, flume, or pipe line

R. T. Jenkins, the undersigned, being first
duly sworn, deposes and says that the facts relative to the appropriation of water by

W. T. Jenkins Co. are full and correct to the best of his
knowledge and belief.

Director
General Manager and of the W. T. Jenkins Co.
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 W. T. Jenkins Co.
Address Battle Mountain, County of Lander
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 Not known.

(4) The construction of the ditch or other works was begun
Ditch No. 1: May 13, 1880
Ditch No. 2: May 15, 1882
and completed Ditch No. 3: June 1, 1886

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom No. 1, Two
feet, width on top 5.0 feet, depth 1.5 ins. feet, on a grade of 5.0 feet per thousand feet.
2.1 ins. 2.0

(6) The conduit has ~~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 ~~not~~ an owner in the above-described conduit.

All
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 land
purchased by the W. T. Jenkins Company.

(11) Crops of Hay and vegetables and pasture land
have been grown upon the land irrigated.

(12) The water has been used for irrigation from March to December
of each year. Day of month Day of month

(13) The water was first used for irrigation by claimant or its grantors in the year 1880
when 20.00 acres were irrigated in the NW 1/4 SE 1/4 of Sec. 2
T. 41 N., R. 52 E., 14.16 acres in NE 1/4 SE 1/4, 1.77 acres in the
NE 1/4 SW 1/4, 20.00 acres in the SE 1/4 SE 1/4, 22.50 acres in the SW 1/4 SE 1/4,
25.00 acres in the SE 1/4 SW 1/4, Sec. 2; T. 41 N., R. 52 E.

Some of the area is marked as brush pasture on the map.
S.C.

made by this claim on the map.

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

1882	26.65	acres in the	SE $\frac{1}{4}$	of Sec. 2	T. 41 N.	R. 52	E.
Year							
1882	11.90	acres in the	SE $\frac{1}{4}$ SW $\frac{1}{4}$	of Sec. 2	T. "	R. "	E.
1882	24.72	acres in the	NE $\frac{1}{4}$ NW $\frac{1}{4}$	of Sec. 11	T. "	R. "	E.
1882	30.25	acres in the	NE $\frac{1}{4}$	of Sec. 11	T. "	R. "	E.
1882	8.13	acres in the	SW $\frac{1}{4}$ SW $\frac{1}{4}$	of Sec. 1	T. "	R. "	E.
1886	1.40	acres in the	SW $\frac{1}{4}$ NE $\frac{1}{4}$	of Sec. 2	T. "	R. "	E.
1886	^{12.92} 12.92	acres in the	NW $\frac{1}{4}$ SE $\frac{1}{4}$	of Sec. 2	T. "	R. "	E.
1886	1.74	acres in the	NE $\frac{1}{4}$ SW $\frac{1}{4}$	of Sec. 2	T. "	R. "	E.
	^{11.44} 11.44	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.

Remarks:

Append a sheet if necessary

(15) The maximum acreage irrigated in any year was 221.84 acres.

(16) The water claimed has (~~been~~) 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~~) recorded in the office of the County Recorder of Elko County, said record being at page 250 of Book 1 of

Water Rights, and being a claim for No. stated amount of water for the irrigation of no stated amount

acres of land in the following legal subdivisions: SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 1, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ Sec. 2, NE $\frac{1}{4}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 11, T. 41 N., R. 52 E.

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: Water for stock purposes.

(21) Remarks: The map which will be forwarded to the Office of the State Engineer, is included in and is a part of this "Proof of Appropriation". Also a copy of the "Statement of Water Right" filed by E. C. Hardesty, and from whom the Water Right was purchased, is attached hereto and is a part of this "Proof".

H. J. Jenkins

Subscribed and sworn to before me this 5 day of December, 1912

E. J. George

Justice of the Peace
Notary Public in and for the County of Lander

My commission expires _____

This part of form to be left blank by claimant

Filing Serial No. 21208

STATE OF NEVADA

Proof of Appropriation of
Water for Irrigation

Water Source

Through

Claimant

Filed in the Office of the State Engineer on

January 14, 1913.

W. M. Kearney
State Engineer

Certificate No. issued hereunder

191

01188

STATEMENT OF WATER RIGHTS.

Tuscarora, August 27, 1889.

State of Nevada,)
County of Elko.)

E.C. Hardesty, being first duly sworn, deposes and says: That he is a citizen of the United States of America, that his residence is on Harrington Creek, Township 41 North, Range 52 East, T.D.B. & M., Elko County, Nevada, and that his postoffice address is Tuscarora, Elko County, Nevada.

The said E.C. Hardesty being duly sworn deposes and says: that he is the owner of the below described water by virtue of the riparian and appropriation rights; that he uses it for agricultural, domestic and stock purposes and that the below described water is used on the land through which the ditches run.

Ditch #1, on Mill Creek. Size 5' wide, 14" deep, 1' to 16' grade.

Taken out from bottom of creek about May 13, 1880, and used continuously during irrigating seasons up to date.

Commencing at a point on the northeast side of the northeast quarter of the northwest quarter (NE $\frac{1}{4}$ of NW $\frac{1}{4}$) Sec. 12 and about 150 feet from the north side of the NW $\frac{1}{4}$ of Sec. 12. Runs through the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 12, SW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 1, SE $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 2, NE $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 2, SE $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 2, and discharges into a spring creek in the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 2, branch ditches also run from this ditch which irrigates the NW $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 2, SW $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 2, SE $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 2, NE $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 2.

Ditch #2. On Mill Creek. Size 3 $\frac{1}{2}$ ' wide, 15" deep, grade 1 $\frac{1}{2}$ " to 16'.

Taken out by means of a dam about May 15, 1882, and used continuously during irrigating seasons up to date.

Commencing at a point about 200 feet south from the north line of the NW $\frac{1}{4}$ Sec. 12 and about 200 feet east from the west line of Sec. 12. Runs through the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 12 into the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 11, where it forks, one branch runs through the south half of the southeast quarter (S $\frac{1}{2}$ of SE $\frac{1}{4}$) Sec. 2; the other branch runs through the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 11.

Ditch #3. On a spring creek. Size 18" wide, 12" deep, grade 1 $\frac{1}{2}$ " to 16'.

Taken out about June 1, 1886, and used during irrigation seasons up to date.

Commencing about the center of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 2, runs through the SW $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 2, NW $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 2, NE $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 2.

Ditch #4. On Harrington Creek. Size, 5' wide, 2 $\frac{1}{2}$ ' deep, grade 1 $\frac{1}{2}$ " to 16'.

Taken out by means of a dam about May 15, 1881, and used continuously during irrigating seasons every year up to date.

Commencing at a point about 180 feet south of the line of the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 2, and about 100 feet south west of the west line of the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 2, runs through the SW $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 2, NE $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 2, SE $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 2.

Ditch #5. On Harrington Creek. Size 16" wide, 12" deep, grade 1" to 16'.

Taken out by means of a dam about May 14, 1884, and used continuously during irrigating seasons every year to date.

Commencing at about 200 feet south of the ~~xxx~~ north line of the NW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 2 and about 300 feet west from the west line of the NE $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 2, runs through the W $\frac{1}{2}$ of SW $\frac{1}{4}$ Sec. 2.

Ditch #6. On Harrington Creek. Size 2 $\frac{1}{2}$ ' wide, 2' deep, grade 1" to 16'.

Taken out by means of a dam about May 20, 1887, and used continuously during irrigating seasons every year to date.

Commencing at a point about 250 feet south from the north side of Sec. 2 and about 200 feet west from the west line of the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 2, runs through the W $\frac{1}{2}$ of NW $\frac{1}{4}$ Sec. 2.

Ditch #7. On Harrington Creek. Size 2 $\frac{1}{2}$ ' wide, 2' deep, grade 1" to 16'.

Taken out about May 20, 1886 and used continuously during every irrigating season to date.

Commencing at a point about 300 feet south from the north line of the SW $\frac{1}{4}$ Sec. 2 and about 350 feet west from the west line of the NE $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 2, runs through the W $\frac{1}{2}$ of SW $\frac{1}{4}$ Sec. 2.

All the above described land on which the ditches are situated and the land through which they run, that is, the land which they irrigate is shown by the annexed map.

E.C. Hardesty.

Subscribed and sworn to)
before me this 27th day of August)
1889.)
W.S. Hillman,)
Justice of the)
Peace, Tuscarora)
Township.)

Recorded Aug. 28, 1889, in Book 1, Water Rights, page 250.
Elko County, Nevada.