01196

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THE STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING PURPOSES

From Upper Ratto Spring as dammed in Corral
Name of natural water source.

Through ditch into natural channel when not used
Name of ditch, pipe line, etc.

Thomas Dixon, the undersigned, being first duly sworn, deposes and says that the statements herein contained relative to the appropriation of water by Thomas Dixon are full and correct to the best of his knowledge and belief.

Proof is made by claimant
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 Thomas Dixon.
Address Box 34 Eureka, County of Eureka,
State of Nevada.

(2) The means of diversion employed is Dam at Spring, overflow taken out by ditch and by iron pipe,
Dam and ditch, pipe line, flume, etc.

(3) The water is impounded in Dam
Troughs, reservoirs, tanks, etc.

(4) The construction of the ditch or other works was begun May 1909 as at present constructed and completed May 1909. The Spring with dam has been used by me for watering stock for and during the years subsequent to 1893.

(5) The nature of the claimant's title to the land upon which the works are located is possessory. The spring lies in Corral built on public domain. The Corral is of wire and about 100 feet long. It is open except when in use

(6) The claimant's water right ~~was~~ (was not) recorded in the office of the County Recorder of Eureka County, ~~at page~~ ~~of Book~~ ~~of~~

(7) The approximate number of animals watered by the claimant during the first year was 100 and said watering was conducted for an approximate period of all, days during each of the following months April, May, June, July, August, September October and November

(8) The approximate number of animals watered by claimant in subsequent years was as follows:

From 1893 to 1903 - 100
From 1903 to 1907 100
From 1907 to 1909 75
From 1909 to 1913 inclusive 40 about

Note:- This spring is given as Rock Spring in the certificate issued under this proof as it is shown by that name on the map under #2565.

S. Case.

(9) *The amount of water which it has been necessary to divert for the said purpose has been* about .025 *cubic feet per second.*

40 miners inches equals 1 cubic foot per second

(10) *The water is* ~~*diverted from*~~ used at *its source at* Spring from which U.S. Mineral Monument ~~feet~~ No 12 on top of Prospect Mountain bears N. 6 deg. 3 min. W 15,834 feet distant ~~from the~~ ~~corner of Section~~ ~~E., Mount Diablo~~ *Base and Meridian.* Affiant believes that no public corner exists within 6 miles of spring

The bearing to nearest 5 minutes distance

Note—Information under (10) must invariably be given when a public corner is within 6 miles, unless the State Engineer consents to some other form of description.

(11) *The works are located at* Spring

Describe as within a 40 acre subdivision of public survey or by a tie in same manner as under (10)

Error see file of No. 2565.

Remarks: ~~The above Spring is the same one applied for by Angelo Florio under application No. 2565~~ now being published. The claimant has on site of Spring a large Corral 100 feet long, of a medium width of 15 feet. The corral consists of stout posts sunk in the ground and of stout Elsewood fencing. The Corral is kept open except when containing horses of affiant. When in full flow, the Spring runs outside of corral. There is an overflow nearly all of the time and the overflow may be dammed outside of corral and is subject to use. The Spring is necessary to the existence of the corral and the round up of horses of affiant in that locality. Affiant intends that this proof of appropriation be considered as a protest against the granting of a permit under application No 2565 except as subject to rights of affiant. A Copy of publication of No 2565 is hereto attached as a part hereof.

See above

Thos. Dixon
Thomas Dixon

Subscribed and sworn to before me this 2nd *day of* January *1913.*

H. C. McFarney

Notary Public in and for the County of Eureka, Nev.

My Commission expires Jan. 12, 1915

WATER NOTICE

Notice of Application for Permission to Appropriate the Public Waters of the State of Nevada.

Application No. 2565.

Notice is hereby given that on the 29th day of November, 1912, in accordance with Section 25, Chapter XXXI, of the Statutes of 1909, one Angelo Florio of Eureka, County of Eureka, and State of Nevada, made application to the State Engineer of Nevada for permission to appropriate the public waters of the State of Nevada. Such appropriation is to be made from Upper Ratto Spring, at the spring, from which U. S. Mineral Monument No. 12 on top of Prospect Mountain bears N. 6 deg. 3 min. W., 15,834 ft. distant, M. D. B. & M., by means of open cut and tunnel, and .025 cubic feet per second is to be conveyed to points to troughs to be constructed at said spring, by means of pipes and there used for stock watering purposes. Water not to be returned to stream.

Signed:

W. M. KEARNEY,
State Engineer.

Date of first publication December 21, 1912.
Date of last publication January 18, 1913.

This part of form to be left blank by claimant

Filing Serial No. 01196

STATE OF NEVADA

Proof of Appropriation of Water for Stock Purposes

Water Source.....

Through.....

Claimant.....

Filed in State Engineer's Office on

....., *191*....

.....

State Engineer

Certificate No......*issued hereunder*

....., *191*....

Form No. Aa 500—1-21-1911