Filing Serial No. 01310

THE STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

From Indian or McNett Creek, its tributaries and springs.
Name of natural water source

Through McNett Ditch
Name of ditch, flume, or pipe line

D. H. McNett, *the undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by* himself *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* D. H. McNett

Address Dyer, *County of* Esmeralda

State of Nevada

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

(3) *The date of the survey of ditch, canal, or pipe line was* Constructed without survey

(4) *The construction of the ditch or other works was begun* 1877

and completed 1877

(5) *The dimensions of the ditch or canal as originally constructed were: Width on bottom* 4

feet, width on top 8.00 *feet, depth* 2.00 *feet, on a grade of* 15.00 *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* no enlargement

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.*
The Claimant owns all the title to this ditch
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*

Patents from Government and States

(11) *Crops of* Alfalfa, Grain, and all sorts of Garden crops

have been grown upon the land irrigated.

(12) *The water has been used for irrigation from* March 15th (Day of month) *to* Nov. 1st (Day of month)

of each year.

(13) *The water was first used for irrigation by claimant or* his *grantors in the year* 1877

when 30 *acres were irrigated in the* NW¼ of SW¼ *of Sec.* 1,

T. 2 South, *R.* 34 *E.,* MDB&M.

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

1878 (Year), 2.0 acres in the NE¼ of SE¼ of Sec. 2, T. 2 S., R. 34 E.

1878, 2.4 acres in the NW¼ of SW¼ of Sec. 1, T. 2 S., R. 34 E.

1880, 2.6 acres in the NW¼ of SW¼ of Sec. 1, T. 2 S., R. 34 E.

1884, 0.2 acres in the SE¼ of NE¼ of Sec. 2, T. 2 S., R. 34 E.

1884, 1.2 acres in the SW¼ of NW¼ of Sec. 1, T. 2 S., R. 34 E.

1885, 4.1 acres in the NE¼ of SE¼ of Sec. 2, T. 2 S., R. 34 E.

1886, 8.3 acres in the SW¼ of NW¼ of Sec. 1, T. 2 S., R. 34 E.

1887, 3.6 acres in the NW¼ of SW¼ of Sec. 1, T. 2 S., R. 34 E.

1888, 4.5 acres in the SE¼ of NW¼ of Sec. 1, T. 2 S., R. 34 E.

1896, 4.22 acres in the NW¼ of SW¼ of Sec. 1, T. 2 S., R. 34 E.

1896, 4.5 acres in the SE¼ of NW¼ of Sec. 1, T. 2 S., R. 34 E.

1904, 1.67 acres in the NE¼ of SE¼ of Sec. 2, T. 2 S., R. 34 E.

1906, 4.2 acres in the NW¼ of SW¼ of Sec. 1, T. 2 S., R. 34 E.

1910, 6.52 acres in the SE¼ of NW¼ of Sec. 1, T. 2 S., R. 34 E.

..... acres in the ..... of Sec. ....., T. ....., R. ..... E.

Remarks: .....

Append a sheet if necessary

(15) The maximum acreage irrigated in any year was 53.01 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 ~~[illegible]~~ recorded in the office of the County Recorder of Esmeralda County, said record being at page [illegible] of Book [illegible] record June 5th 1878, and being a claim for all the water of [illegible] or McNett Creek of water for the irrigation of ..... acres of land in the following legal subdivisions: before subdivision

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)

COMMENTS

(19) The map provided by the [illegible] 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

(21) Remarks: No record was ever kept of the dates of irrigation of the different parcels of land but those given are as accurate as can be determined at the present time.

Portions of the ditches used are the old stream beds of McNett creek.

The soil is gravelly.

Succession of title to Government patent:-

John Jones to Wm Wetherell, June 8th.1873

Wm Wetherell to D.C.Hale. Apr.20th.1878.

DC Hale to Alexander McNett,& D H.McNett, Apr 28th.1884.

D.H.McNett to Alexander E.McNett, Dec. 7th. 189[illegible].

Alexander E.McNett to Cassandra M.Nett, Dec [illegible], 19[illegible]

Cassandra McNett to D.H.McNett Apr.28th.1901.

State Patented land deeded to A.E.McNett Dec. 14th.1891.

A.E.McNett to Cassandra McNett Dec 19, 19[illegible]

Cassandra McNett to D.H.McNett Apr.28th.1901.

D H McNett

Subscribed and sworn to before me this 27th day of April, 1914.

W C Leach

Notary Public in and for the County of Clearwater

My commission expires My commission expires Aug. 10, 1915

This part of form to be left blank by claimant

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STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Water Source Indian or McNett Creek.

Through McNett Ditch.

Claimant D. H. McNett.

Dyer, Nevada.

Filed in the Office of the State Engineer on

May 1st. 1914

W. M. Kearney,

By S. C. State Engineer

Certificate No. _____ issued hereunder

_____, 191__

Form No. [illegible]