

THE STATE OF NEVADA FILED SEP 29 1926 State Engineer's Office PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

From Chimney Creek Name of natural water source

Through Unnamed Ditches Name of ditch, flume, or pipe line

Pio Esain, the undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Pio Esain and Daniel Esparza 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 Pio Esain and Daniel Esparza Address Winnemucca, County of Humboldt 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 Prior to 1905

(4) The construction of the ditch or other works was begun Prior to 1905 and completed Prior to 1905

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom 1 foot feet, width on top 2 feet, depth 1 feet, on a grade of 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 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.

Entire 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

(11) Crops of alfalfa, grain, garden fruit have been grown upon the land irrigated.

(12) The water has been used for irrigation from Feb. 15 to Oct. 1st 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 prior to 1905 when 48.381 acres were irrigated in the subdivisions of Sec.'s as shown, T., R., E., on map.

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

Year	2.296	acres in the	NE $\frac{1}{2}$ SW $\frac{1}{2}$	of Sec.	30	T.	41 N	R.	38 E.
	7.048	acres in the	NE $\frac{1}{2}$ SW $\frac{1}{2}$	of Sec.	30	T.	41N	R.	38 E.
	8.264	acres in the	Lot 3	of Sec.	30	T.	41N	R.	38 E.
	11.525	acres in the	Lot 4	of Sec.	30	T.	41N	R.	38 E.
	4.825	acres in the	Lot 4	of Sec.	30	T.	41N	R.	38 E.
	4.407	acres in the	Lot 4	of Sec.	30	T.	41N	R.	38 E.
	0.918	acres in the	Lot 4	of Sec.	30	T.	41N	R.	38 E.
	1.984	acres in the	Lot 4	of Sec.	30	T.	41N	R.	38 E.
	3.441	acres in the	Lot 1	of Sec.	31	T.	41N	R.	38 E.
	3.673	acres in the	NE $\frac{1}{2}$ NE $\frac{1}{2}$	of Sec.	36	T.	41N	R.	37 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 48,381 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 watering

(21) The character of the soil is sandy (Sandy, gravelly, loam) The soil needs --- acre-feet per annum to properly irrigate the crops. A continuous flow of --- cubic feet of water per second, during the irrigation season of --- months, is needed to irrigate each 100 acres of land.

(22) Remarks: Chimney Creek is a short mountain stream which supplies only sufficient water for the lands herein described during the greater part of the season. The only excess water comes during the flood season and this is not always true; during some years there is no flood water. This ranch is compelled to take water when available. We are not in a position to state what amount would be required in a continuous flow or the amount in acre feet as the stream is not of steady flow. One fact has been established and that is, only during flood season is there any excess water for any lower user; this is arrived at through years of experience and personal acquaintance with the property.

PIO ESAIN

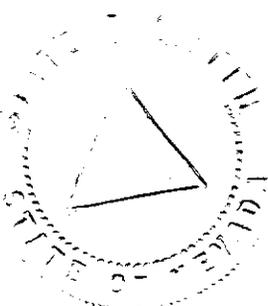
STATE OF NEVADA—STATE ENGINEER'S OFFICE

I, Geo. W. Malone, State Engineer of the State of Nevada, duly appointed and qualified, having charge of the records and files of the office of the State Engineer, do hereby certify that the foregoing is a full, complete and true copy of a Proof of Appropriation No. 02056 of Pio Esain and Daniel Esparza for waters

of Chimney Creek; filed in said office on the 29th day of September, A. D. 1926, as appears by the records and files of the office of the State Engineer of Nevada, and nothing more or less.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal of office at the City of Carson, State of Nevada, this 5th day of July, A. D. 1928.

By [Signature] State Engineer Deputy



This part of form to be left blank by claimant

Filing Serial No. **02056**

STATE OF NEVADA
PROOF OF APPROPRIATION OF
WATER FOR IRRIGATION

Water Source.....

Through.....

Claimant.....

Filed in the office of the State Engineer on.....

19.....

State Engineer.

Certificate No. issued hereunder

19.....

