

THE STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

From Battle Creek Stream System and its tributaries, including Bell Morrell
Creek (02240) and Unnamed Creek (02202)
Through ditches including North & South Battle Creek ditches, Bell Morrell
ditch and Unnamed Creek ditch

PORTER SESNON

the undersigned, being first

duly sworn, deposes and says that the facts relative to the appropriation of water by B. F. Porter Estate,
a corporation, and its predecessors in interest are full and correct to the best of his
knowledge and belief

Applicant is a corporation. Deponent is applicant's president and for
If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant

that reason makes this proof on its behalf

(1) Name of claimant B. F. Porter Estate, a corporation
Nevada office
Address 15 East 1st St., Reno, County of Washoe
State of Nevada California office address: 58 Sutter St
San Francisco, Calif

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

(3) The date of the survey of ditch, canal, or pipe line was Nov. 29-30, 1930

(4) The construction of the ditch or other works was begun Prior to 1900
and completed Prior to 1900

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom 6
feet, width on top 8 feet, depth 2 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) the owner of the above-described conduit.

Owner in fee simple of entire ditch system

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 Title in fee simple

(11) Crops of Meadow hay, alfalfa, pasture, grain, garden & orchard
have been grown upon the land irrigated.

(12) The water has been used for irrigation from January 1 to December 31
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 1867
when 31.4 acres were irrigated in the NW 1/4 SW 1/4 of Sec. 1

T. 40 N. R. 27 E.

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

1867, 40 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 1, T. 40N., R. 27 E.
 Year

1867, 0.9 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 1, T. 40N., R. 27 E.

1867, 17.5 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 2, T. 40N., R. 27 E.

1867, 40.0 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 2, T. 40N., R. 27 E.

1867, 40.0 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 2, T. 40N., R. 27 E.

1867, 10.1 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 2, T. 40N., R. 27 E.

1867, 39.3 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 2, T. 40N., R. 27 E.

1867, 40.0 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 2, T. 40N., R. 27 E.

1867, 16.1 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 2, T. 40N., R. 27 E.

1867, 40.0 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 2, T. 40N., R. 27 E.

1867, 19.3 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 2, T. 40N., R. 27 E.

1867, 3.5 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 11, T. 40N., R. 27 E.

1867, 23.5 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 11, T. 40N., R. 27 E.

1867, 41.0 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 11, T. 40N., R. 27 E.

1867, 40.0 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 11, T. 40N., R. 27 E.

1867, 40.0 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 12, T. 40N., R. 27 E.

Remarks:

Append a sheet if necessary

(15) The maximum acreage irrigated in any year was 482.6 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 not used were A. available water used each year

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)

THE STATE OF NEVADA
PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

From BATTLE CREEK.
Name of natural water source

Through North & South Battle Creek Ditches
Name of ditch, flume, or pipe line

Sam Johnstone, the undersigned, being first
duly sworn, deposes and says that the facts relative to the appropriation of water by W. A. Johnstone
are full and correct to the best of his
knowledge and belief.

son of W. A. Johnstone & Supt. of ranches.

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. A. Johnstone

Address Winnemucca, County of Humboldt

State of Nevada

(2) The means of diversion employed dam & ditches

Dam and ditch, pipe line, flume, etc.

(3) The date of the survey of ditch, canal, or pipe line was

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

and completed

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom 8

feet, width on top 6 feet, depth 2 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.

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 deeded land

(11) Crops of Alfalfa (garden & pasture)

have been grown upon the land irrigated.

(12) The water has been used for irrigation from Jan 1st to Dec 31st

Day of month

Day of month

of each year.

(13) The water was first used for irrigation by claimant or his grantors in the year 1867

when 19.3 acres were irrigated in the SW 1/4 SW 1/4 of Sec. 2

T. 40 N., R. 27 E., MDB&M.; 40 acres in the SE 1/4 SW 1/4 Sec. 2; 16.1

acres in NE 1/4 SW 1/4 Sec. 2; 39.3 acres in the NW 1/4 SE 1/4 Sec. 2; 10.1 acres

in SW 1/4 NE 1/4 Sec. 2;

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

1867, 40 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 2, T. 40N., R. 27 E.
 Year

* 9.8 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 11, T. , R. E.
 31.2 acres in the " " of Sec. " , T. " , R. E.
 17.5 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 2, T. " , R. " E.
 40.0 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 2, T. , R. E.
 40.0 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 2, T. , R. E.
 * 40.0 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. , T. , R. " E.
 0.9 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 1, T. , R. E.
 31.4 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 1, T. " , R. " E.
 40.0 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 1, T. , R. E.
 * 40.0 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 12, T. " , R. " E.
 3.5 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 11, T. , R. E.
 " 17.9 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 11, T. " , R. " E.
 acres in the of Sec. , T. , R. E.
 acres in the of Sec. , T. , R. E.

Remarks: * Star indicates area irrigated from South Battle Creek ditch.
Append a sheet if necessary

balance of lands irrigated from North Battle Creek Ditch.

(15) The maximum acreage irrigated in any year was 477.00 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 all available water used each year.
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 purposes

(21) The character of the soil is loam The soil needs 3 acre-feet
(Sandy, gravelly, loam)
per annum to properly irrigate the crops. A continuous flow of 1.00 cubic feet of water per second, during the irrigation season of 9 months, is needed to irrigate each 100 acres of land.

(22) Remarks: see remarks under Bell Morrell Creek proof.

..... W. A. Johnstone

..... By Sam Johnstone (Signed)

Subscribed and sworn to before me this 27th day of February 1931

..... (Signed) Merwyn H. Brown (SEAL)

Notary Public in and for the County of Humboldt

My commission expires March 25, 1933