THE STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR STOCK WATERING PURPOSES

02273

From Unnamed Springs.
Name of natural water course

Through Hercules Gap pipe line to Hercules Gap troughs.
Name of ditch, pipe line, etc.

Arthur Smith, the undersigned, being first duly sworn, deposes and says that the statements herein contained relative to the appropriation of water by ELY WATER COMPANY, a Maine Corporation. are full and correct to the best of his knowledge and belief.

He represents Ely Water Company by virtue of his official position as President thereof.
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 ELY WATER COMPANY, a Maine Corporation.

Address East Ely, County of White Pine,

State of Nevada.

(2) The means of diversion employed is pipe line about 200 feet long.
Dam and ditch, pipe line, flume, etc.

(3) The water is impounded in reservoir and troughs.
Troughs, reservoirs, tanks, etc.

(4) The construction of the ditch or other works was begun about the year 1911., and completed in the same year. Wooden troughs about 1911, steel troughs about 1916.

(5) The nature of the claimant's title to the land upon which the works are located is fee simple by deed from Adams- McGill Company and California Pacific Realty Company dated December 5th. 1932.

(6) The claimant's water right ~~was~~ (was not) recorded in the office of the County Recorder of White Pine County, at Page ----- of Book ---- of ----------

(7) The approximate number of animals watered by the claimant during the first year was, and said watering was conducted for an approximate period of days during each of the following months Prior to the year 1898 W.N.McGill, lessee, of portion of land, watered about 100 head of cattle there during greater portion of each year. Title to this portion of land was acquired by him in 1900. Partnership of Adams-McGill ~~Company~~ watered about 400 head of cattleand ~~6000 sheep thereduring years 1898 to 1912. After 1912 Adams-McGill Com-~~ pany watered about 12000 sheep therein the Spring and Fall, two months each season.

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

Ely Water Company went in possession of the land about June 1931 and has applied the water for the watering of approximately 600 head of cattle and 3000 head of sheep since that date.

(9) The amount of water which it has been necessary to divert for the said purpose has been

one-third cubic feet per second.

40 miners inches equals 1 cubic foot per second

(10) The water is diverted from its source at ..... feet from

True bearing to nearest 5 minutes distance

the ..... corner of Section ....., T. ....., R. ..... E.,

Mount Diablo Base and Meridian.

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 SW 1/4; SE 1/4 Section 9; Tp. 17 N. Range 63 east.

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

Remarks: The Spring which is the main source of the water supply is near the North-west corner of the above described forty acre sub-division. There is a second spring on marshy ground near the South-east corner of the North-east quarter of the South-west quarter of thesame section, from which water is conveyed to the spring first mentioned by means of an open ditch. A reservoir about forty feet by one hundred feet in size lies slightly to the East of the main spring and impounds the flow thereof. The pipe line runs from this main spring South-easterly to Steel troughs 18 inches or twenty inches in width and about 200 feet long, situate on the forty first above described. All land upon which springs and diversion works are situated passed to Ely Water Company by deed dated December 5th, 1932., hereinabove under paragraph 5 referred to, together with all the water rights appurtenant thereto.

Remarks:

ELY WATER COMPANY.

by [signature]
Its President.

Subscribed and sworn to before me this 3rd day of February, 1933

M. T. Preston

Notary Public in and for the County of White Pine

My commission expires December 5th. 1935., 19

This part of form to be left blank by claimant

Filing Serial No. [redacted] 02273

STATE OF NEVADA

Proof of Appropriation of
Water for Stock Purposes

Water Source Unnamed Spring

Through Hercules Gap pipeline

Claimant Ely Water Co.

Filed in the office of the State Engineer on

2-11-33, 19

Geo. W. Malone.
State Engineer.

Certificate No. ..... issued hereunder

....., 19

Form Aa 3-21-28—1000