

THE STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

From Waters of Kingston (also known as Big Smokey) Creek and its Tributaries Name of natural water source

Through Probant Ditch, Calhoon Ditch, Cox Ditch, Daniels Ditch, Smiley #1 Ditch, Smiley #2 Ditch, Name of ditch, flume, or pipe line Smiley #3 Ditch, Albert Ditch, Arch Ditch, Tobias Ditch, Abna Ditch, Henry Ditch & O'Malley Ditch. WILLIAM P. BEKO, the undersigned, being first

duly sworn, deposes and says that the facts relative to the appropriation of water by ELVIN F. BEARD and HARRIET T. BEARD, are full and correct to the best of his

knowledge and belief.

Proof is filed by William P. Beko, Attorney for 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 ELVIN F. BEARD and HARRIET T. BEARD,

Address 625 Ramona Avenue, County of

State of Sierra Madre, California

(2) The means of diversion employed Ditch

Dam and ditch, pipe line, flume, etc.

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

(4) The construction of the ditch or other works was begun Approximately between 1872 & 1882 and completed

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom feet, width on top 36" feet, depth 15" feet, on a grade of 20 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 Not applicable 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.

See supporting evidence of title

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 Fee simple

(11) Crops of Hay

have been grown upon the land irrigated.

(12) The water has been used for irrigation from March 1 to October 1 of each year. Day of month Day of month

(13) The water was first used for irrigation by claimant or their grantors in the year 1872 when 150 acres were irrigated in the of Sec. 31 T. 16, R. 34 E., M.D.B. & M.

OK VHS



(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: Stockwatering and domestic

(21) The character of the soil is Sandy Loam The soil needs \_\_\_\_\_ acre-feet  
(Sandy, gravelly, loam)  
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: See Supplemental Proof of Appropriation

~~This proof of appropriation is filed for the purpose of preserving Claimants' rights and a supplemental proof will be forwarded directly by the Claimants to the State Engineer and leave is requested to include the information contained therein as a part of this proof.~~

*William F. Boko*

Subscribed and sworn to before me this 16<sup>th</sup> day of October, 1959.

*W. J. ...*  
Notary Public in and for the County of Wyo

My commission expires Apr. 13, 1963.

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Filing Serial No. ....

STATE OF NEVADA  
PROOF OF APPROPRIATION OF  
WATER FOR IRRIGATION

Water Source .....

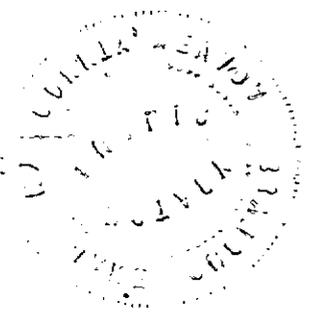
Through .....

Claimant .....

Filed in the office of the State Engineer on  
....., 19.....

State Engineer.

Certificate No. .... issued hereunder  
....., 19.....



OFFICE STATE ENGINEER  
1959 OCT 19 AM 10 30

FILED  
OCT. 26, 1959  
STATE ENGINEER'S OFFICE

RECORDED

Serial No. 02443

THE STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

From Waters of Kingston (also known as Big Smokey) Creek and its Tributaries Name of natural water source

Through Probert Ditch, Calhoon Ditch, Cox Ditch, Daniels Ditch, Smiley #1 Ditch, Smiley #2 Ditch, Smiley #3 Ditch, Albert Ditch, Arch Ditch, Tobias Ditch, Abna Ditch, Henry Ditch & O'Valley Ditch Name of ditch, flume, or pipe line  
Elvin F. Beard and Harriet T. Beard the undersigned, being first

duly sworn, deposes and says that the facts relative to the appropriation of water by ELVIN F. BEARD and HARRIET T. BEARD are full and correct to the best of his knowledge and belief.

This Supplemental Proof filed by William P. Beko, Attorney for  
If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant  
claimants, Box 191, Tonopah, Nevada

(1) Name of claimant ELVIN F. BEARD and HARRIET T. BEARD  
Address 625 Ramona Avenue County of \_\_\_\_\_  
State of Sierra Madre, California

(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 May, 1872

(4) The construction of the ditch or other works was begun May, 1872  
and completed \_\_\_\_\_

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom \_\_\_\_\_ feet, width on top 36" feet, depth 15" feet, on a grade of 20 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 (~~was~~) an owner in the above-described conduit.  
Owner in fee  
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 \_\_\_\_\_  
Fee simple

(11) Crops of Hay and Meadow Pasture  
have been grown upon the land irrigated.

(12) The water has been used for irrigation from March 1 to October 1  
Day of month Day of month  
of each year.

(13) The water was first used for irrigation by claimant or their grantors in the year 1872  
when 100 acres were irrigated in the \_\_\_\_\_ of Sec. 17, 20 & 21  
T. 16 N., R. 43 E. E.

OK

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

1872	0.2	acres in the	SW <sup>1</sup> 1/4	of Sec. 17	T. 16N., R. 43 E.
"	6.1	acres in the	NE <sup>1</sup> 1/4	of Sec. 17	T. 16N., R. 43 E.
"	4.9	acres in the	SW <sup>1</sup> 1/4	of Sec. 17	T. 16N., R. 43 E.
"	5.0	acres in the	NE <sup>1</sup> 1/4	of Sec. 20	T. 16N., R. 43 E.
"	2.3	acres in the	SW <sup>1</sup> 1/4	of Sec. 20	T. 16N., R. 43 E.
"	9.2	acres in the	SW <sup>1</sup> 1/4	of Sec. 20	T. 16N., R. 43 E.
"	0.8	acres in the	NE <sup>1</sup> 1/4	of Sec. 20	T. 16N., R. 43 E.
"	2.8	acres in the	NE <sup>1</sup> 1/4	of Sec. 21	T. 16N., R. 43 E.
"	0.7	acres in the	SW <sup>1</sup> 1/4	of Sec. 21	T. 16N., R. 43 E.
1882	15	acres in the	NE <sup>1</sup> 1/4	of Sec. 17	T. 16N., R. 43 E.
"	8	acres in the	NE <sup>1</sup> 1/4	of Sec. 17	T. 16N., R. 43 E.
"	15	acres in the	NE <sup>1</sup> 1/4	of Sec. 17	T. 16N., R. 43 E.
"	10	acres in the	SW <sup>1</sup> 1/4	of Sec. 17	T. 16N., R. 43 E.
"	12	acres in the	SW <sup>1</sup> 1/4	of Sec. 17	T. 16N., R. 43 E.
"	8	acres in the	NE <sup>1</sup> 1/4	of Sec. 20	T. 16N., R. 43 E.

Remarks: \_\_\_\_\_  
 Append a sheet if necessary  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

(15) The maximum acreage irrigated in any year was 100 acres.

(16) The water claimed 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 None  
 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 ~~(not)~~ recorded in the office of the County Recorder of Lander County, said record being at page 211 of Book A of Water Claims, and being a claim for 9.25 cubic inches of water for the irrigation of 100 acres acres of land in the following legal subdivisions: Sections 17, 20 & 21

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: Stockwatering and Domestic

(21) The character of the soil is Sandy Loam The soil needs 4.0 acre-feet  
(Sandy, gravelly, loam)  
per annum to properly irrigate the crops. A continuous flow of 2.0 cubic feet of water per second, during the irrigation season of 8 months, is needed to irrigate each 100 acres of land.

(22) Remarks: This Proof of Appropriation is filed for the purpose of preserving Claimants' rights and a supplemental proof will be forwarded directly by the Claimants to the State Engineer and leave is requested to include the information contained therein as a part of this proof.

*William Parks*

Subscribed and sworn to before me this 26<sup>th</sup> day of October, 1927

*C. E. May*

Notary Public in and for the County of Lincoln

My commission expires Commission Expires July 6, 1931

This part of form to be left blank by claimant

Filing Serial No. ....

**02443**

STATE OF NEVADA

PROOF OF APPROPRIATION OF  
WATER FOR IRRIGATION

Water Source .....

Through .....

Claimant .....

Filed in the office of the State Engineer on

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Diose Engineer.

Certificate No. .... issued hereunder

....., 19.....

1959 1 26 PM 1 30

ENGINEER

STATE