



02497

Filing Serial No. 02497

THE STATE OF NEVADA
PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

From SPRING CREEK & TRIBUTARIES (Chokecherry Creek)
Name of natural water source

Through Dams, ditches & natural channel
Name of ditch, flume, or pipe line

ROGER SMITH, the undersigned, being first
duly sworn, deposes and says that the facts relative to the appropriation of water by

ROGER SMITH 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 ROGER SMITH
Address Arthur Route, Wells, County of ELKO
State of Nevada

(2) The means of diversion employed Dams, ditches & natural channel
Dam and ditch, pipe line, flume, etc.

(3) The date of the survey of ditch, canal, or pipe line was Sept. 2, 3 & 4, 1961

(4) The construction of the ditch or other works was begun Prior to 1869
and completed about 1889

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom Varies
feet, width on top Varies feet, depth Varies feet, on a grade of Varies 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
Potented land

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

(12) The water has been used for irrigation from Jan. 1 to Dec. 31
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 Prior to 1869
when 40.00 acres were irrigated in the SE^4 SE^4 of Sec. 5
T. 30 N., R. 59 E., 40.00 acres in the SW^4 SW^4
Sec. 4, T. 30 N., R. 59 E. M.D.B. & M.

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

1875, 40 acres in the SW⁴ SE⁴ of Sec. 5, T 30N, R 59 E.
 Year

1875, 12 acres in the NW⁴ SE⁴ of Sec. 5, T 30N, R 59 E.

1875, 11 acres in the NE⁴ SE⁴ of Sec. 5, T 30N, R 59 E.

1875, 8 acres in the SE⁴ SW⁴ of Sec. 5, T 30N, R 59 E.

1880, 18 acres in the NW⁴ SW⁴ of Sec. 4, T 30N, R 59 E.

1889, 23 acres in the E^{1/2} SW⁴ of Sec. 4, T 30N, R 59 E.

1898, 160 acres in the SE⁴ of Sec. 4, T 30N, R 59 E.

1898, 40 acres in the NE⁴ NW⁴ of Sec. 10, T 30N, R 59 E.

1898, 10 acres in the SE⁴ NW⁴ of Sec. 10, T 30N, R 59 E.

1898, 320 acres in the E² of Sec. 10, T 30N, R 59 E.

1898, 80 acres in the W² NW⁴ of Sec. 11, T 30N, R 59 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 802.00 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:

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 Eiko County, said record being at page 213 of Book 3 of Water Rights, and being a claim for all of water for the irrigation of acres of land in the following legal subdivisions: "Gedney Ranch"

(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: Stock watering

(21) The character of the soil is Gravelly The soil needs 5 acre-feet
(Sandy, gravelly, loam)
per annum to properly irrigate the crops. A continuous flow of 3.0 cubic feet of water per second, during the irrigation season of 9 months, is needed to irrigate each 100 acres of land.

(22) Remarks: The waters of Chokecherry Creek are fully diverted into Spring Creek before they can be put to beneficial use. Therefore Chokecherry Creek is considered tributary to Spring Creek and no separate Proof of Appropriation is necessary.

[Handwritten Signature]

Subscribed and sworn to before me this 27th day of December, 1961

Mr. H. H. Sherman
Notary Public in and for the County of Ormsby
My commission expires July 1, 1965

This part of form to be left blank by claimant

Filing Serial No.

STATE OF NEVADA ⁰²⁴⁹⁷

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.....

STATE ENGINEER
1964 DEC 27 PM 1 56