

THE STATE OF NEVADA
PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

From Mayhugh Creek and Tributaries
Name of natural water source

Through The Natural Channel of Ward Creek and Ward Ditches
Name of ditch, flume, or pipe line

Louis J. Ward, the undersigned, being first

duly sworn, deposes and says that the facts relative to the appropriation of water by

Louis J. Ward 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 Louis J. Ward

Address Ruby Valley, County of Elko

State of Nevada

(2) The means of diversion employed Dams, Ditches & the Natural Channel of Ward Cr.
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 1866
and completed 1866

(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.
Full ownership.
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 and Riparian

(11) Crops of Wild Hay & Permanent Pasture
have been grown upon the land irrigated.

(12) The water has been used for irrigation from April 1 to Oct. 1
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 1866
when 1.57 acres were irrigated in the NW¹SE⁴ of Sec. 35
T. 30 N., R. 58 E.

OK
WAS

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

1866	1.21	acres in the	NE $\frac{1}{4}$ SE $\frac{1}{4}$	of Sec. 35,	T. 30 N., R. 58 E.
Year					
1866	21.56	acres in the	SW $\frac{1}{4}$ SE $\frac{1}{4}$	of Sec. 35,	T. 30 N., R. 58 E.
1866	30.16	acres in the	SE $\frac{1}{4}$ SE $\frac{1}{4}$	of Sec. 35,	T. 30 N., R. 58 E.
1866	35.25	acres in the	SW $\frac{1}{4}$ SW $\frac{1}{4}$	of Sec. 36,	T. 30 N., R. 58 E.
1866	25.40	acres in the	SE $\frac{1}{4}$ SW $\frac{1}{4}$	of Sec. 36,	T. 30 N., R. 58 E.
1866	13.56	acres in the	SW $\frac{1}{4}$ SE $\frac{1}{4}$	of Sec. 36,	T. 30 N., R. 58 E.
1866	3.75	acres in the	SE $\frac{1}{4}$ SE $\frac{1}{4}$	of Sec. 36,	T. 30 N., R. 58 E.
1866	22.74	acres in the	Lot 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$)	of Sec. 1,	T. 29 N., R. 58 E.
1866	40.00	acres in the	Lot 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$)	of Sec. 1,	T. 29 N., R. 58 E.
1866	40.21	acres in the	Lot 2 (NW $\frac{1}{4}$ NE $\frac{1}{4}$)	of Sec. 1,	T. 29 N., R. 58 E.
1866	39.37	acres in the	Lot 1 (NE $\frac{1}{4}$ NE $\frac{1}{4}$)	of Sec. 1,	T. 29 N., R. 58 E.
1866	12.52	acres in the	SE $\frac{1}{4}$ NW $\frac{1}{4}$	of Sec. 1,	T. 29 N., R. 58 E.
1866	38.37	acres in the	SW $\frac{1}{4}$ NE $\frac{1}{4}$	of Sec. 1,	T. 29 N., R. 58 E.
1866	40.00	acres in the	SE $\frac{1}{4}$ NE $\frac{1}{4}$	of Sec. 1,	T. 29 N., R. 58 E.
1866	5.15	acres in the	NW $\frac{1}{4}$ SE $\frac{1}{4}$	of Sec. 1,	T. 29 N., R. 58 E.

396.25

Remarks: See attached sheet for continuation of question #14
Append a sheet if necessary

(15) The maximum acreage irrigated in any year was 896.40 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 Elko County, said record being at page 19 of Book 1 of Water Rights, and being a claim for 2300 Miners Inches of water for the irrigation of 1080

acres of land in the following legal subdivisions: SW $\frac{1}{4}$, NE $\frac{1}{4}$, Sec. 1; NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2; Lots 1 & 2, Sec. 12; All in T. 29 N., R. 58 E. S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 36; T. 30 N., R. 58 E.; and Lots 3, 4 & 5, Sec. 6; T. 29 N., R. 59 E. Right was reserved and intention made to use the water on other adjoining land which he expected to buy.

This statement was subscribed and sworn to on May 1, 1889 by John S. Mayhugh and is recorded in the Elko County records.

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

(21) The character of the soil is Sandy Loam The soil needs 5.0 acre-feet
(Sandy, gravelly, loam)
per annum to properly irrigate the crops. A continuous flow of 2.5 cubic feet of water per second, during the irrigation season of 6 months, is needed to irrigate each 100 acres of land.

(22) Remarks: Two ditches carry water from Mayhugh Creek to irrigate the lands mentioned under questions 13 & 14. Their points of diversion are as follows:

Ditch No. 1 --- NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 2, T.29 N., R.58 E., M.D.B.&M. or at a point from which the NW corner of said sec. 2 bears N18 $^{\circ}$ 44'W., 623 feet.

Ditch No. 2 --- NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 2, T.29 N., R.58 E., M.D.B.&M. or at a point from which the N $\frac{1}{4}$ corner of said sec. 2 bears N47 $^{\circ}$ 48'E., 1572 feet.

The waters of Mayhugh Creek are diverted into the natural channel of Ward Creek from which they are distributed onto the land via Ward Creek ditches.

Mayhugh Creek was in the past called Wines Creek.

Lewis Ward

Subscribed and sworn to before me this 19th day of November, 1962

Jacks & Hull
Notary Public in and for the County of Elko

My commission expires August 4, 1963

This part of form to be left blank by claimant

Filing Serial No. 02523

STATE OF NEVADA
PROOF OF APPROPRIATION OF
WATER FOR IRRIGATION

Water Source

Through

Claimant

Filed in the office of the State Engineer on

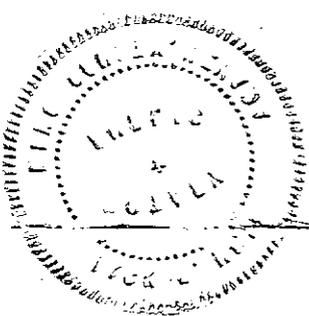
19

State Engineer.

Certificate No. issued hereunder

19

Form B 3-15-48-1M



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STATE ENGINEER'S OFFICE

Mayhugh Creek

Attached Sheet

Question No. 14 cont.

1866,	34.00	acres	in	the	NE $\frac{1}{4}$ SE $\frac{1}{4}$	of	Section	1,	T.29N.,	R.58E.
1866,	1.01	"	"	"	Lot 5 (SE $\frac{1}{4}$ SE $\frac{1}{4}$)	"	"	"	"	"
1866,	35.72	"	"	"	Lot 3 (SW $\frac{1}{4}$ NW $\frac{1}{4}$)	"	6	T.29N.,	R.59E.	"
1866,	16.62	"	"	"	Lot 5 (SE $\frac{1}{4}$ NW $\frac{1}{4}$)	"	"	"	"	"
1866,	27.80	"	"	"	Lot 4 (NW $\frac{1}{4}$ SW $\frac{1}{4}$)	"	"	"	"	"
	<i>115.15</i>									

489.55

The following lands are Unsurveyed Riparian and are located in the West Half of the Franklin Lake:

1866,	302.80	acres	in	Section	6,	T.29N.,	R.59E.
1866,	62.30	"	"	"	7	"	"
1866,	30.15	"	"	"	8	"	"
1866,	15.18	"	"	"	5	"	"
	<i>410.43</i>						