

FILED
June 5, 1967
STATE ENGINEER'S OFFICE

Filing Serial No. 02619

THE STATE OF NEVADA MUNICIPAL PURPOSES AND STOCK WATER
PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source TRAIL CANYON CREEK AND TRIBUTARIES, ESMERALDA COUNTY, NEVADA.

The water is diverted from its source By Candelaria Pipeline.

at the following point SW 1/4 of NE 1/4, Section 10, Township 1 South, Range 33 East,

M.D.B. & M., or at a point from which the NE corner of Section 1,

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, Township 1 South, Range 33 East, bears North 56°48' East, 14,380 feet,

it should be stated Township 1 South, Range 33 East, M.D.B. & M., unsurveyed.

(1) Name of claimant FRANK SEMINARIO, INC.
Tonopah
Address Fish Lake Valley via/ Esmeralda,
c/o Adams, Reed & Bowen,
State of Nevada. Mailing Address: P. O. Box 187, Reno, Nevada

(2) The means of diversion employed Masonry box and pipe line

(3) The date of the survey of ditch, canal, or pipe line was 1882.

(4) The construction of the ditch or other works was begun 1881

and completed ~~xxxxxxx~~ 1882.

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom 6-inch pipe.
feet, width on top not feet, depth not feet, on a grade of not 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.
100%. Fee simple insured by Title Insurance and Trust
Company.
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 Water is claimed for municipal purposes, including domestic, industrial, commercial and is also claimed for stock watering purposes*

(11) Crops of
have been grown upon the land irrigated.
municipal purposes and stock watering

(12) The water has been used for irrigation from January 1 to December 31
of each year. Day of month Day of month
municipal

(13) The water was first used for irrigation by claimant or its grantors in the year 1882.
and for stock watering - 1903 or prior.
xxxxxxx

*Claimant, Frank Seminario, Inc., is the owner of fee title to the real property and easements on which the Candelaria Pipeline and Esmeralda Water Company pipe lines and works of diversion are located. The water is used for the aforementioned purposes and is sold and/or provided by Esmeralda Water Company and its successor, Frank Seminario, Inc., to users at Basalt. Dicalite along the pipe and was formerly sold to users and residents at the Town of Candelaria.

(14) The date of culture, number of acres and legal description of the land irrigated in subsequent years:

Year	.....	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
	.....	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
	.....	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
	.....	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
	.....	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
	.....	acres in the	.....	of Sec.	.....	T	.....	R	.....	E

(15) The maximum acreage irrigated in any year was.....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.....**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 of 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: We cannot find any record of recordation on Dyke Spring. However, associated springs used in the early days and formerly relating to the Candelaria Pipeline were filed upon as reflected in Esmeralda County, Book "A" of Preemption of Claims at Pages 354-5-6, and Book "B" of Preemption of Claims of April 16, 1881, Page 77. In that the names of some of the canyons may have changed, one or more of these preemptions could refer to Dyke Spring, which was hooked up from the earliest days.

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) Water from the source given and through the works described is also used for the following purposes other than irrigation: for sale and use in Candelaria, Basalt, Dicalite and Coaldale, for municipal purposes; and was used for stock watering purposes on the Baker and Galvan Range, which extended from Montgomery Pass, Queens Valley, across Easterly to Basalt; also used for domestic, industrial and commercial purposes and sale in Candelaria, Basalt, Dicalite and Coaldale.

(20) The character of the soil is (Sandy, gravelly, loam) The soil needs acre-feet 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.

(21) Remarks: See Exhibit "A" attached hereto, setting forth remarks and attached other proofs and documents. Water troughs for water use from the pipeline are placed along the pipeline at the following locations:

1. NE 1/4 SW 1/4 Section 1, T. 1 N., R. 33 E., M.D.B. & M., or at a point from which the NE corner of Section 1 bears N. 39°00' E. - 5030 feet.
2. SW 1/4 SE 1/4, Section 36, T. 2 N., R. 33 E., M.D.B. & M., or at a point from which the SE corner of Section 36 bears S. 62°00' E. - 2478 feet.
3. SE 1/4 SE 1/4, Section 25, T. 2 N., R. 33 E., M.D.B. & M., or at a point from which the SE corner of Section 36 bears S. 11°30' E. - 5702 feet.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by his corporation 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

FRANK SEMINARIO, INC.

By Edward C. Reed, Jr.

Of: ADAMS, REED & BOWEN, Attorneys for Claimant

Subscribed and sworn to before me this 5th day of June, 1967

Ruth J. Houston

Notary Public in and for the County of Washoe,

My commission expires



This part of form to be left blank by claimant

Filing Serial No. 02649

STATE OF NEVADA

PROOF OF APPROPRIATION OF
WATER FOR IRRIGATION

Water Source Trawl Canyon Creek
Through Candelaria Pipeline
Claimant Frank Seminars, Inc.

Filed in the office of the State Engineer on

June 5, 1954

Roland D. Westerman
Acting State Engineer.

Certificate No. issued hereunder

19



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OFFICE
STATE ENGINEER