FILED
AUG. 1, 1972
STATE ENGINEER'S OFFICE

Filing Serial No. 02783

THE STATE OF NEVADA
PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source Henderson Creek, ributary to Pete Hanson Creek
Name of natural water source

The water is diverted from its source on Henderson Creek
Name of ditch, flume or pipe line

at the following point in the SW¼ NW¼, Section 35, T. 25 N., R. 51 E., M. D. B. & M., whence the NW Corner of said Section 35 bears N. 30° 15' W., 2492 feet distant

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be stated

(1) *Name of claimant* Eureka Livestock Co.

Address Eureka, *County of* Eureka

State of Nevada

(2) *The means of diversion employed* Dikes and Ditches
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* in early days

and completed probably prior to 1900

(5) *The dimensions of the ditch or canal as originally constructed were: Width on bottom* ..... *feet, width on top* ..... *feet, depth* ..... *feet, on a grade of* ..... *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* Original Patent from State of Nevada and through purchases to present Claimant

(11) *Crops of* Alfalfa & grasses *have been grown upon the land irrigated.*

(12) *The water has been used for irrigation from* March 31 (Day of month) *to* October 31 (Day of month) *of each year.*

(13) *The water was first used for irrigation by claimant or* ..... *grantors in the year* prior to 1879 *when* unknown *acres were irrigated in* ~~the~~ portions *of Sec.* 34 & 35 *T.* 25 N *, R.* 51 *E.,*

As shown and delineated on the supporting map

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

Prior to 1900 (Year), 27.77 acres in the NW¼ NE¼ of Sec. 34, T. 25 N, R. 51 E.

, 7.27 acres in the NE¼ NE¼ of Sec. 34, T. 25 N, R. 51 E.

, 10.16 acres in the SE¼ NE¼ of Sec. 34, T. 25 N, R. 51 E.

, 7.78 acres in the SW¼ NW¼ of Sec. 35, T. 25 N, R. 51 E.

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

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(15) The maximum acreage irrigated in any year was 52.98 *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 As far as research is concerned water has been used continuously since above dates
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* No specific record found, *and being a claim for* ..... *of water for the irrigation of* ..... *acres of land in the following legal subdivisions:* .....

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: Stockwatering purposes along the Henderson Creek channel from its head waters to a point in the NW¼ Section 34, T. 25 N., R. 51 E., M. D. B. & M.

(20) The character of the soil is loam (Sandy, gravelly, loam) *The soil needs* 4 *acre-feet per annum to properly irrigate the crops. A continuous flow of* 2.0 *cubic feet of water per second, during the irrigation season of* 6 *months, is needed to irrigate each 100 acres of land.*

(21) Remarks: The information regarding acreages irrigated in paragraph 14 are assumed to be much the same as present day cultures. An early date of 1879, which is the date of survey of the Township Plat which shows fences and activity in these areas, is more than likely the earliest date for first culture.

Although Eureka County records show later culture dates than 1879. The date of the original occupation of the land must have been much earlier.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Eureka Livestock Co. are full and correct to the best of his knowledge and belief.

This proof is being made in behalf of Eureka Livestock Co.

If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant

by Wallace T. Boundy of 617 Murry Street, Ely, Nevada as Agent

Wallace T. Boundy

Subscribed and sworn to before me this 28th *day of* July, *19*72.

Jeanie Boundy

Notary Public in and for the County of White Pine

My commission expires Sept 8th, 1973

JEANIE BOUNDY
Notary Public - State of Nevada
White Pine County, Nevada
My commission expires Sept. 8, 1973