

THE STATE OF NEVADA  
PROOF OF APPROPRIATION OF WATER FOR  
STOCK WATERING PURPOSES

FILED  
Feb. 8, 1978  
STATE ENGINEERING OFFICE

United States of America  
U.S.D.I. Bureau of Land Management

(1) Name of claimant Star Route 5, Box 1 of Ely  
Street and No. or P.O. Box No. City or town  
Nevada 89301  
State and Zip Code No.

(2) Source of water Mattier Creek  
Name of natural water source.

(3) The water is diverted by Natural Channel  
Dam, ditch, pipe line, natural channel, spring area, etc.

(4) The water is diverted at the following point(s) 1. The natural channel of Mattier Creek  
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  
at a point from which the SE corner of Sec. 16, T. 21 N., R. 64 E., M.D.B. & M.  
be stated. Diversion over a channel reach must be described by course and distance to a section corner for both the beginning and end of such  
bears S. 46° 26' E., a distance of 1,781.2 ft. and downstream to its terminus  
reach.  
within the SW 1/4 SE 1/4 of the said Sec. 16.

2. The natural channel of Mattier Creek between a point from which the SW corner  
of Sec. 15, T. 21 N., R. 64 E., M.D.B. & M. bears S. 49° W. a distance of  
1,795.1 ft. and a point from which the S. 1/4 corner of said Sec. 15 bears S. 1°  
CONTINUED ON ATTACHED SHEET.

(5) The water is impounded in Natural channel  
Troughs, tanks, pools, reservoir, natural channel, etc.

(6) The construction of the ditch or other works was begun N/A Date  
and completed N/A Date

(7) The nature of the claimant's title to the land upon which the source of water and place of  
use are located is The source (Mattier Cr.) is on public land and is being used  
Patented, deeded, public domain with grazing permit, etc.  
on public land. The water is not being removed from its natural channel.

(8) The claimant's water right was (was not) recorded in the office of the County Recorder of  
N/A County, at Page of Book of

NOTE—Failure to record in the county in no way invalidates a water right, but if water right was so recorded, supply full information under (8).

(9) The approximate number of animals watered by the claimant during the first year 1894,  
Date  
was 156 cattle 0 horses 0 sheep or 66 Deer Other. The watering  
was conducted during each of the following months Cattle - 3/1-4/30 & 6/1-10/31  
Deer 3/1 - 6/1 1848 Vested Rights Date

(10) The approximate number of animals watered by the claimant in subsequent years was as follows:

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.

Max. 156 cattle grazed

Min 32 cattle grazed

Water has been used yearly by cattle and or wildlife. The main deer use is made in the spring - (3/1 - 6/1). However lesser use is made year long.

(11) The amount of water which has been necessary to be diverted for this purpose has been.....

one cubic feet per second.

448.83 gal. per min. equals 1 cubic foot per second.

(12) The works are located at SE $\frac{1}{4}$  NE $\frac{1}{4}$ , E $\frac{1}{2}$  SW $\frac{1}{4}$ , NE $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 15

Describe as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed

SW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 16, T. 21 N., R. 64 E., M.D.B.&M

land, it should be stated.

Remarks A minimum flow of 1 cubic feet/second is needed to maintain the fishery and riparian vegetation. Many small game and a variety non-game species are dependent on the riparian vegetation and minimum stream flow.

Remarks.....  
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The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by United States of America, U.S.D.I., Bureau of Land Management are full and correct to the best of his knowledge and belief.

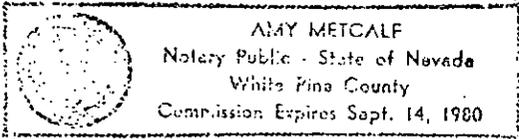
If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant.

*Neil B. McCleery*  
Neil B. McCleery, <sup>Ely</sup>District Manager  
For United States of America  
U.S.D.I., Bureau of Land Management

By *Amy Metcalf*  
.....  
Street and No., or P.O. Box No.  
.....  
City, State, Zip Code No.

Subscribed and sworn to before me this 2nd day of February, 1977.

Notary Public in and for the County of White Pine  
My commission expires.....



**\$10 FILING FEE MUST ACCOMPANY PROOF**

*continued from page 1 on proof.*

- 50' W. a distance of 1540.4 ft., within the E $\frac{1}{2}$  SW $\frac{1}{4}$  of the said Sec. 15.
3. The natural channel of Mattier Creek between a point from which the E  $\frac{1}{4}$  corner of Sec. 15, T. 21 N., R. 64 E., M.D.B.&M. bears N. 76° 28' E., a distance of 1,405.5 ft. and a point from which Corner No. 1 of H.E.S. No. 50 bears S. 2° 05' W. a distance of 609.7 ft., within a portion of Lot 5, Sec. 14 and the SE $\frac{1}{4}$  NE $\frac{1}{4}$  and the NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 15, all within T. 21 N., R. 64 E., M.D.B.&M.

02990

THE STATE OF NEVADA  
PROOF OF APPROPRIATION OF WATER FOR  
STOCK WATERING PURPOSES

FILED  
Nov. 30, 1977  
STATE ENGINEER'S OFFICE

(1) Name of claimant United States of America  
U.S.D.I. Bureau of Land Management

Pioche Star Route of Ely  
Street and No. or P.O. Box No. City or town

Nevada 89301  
State and Zip Code No.

(2) Source of water Mattier Creek  
Name of natural water source.

(3) The water is diverted by Natural Channel  
Dam, ditch, pipe line, natural channel, spring area, etc.

(4) The water is diverted at the following point(s) No diversions  
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. Diversion over a channel reach must be described by course and distance to a section corner for both the beginning and end of such reach.  
See attached survey plat for area of use

(5) The water is impounded in Natural channel  
Troughs, tanks, pools, reservoir, natural channel, etc.

(6) The construction of the ditch or other works was begun N/A  
Date  
and completed N/A  
Date

(7) The nature of the claimant's title to the land upon which the source of water and place of use are located is The source (Mattier Cr.) is on public land and is being used  
Patented, deeded, public domain with grazing permit, etc.

on public land. The water is not being removed from its natural channel.

(8) The claimant's water right was (was not) recorded in the office of the County Recorder of N/A County, at Page        of Book        of       

NOTE—Failure to record in the county in no way invalidates a water right, but if water right was so recorded, supply full information under (8).

(9) The approximate number of animals watered by the claimant during the first year 1894,  
Date  
was 136 cattle 0 horses 0 sheep or 66 deer Other. The watering  
was conducted during each of the following months Cattle - 3/1-4/30 & 6/1-10/31  
Deer 5/1 - 6/1 - 1848 vested rights date.

(10) The approximate number of animals watered by the claimant in subsequent years was as follows:

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.

Max. 136 cattle grazed.

Min. 32 cattle grazed.

Water has been used yearly by cattle and/or wildlife. The main deer use is made in the spring - (3/1 - 6/1). However lesser use is made year long.

(11) The amount of water which has been necessary to be diverted for this purpose has been.....

one cubic feet per second.

448.83 gal. per min. equals 1 cubic foot per second.

(12) The works are located at SW $\frac{1}{4}$  NE $\frac{1}{4}$ , W $\frac{1}{2}$  SW $\frac{1}{4}$ , NE $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 15

Describe as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed

SW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 16, T. 21 N., R. 64 E., MDB&M  
land, it should be stated.

Remarks A minimum flow of 1 cubic feet/second is needed to maintain the fishery and riparian vegetation. Many small game and a variety non-game species are dependent on the riparian vegetation and minimum stream flow.

Remarks.....  
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The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by United States of America, U.S.D.I, Bureau of Land Management 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.  
.....

Neil B. McCleery  
Claimant  
Neil B. McCleery, Ely District Manager  
For United States of America  
U.S.D.I., Bureau of Land Management

By Amy Metcalf

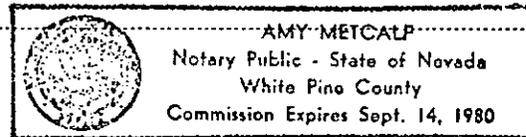
.....  
Street and No., or P.O. Box No.

.....  
City, State, Zip Code No.

Subscribed and sworn to before me this 10th day of November, 1977.....

Notary Public in and for the County of White Pine

My commission expires.....



**\$10 FILING FEE MUST ACCOMPANY PROOF**