

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

Source Miller Springs
Name of natural water source

The water is diverted from its source by pipelines

Name of ditch, flume or pipe line
at the following point(s) in the SE 1/4 SW 1/4 Section 6, T 46 N, R 54 E, MDB & M.,

List all points of diversion from this source, appending a sheet if necessary
(unsurveyed township) from which the closing Section corner (not 1/4

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed
corner) between Sections 2 & 11, T 46 N, R 53 E, MDB & M., bears
land, it should be stated

N. 70° 34' 28" W 10793.59 feet.

(1) Name of claimant Mountain City Water and Sewer Users, Inc.

Address Mountain City, County of Elko

State of Nevada

(2) The means of diversion employed pipeline

Dam and ditch, pipe line, flume, etc.

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

and completed September 18, 1981 was begun September 16, 1981

(4) The construction of the ditch or other works approximately 1869

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom

Unknown at this time.
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 1981

and completed 1982
pipeline

(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
2 inch pipeline; +35,380 feet long.

(9) The claimant is (is not) an owner in the above-described conduit.

Sole Owner

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 Miller Spring

is on public domain, the water is used within the City of Mountain City,

Fee simple, public domain, etc. NV

(11) Crops of N/A
have been grown upon the land irrigated.

(12) The water has been used for irrigation from N/A to
of each year. Day of month Day of month

057 EL

(13) List the year of priority for acreages irrigated prior to March 1, 1905, from all points of diversion previously described, with corresponding subdivisions, appending extra sheets if necessary.

SEE BOYACCI'S LETTER DATED MAR. 29, 1983

N/A, acres in the of Sec., T., R. E.

Year
1869 (APPROX) acres in the of Sec., T., R. E.

CITY OF MOUNTAIN CITY, acres in the of Sec., T., R. E.

LOT 1 acres in the of Sec. 1, T. 45N, R. 53 E.

LOT 2 acres in the of Sec. 1, T. 45N, R. 53 E.

LOT 3 acres in the of Sec. 1, T. 45N, R. 53 E.

LOT 4 acres in the of Sec. 1, T. 45N, R. 53 E.

LOT 1 acres in the of Sec. 2, T. 45N, R. 53 E.

LOT 2 acres in the of Sec. 2, T. 45N, R. 53 E.

..... acres in the SE 1/4 of Sec. 36, T. 46N, R. 53 E.

..... acres in the E 1/2 SW 1/4 of Sec. 36, T. 46N, R. 53 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.

(14) The maximum acreage irrigated in any year was N/A acres.

(15) The water claimed has (has not) been used for irrigation each and every year since the right was initiated. Strike out one not wanted N/A

(16) The years during which no water was used for irrigation or during which the full water right was not used were N/A
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

(17) The claimant's water right ~~was~~ (was not) recorded in the office of the County Recorder of Elko 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:

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 (17)

(18) Water from the source given and through the works described is also used for the following ~~purposes other than irrigation~~ Municipal Purposes.

(19) The character of the soil is N/A (Sandy, gravelly, loam) acre-feet per acre per annum have been used to irrigate the crops. A continuous flow of cubic feet of water per second has been used to irrigate acres of land.

(20) Remarks: New water system was installed in 1981 - 1982. The water has been used since approximately 1869 at which time there were residents of the mining camps and town that now comprises the City of Mountain City. The Mountain City Water and Sewer Users Inc. claim as successor in interest to predecessors, the names of whom are not known at this time, the right of use to said waters.

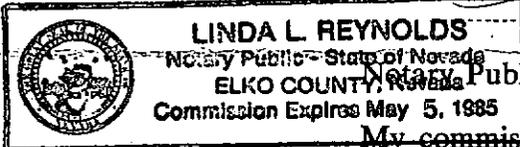
USE MAP UNDER 45017 TO SUPPORT THIS CLAIM (SEE BOYACK LETTER DATED MAR. 28, 1983)

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Mountain City Water & Sewer Users, Inc. are full and correct to the best of his knowledge and belief. Agent for Mountain City Water & Sewer Users, Inc.

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

Alan S. Boyack
ALAN S. BOYACK, AGENT
515 South Fifth Street, Elko, NV...

Subscribed and sworn to before me this 25th day of March, 1983



Linda L. Reynolds
Notary Public in and for the County of Elko
My commission expires May 5, 1985

\$10 FILING FEE MUST ACCOMPANY PROOF

RECEIVED
MAR 30 1983
STATE ENGINEER'S OFFICE

STATE ENGINEERS OFFICE
RECEIVED

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