

THE STATE OF NEVADA
PROOF OF APPROPRIATION OF WATER FOR RAILROAD & DOMESTIC

Source Surface
Name of natural water source (use separate proofs for each major source)
The water is diverted from its source Big Spring
Name of ditch, flume or pipe line
at the following point SE 1/4 NW 1/4 of Section 11, Township 5 South, Range 68 East,
List all points of diversion from this source, appending a sheet if necessary
Mount Diablo Base and Meridian or at a point from which the East-quarter Corner
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed
of said Section 11 bears S. 89°06'10" E., at 2,905.42
land, it should be stated

(1) Name of claimant Los Angeles & Salt Lake Railroad Co., Lessee Union Pacific Railroad Co.
5480 Ferguson Drive
Address P. O. Box 22004, City of East Los Angeles
State of California Telephone No. (213) 725-2483

(2) The means of diversion employed Pipe
Dam and ditch, pipe line, flume, etc.

(3) The date of the survey of line was May 1985

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

(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 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
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
Railroad Right-of-Way Grant March 3, 1875
Fee simple, public domain, etc.

(11) Crops of
have been grown upon the land irrigated. (e.g. alfalfa, native hay, grain, orchard, meadow or
diversified pasture)

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

(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.

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

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

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

(16) 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

(17) 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:.....

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 Railroad and Domestic

(19) A continuous flow of 2.00 cubic (Sandy, gravelly, loam) feet of water per second has been used to irrigate acres of land and acre-feet per acre per annum have been used

(20) Remarks: According to Railroad records the railroad grade and six tunnels were built through Clover Creek in the years 1889 and 1891 with the tracks being layed in 1901. Bridges were built between 1891 and 1901. The railroad used the water from Big Spring for construction operation of railroad and domestic purposes.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Lessee Union Pacific Railroad Co., 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

Richard E. Fonger
Richard E. Fonger, Agent

P. O. Box 491
Ely, Nevada 89301

Telephone No. (702) 289-2898

Subscribed and sworn to before me this 17 day of May, 1985

Clara O. Fondi

Notary Public in and for the County of White Pine

My commission expires 2-5-89

\$50 FILING FEE MUST ACCOMPANY PROOF

CLARA O. FONDI
Notary Public - State of Nevada
Appointment Recorded In White Pine County
MY APPOINTMENT EXPIRES FEB. 5, 1989