

THE STATE OF NEVADA
PROOF OF APPROPRIATION OF WATER FOR DOMESTIC USE

Source.....Water Tunnel No. 1
Name of natural water source (use separate proofs for each major source)

The water is diverted from its source by a 2" water pipeline
Name of ditch, flume or pipe line

at the following point(s) SW 1/4 NE 1/4 of Section 31, T. 24 N., R. 63 E., M.D.B. & M.; or at a
point from which the SE Corner of Section 32, T. 24 N., R. 63 E., M.D.B. & M. bears
List all points of diversion from this source, appending a sheet if necessary

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed
S. 68°22'10" E., at 8,207.27 feet.
land, it should be stated

(1) Name of claimant Ticup Mining Corporation

Address P. O. Box 334 East Ely, Nevada 89315 County of White Pine

State of Nevada

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

(3) The date of the survey of ditch, canal, or pipe line was August 6, 1988

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(4) The construction of the ditch or other works was begun Prior to 1880
and completed prior to 1880.

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom Unknown
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 Unknown
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
Fee Simple
Fee simple, public domain, etc.

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

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

Areas of Domestic Use

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

Prior to 1880 acres in the Lot 3 of Sec. 5, T. 23 N., R. 63 E.

Year
" acres in the Lot 4 of Sec. " , T. " , R. " E.

" acres in the Lot 1 of Sec. 6, T. " , R. " E.

" acres in the Lot 2 of Sec. " , T. " , R. " E.

" acres in the SE $\frac{1}{4}$ of Sec. 31, T. 24 N., R. 63 E.

" acres in the SW $\frac{1}{4}$ of Sec. 32, 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.

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..... 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 ~~(maximum)~~ been used for domestic each and every year since the right was initiated. Strike out one not wanted

(16) The years during which no water was used for domestic 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 if necessary

(17) The claimant's water right ~~(is not)~~ recorded in the office of the County Recorder of White Pine 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:

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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 domestic water is also sometimes used to irrigate lawns and gardens

(19) The character of the soil is sandy-gravelly. A continuous flow of unknown cubic feet of water per second has been used to irrigate acres of land and acre-feet per acre per annum have been used to irrigate the crops.

(20) Remarks: Currently there is about seven (7) full time residences living in the townsite of Cherry Creek and the water is currently piped to the town by Mr. Charly O'Neal through a 2" pipe line; there is excess water flowing out the overflow of Mr. O'Neal two (2) 2,500 gallon storage tanks and he will not let any one else on the water system so the overflow is going to waste.

The original maps and records of Cherry Creek burned in 1885 Hamilton courthouse fire.

Mr. O'Neal has a lock on the door so the amount of water flow cannot be measured.

NOTE: See the supporting map for Application No. 52407 for the existing point of diversion.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Water Tunnel No. 1 are full and correct to the best of his knowledge and belief. President of Ticup Mining Corporation

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

claimant

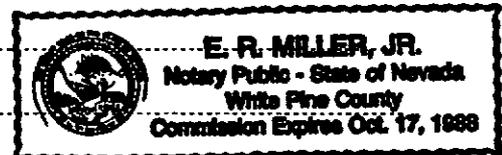
Fred E. Anderson
Fred E. Anderson

Subscribed and sworn to before me this 22ND day of AUGUST, 1988

E. R. Miller, Jr.

Notary Public in and for the County of

My commission expires



\$ 50

~~\$20~~ FILING FEE MUST ACCOMPANY PROOF