

04713

Filing Serial No.

THE STATE OF NEVADA
PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source (Name of natural water source (use separate proofs for each major source]): Duval Springs The water is diverted from its source (Name of ditch, flume or pipe line): Duval Springs at the following point(s): [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 land, it should be stated]:

POINT OF DIVERSION NO. 35: A point situate on Duval Springs located within the NE1/4 SW1/4 of Section 31, T34N, R61E, MDB&M from which the East one-quarter corner of Section 36, T34N, R60E, MDB&M bears approximately N85°47'00"W a distance of 1,945.00 feet, more or less.

POINT OF DIVERSION NO. 36: A point situate on Duval Springs located within the NE1/4 SW1/4 of Section 31, T34N, R61E, MDB&M from which the East one-quarter corner of Section 36, T34N, R60E, MDB&M bears approximately N79°43'00"W a distance of 1,840.00 feet, more or less.

POINT OF DIVERSION NO. 37: A point situate on Duval Springs Runoff located within the NE1/4 SE1/4 of Section 36, T34N, R60E, MDB&M from which the East one-quarter corner of Section 36, T34N, R60E, MDB&M bears approximately N0°12'00"E a distance of 790.00 feet, more or less.

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- (1) Name of Claimant: Duval Ranching Company, a Nevada corporation Address: Arthur Route, Wells, Nevada County of Elko, State of: Nevada
- (2) The means of diversion employed (Dam and ditch, pipe line, flume, etc.): Pipe line.
- (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: Unknown and completed: Unknown.
- (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. Does not apply - pipeline.
- (6) The conduit has (has not) been enlarged. (NOTE--If enlargement or extension of ditch was made, supply information under (7) and (8).] Unknown.
- (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. Pipeline.
- (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]: 100%
- (10) The nature of the title to the land for which the water right is claimed is (fee simple, public domain, etc.): Fee simple.
- (11) Crops of garden, harvest crops and diversified pasture 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 irrigation from March 15 to September 15 of each year, or as long as water is available.
- (13) List the year of priority for acreage irrigated prior to March 1, 1905, from all points of diversion previously described, with corresponding subdivisions, appending extra sheets if necessary.
- YEAR 1880, 18.3 ACRES IN THE NE1/4 SE1/4 OF SEC. 36, T. 34 N., R. 60 E.
YEAR 1880, 7.3 ACRES IN THE NW1/4 SE1/4 OF SEC. 36, T. 34 N., R. 60 E.
YEAR 1880, 13.3 ACRES IN THE SW1/4 SE1/4 OF SEC. 36, T. 34 N., R. 60 E.
- (14) The maximum acreage irrigated in any year was 38.9 acres.
- (15) The water claimed has ~~-(has not)-~~ [strike out one not wanted] been used for irrigation each and every year since the right was initiated.
- (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 is necessary]: Used each year to the full extent available.
- (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 other than irrigation: Domestic and livestock.

(19) The character of the soil is [Sandy, gravelly, loam] gravelly loam.
A continuous flow of Not Known cubic feet of water per second has been used to irrigate 38.3 acres of land and Not Known acre-feet per acre per annum have been used to irrigate the crops.

(20) Remarks: No evidence is available as to the first use of this spring. However, to the best information and belief of the claimant, it was diverted and placed in use at the time of establishment of the farmstead, probably in the late 1870's, and on that basis a priority of 1880 is claimed.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Duval Ranching Company, a Nevada corporation 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.]

DUVAL RANCHING COMPANY
A Nevada Corporation

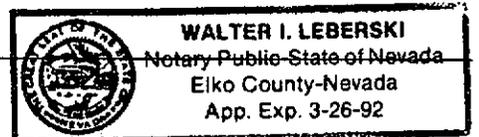
By *R. Linn Duval*

Subscribed and sworn to before me this 14th day of October,
1988.

Walter I. Leberski

Notary Public in and for the County of _____

My commission expires _____



\$50 FILING FEE MUST ACCOMPANY PROOF

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