

THE STATE OF NEVADA
PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source [Name of natural water source (use separate proofs for each major source)]: Vaughan Springs

The water is diverted from its source [Name of ditch, flume or pipe line]: Springs Ditch

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]: Diverted from Vaughan Springs No. 1 within the

SE1/4 SE1/4 of Section 35, T 30 N, R58E, MDM at a point from which the North one-quarter corner of Section 2, T 29 N, R 58 E, MDM bears S83°42'00"W a distance of 2,460.00 feet and diverted from Vaughan Spring No. 2 within Lot 4 of Section 1, T 29 N, R 58 E, MDM at a point from which the North one-quarter corner of Section 2, T 29 N, R 58 E, MDM bears N85°33'00"W a distance of 2,770.00 feet.

(1) Name of Claimant: Miller S. Vaughan, Janet C. Pierce and Dorothy M. Kaiser, all married persons dealing with their sole and separate property Address: c/o Robert O. Vaughan, P. O. Box 1420, Elko County of Elko, State of: Nevada

(2) The means of diversion employed [Dam and ditch, pipe line, flume, etc.]: Ditch

(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: prior to 1905 and completed: prior to 1905.

(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. Dimensions at construction unknown.

176
81
(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: unknown

(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. Varies. Sufficient to carry water produced from springs.

(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% Interest

(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 pasture and native hay 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 April 1 to October 15 of each year, or as long as growing season continues.

(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 Prior to 1905, 9.0+ ACRES IN THE Lot 4 OF SEC. 1, T. 29 N., R. 58 E.
YEAR Prior to 1905, 33.09 ACRES IN THE SE1/4 NW1/4 OF SEC. 1, T. 29 N., R. 58 E.
YEAR Prior to 1905, 5.25 ACRES IN THE SW1/4 NE1/4 OF SEC. 1, T. 29 N., R. 58 E.
YEAR Prior to 1905, 30.0+ ACRES IN THE NE1/4 SW1/4 OF SEC. 1, T. 29 N., R. 58 E.
YEAR Prior to 1905, 37.38 ACRES IN THE NW1/4 SE1/4 OF SEC. 1, T. 29 N., R. 58 E.
YEAR Prior to 1905, 20.0+ ACRES IN THE SW1/4 SE1/4 OF SEC. 1, T. 29 N., R. 58 E.
YEAR Prior to 1905, 13.87 ACRES IN THE NE1/4 SE1/4 OF SEC. 1, T. 29 N., R. 58 E.
YEAR Prior to 1905, 27.26 ACRES IN THE Lot 5 OF SEC. 1, T. 29 N., R. 58 E.

Riparian Land

(See Remarks.)

(14) The maximum acreage irrigated in any year was 175.85 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 to maximum production annually.

(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: Stockwater January 1 to December 31 each year.

(19) The character of the soil is [Sandy, gravelly, loam] Gravelly loam.
A continuous flow of unknown cubic feet of water per second has been used to irrigate (See Remarks) acres of land and _____ acre-feet per acre per annum have been used to irrigate the crops.

(20) Remarks: The waters from Vaughan Springs No. 1 and No. 2 are co-mingled with water of Mayhugh or Wines Creek, also used by the Claimant to irrigate the lands described in 13 above. No measurements of the quantity of water are available. All water not consumed in harvest and pasture acreage in surveyed portion of the vested lands are used on pasture in unsurveyed, vested riparian lands.

The undersigned, being first duly sworn, deposes and says that the facts

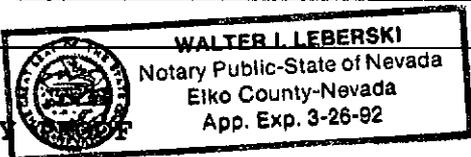
The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Miller S. Vaughan, Janet C. Pierce and Dorothy M. Kaiser are full and correct to the best of his knowledge and belief. [If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant.] Being executed by Robert O. Vaughan, attorney for Claimant.

By *Robert Vaughan*

Subscribed and sworn to before me this 30th day of October, 1989.

Walter J. Leberski

Notary Public in and for the County of _____
My commission expires _____



\$50 FILING FEE MUST ACCOMPANY

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EXHIBIT "A"

PROOF 05027

<u>Section</u>	<u>Sub- division</u>	<u>Township</u>	<u>Range</u>	<u>Cultivated Acreage</u>
1	Lot 4	T29N	R58E	9.00+
1	SE $\frac{1}{4}$ NW $\frac{1}{4}$	T29N	R58E	33.09
1	SW $\frac{1}{4}$ NE $\frac{1}{4}$	T29N	R58E	5.25
1	NE $\frac{1}{4}$ SW $\frac{1}{4}$	T29N	R58E	30.00+
1	NW $\frac{1}{4}$ SE $\frac{1}{4}$	T29N	R58E	37.38
1	SW $\frac{1}{4}$ SE $\frac{1}{4}$	T29N	R58E	20.00+
1	NE $\frac{1}{4}$ SE $\frac{1}{4}$	T29N	R58E	13.87
1	Lot 5	T29N	R58E	27.26

Also riparian lands of 566.64 through co-mingling.