

**AMENDED**

**THE STATE OF NEVADA  
PROOF OF APPROPRIATION OF WATER FOR IRRIGATION**

Source South Fork Owyhee River  
Name of natural water source (use separate proofs for each major source)

The water is diverted from its source Barney Ditch, YP Ditch and Peterson Ditch  
Name of ditch, flume or pipe line

at the following point(s) Barney Ditch, NW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub> Section 19, T. 44 N., R. 50 E., MDM, at a point from  
List all points of diversion from this source, appending a sheet if necessary

which the NW corner of said Section 19, bears N. 39°44' W., 4,650 feet. YP Ditch, Lot 4, Section 31,  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed

T. 45 N., R. 50 E., MDM, at a point from which the SW corner of Sec. 7, T. 44 N., R. 50 E., MDM  
land, it should be stated

bears S. 04°35' W., 11,114 feet. Peterson Ditch, NE<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub> Sec. 24, T. 45 N., R. 49 E., MDM, at a point  
from which the SE corner of Section 33, T. 46 N., R. 50 E., MDM, bears N. 46°39' E., 24,792 feet.

(1) Name of claimant Petan Company of Nevada, Inc.

Address Tuscarora, County of Elko

State of Nevada 89834

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

(3) The date of the survey of ditch, canal, or pipe line was 1873

(4) The construction of the ditch or other works was begun 1873  
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. (Unknown)

(6) The conduit 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. (Unknown)

(9) The claimant is an owner in the above-described conduit.

100%

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 \_\_\_\_\_

Deeded

Fee simple, public domain, etc.

(11) Crops of Harvest (See remarks)  
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 15th to September 30th  
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.

See attached sheet

(14) The maximum acreage irrigated in any year was 1,683.64 acres.

(15) The water claimed has been used for irrigation 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 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

DITCH	SECTION	SUBDIVISION	TOWN-SHIP	RANGE	CULTIVATED ACRES	DESCRIPTION OF CULTURE	DATE OF FIRS CULTURE
BARNEY DITCH SOUTH FORK OWYHEE RIVER Question 13: Page 1 of 2 Pages Proof 05910							
"	19	NW1/4 SE1/4	44N	50E	0.97	HARVEST CROP	1904
"	19	SW1/4 NE1/4	"	"	19.33	"	1904
"	19	SE1/4 NW1/4	"	"	2.50	"	1904
"	19	NW1/4 NE1/4	"	"	14.48	"	1904
"	19	NE1/4 NW1/4	"	"	13.93	"	1904
"	18	LOT 13	"	"	10.87	"	1904
"	18	LOT 12	"	"	11.62	"	1904
"	18	LOT 8	"	"	10.78	"	1904
"	18	LOT 9	"	"	10.27	"	1904
"	18	LOT 5	44N	50E	22.85	HARVEST CROP	1879
"	18	SE1/4 NW1/4	"	"	20.06	"	1879
"	18	LOT 4	"	"	34.20	"	1879
"	18	NE1/4 NW1/4	"	"	26.10	"	1879
"	7	SW1/4 SE1/4	"	"	28.70	"	1875
"	7	SE1/4 SW1/4	"	"	28.67	"	1875
"	7	NE1/4 SW1/4	"	"	36.52	"	1875
"	7	NW1/4 SE1/4	"	"	26.45	"	1875
"	7	SE1/4 NW1/4	"	"	38.90	"	1875
"	7	SW1/4 NE1/4	"	"	16.64	"	1875
"	7	NE1/4 NW1/4	"	"	38.89	"	1873
"	7	NW1/4 NE1/4	"	"	10.79	"	1873
"	7	LOT 1	"	"	5.48	"	1887
"	7	LOT 2	"	"	6.67	"	1887
"	7	LOT 3	"	"	0.43	"	1887
"	6	NE1/4 SW1/4	44N	50E	5.92	HARVEST CROP	1873
"	6	LOT 6	"	"	1.26	"	1879
"	6	LOT 7	"	"	9.83	"	1879
"	6	SE1/4 SW1/4	"	"	39.93	"	1873

Y.P. DITCH SOUTH FORK OWYHEE RIVER							
"	30	NE1/4 NW1/4	45N	50E	10.33	HARVEST CROP	1876
"	30	NW1/4 NE1/4	"	"	20.07	"	1876
"	30	SW1/4 NE1/4	"	"	23.61	"	1875
"	30	SE1/4 NW1/4	"	"	17.28	"	1875
"	30	NW1/4 SE1/4	"	"	24.59	"	1875
"	30	NE1/4 SW1/4	"	"	29.63	"	1875
"	30	SW1/4 SE1/4	"	"	26.07	"	1876
"	30	SE1/4 SW1/4	"	"	38.51	"	1876
"	30	LOT 4	"	"	2.05	"	1876
"	31	LOT 1	"	"	11.20	"	1876
"	31	NE1/4 NW1/4	"	"	39.38	"	1876
"	31	NW1/4 NE1/4	"	"	13.68	"	1876
"	31	SW1/4 NE1/4	"	"	1.15	"	1875
"	31	SE1/4 NW1/4	"	"	37.39	"	1875
"	31	LOT 2	"	"	10.96	"	1875
"	31	NE1/4 SW1/4	"	"	34.48	"	1875
"	31	LOT 3	"	"	7.50	"	1888
"	31	SE1/4 SW1/4	"	"	18.75	"	1875
"	31	LOT 4	"	"	3.23	"	1888

DITCH	SECTION	SUBDIVISION	TOWN-SHIP	RANGE	CULTIVATED ACRES	DESCRIPTION OF CULTURE	DATE OF FIRST CULTURE
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Y.P. DITCH SOUTH FORK OWYHEE RIVER Question 13: Page 2 of 2 Pages Proof 05910

"	19	SW1/4 SE1/4	45N	50E	17.65	HARVEST CROP	1877
"	19	SE1/4 SW1/4	"	"	32.91	"	1877
"	19	LOT 4	"	"	2.49	"	1877
"	19	NW1/4 SE1/4	"	"	9.63	"	1877
"	19	NE1/4 SW1/4	"	"	38.78	"	1877
"	19	LOT 3	"	"	28.40	"	1877
"	19	SE1/4 NW1/4	"	"	21.58	"	1877
"	19	LOT 2	"	"	32.69	"	1877
"	19	NE1/4 NW1/4	"	"	0.57	"	1877
"	19	LOT 1	"	"	22.65	"	1876
"	24	NE1/4 SE1/4	45N	49E	3.44	"	1877
"	24	SE1/4 NE1/4	"	"	33.63	"	1877
"	24	SW1/4 NE1/4	"	"	9.83	"	1888
"	24	NE1/4 NE1/4	"	"	31.13	"	1876
"	24	NW1/4 NE1/4	"	"	33.25	"	1888
"	24	NE1/4 NW1/4	"	"	10.17	"	1888

PETERSON DITCH - SOUTH FORK OWYHEE RIVER

"	24	NE1/4 NW1/4	45N	49E	17.90	"	1888
"	24	NW1/4 NW1/4	"	"	23.43	"	1888
"	13	SE1/4 SW1/4	"	"	2.04	"	1888
"	13	SW1/4 SW1/4	"	"	24.56	"	1888
"	14	SW1/4 NE1/4	45N	49E	13.90	HARVEST CROP	1888
"	14	NE1/4 NW1/4	"	"	4.78	"	1888
"	14	NW1/4 NW1/4	"	"	9.75	"	1888
"	14	SW1/4 NW1/4	"	"	39.12	"	1888
"	14	SE1/4 NW1/4	"	"	39.04	"	1888
"	14	NW1/4 SW1/4	"	"	20.09	"	1888
"	14	NE1/4 SW1/4	"	"	38.02	"	1888
"	14	SE1/4 SW1/4	"	"	3.92	"	1888
"	14	NE1/4 SE1/4	"	"	5.88	"	1888
"	14	NW1/4 SE1/4	"	"	36.16	"	1888
"	14	SW1/4 SE1/4	"	"	23.16	"	1888
"	14	SE1/4 SE1/4	"	"	36.63	"	1888
"	15	NE1/4 NE1/4	"	"	24.09	"	1888
"	15	NW1/4 NE1/4	"	"	32.88	"	1888
"	15	SW1/4 NE1/4	"	"	12.09	"	1888
"	15	SE1/4 NE1/4	"	"	32.01	"	1888
"	15	NE1/4 SE1/4	"	"	1.61	"	1888
"	15	NE1/4 NW1/4	"	"	30.08	"	1888
"	15	NW1/4 NW1/4	"	"	15.32	"	1896
"	15	SE1/4 NW1/4	"	"	.30	"	1896
"	23	NE1/4 NE1/4	"	"	5.18	"	1896

- (17) The claimant's water right was 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: Stockwatering and domestic
- (19) The character of the soil is loam. A continuous flow of 2½ cubic  
 (Sandy, gravelly, loam)  
 feet of water per second has been used to irrigate 100 acres of land and 4.0  
 acre-feet per acre per annum have been used to irrigate the crops.
- (20) Remarks: Use Maps #22 thru #27 for Place of Use and Maps #23, #25, and #26 for Point of  
 diversion. Stockwater and domestic used year around.  
The land listed under Question 13, with a 1887 and 1888 priority was used for meadow pasture  
 for many years before made into a harvest crop.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of  
 water by Petan Company of Nevada, Inc. are full and correct to the best of his knowledge  
 and belief the undersigned deponent is acting as agent for the claimant

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

William A. Nisbet

421 Court St., Elko, Nevada 89801

Subscribed and sworn to before me this 1<sup>st</sup> day of March, 1994

Bonnie Kordonowy

Notary Public in and for the County of ~~Elko~~ Lyon

My commission expires July 12, 1994 July 16, 1994

**\$100 FILING FEE MUST ACCOMPANY PROOF**

