

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

Source Van Duzer Creek and springs and tributaries  
Name of natural water source (use separate proofs for each major source)

The water is diverted from its source Brown, McClay, Flat, 1st Bench, Bull Lot, Middle and Lower Ditches  
Name of ditch, flume or pipe line

at the following point(s) Brown Ditch - within H.E.S. #66, near Lot 5, Section 2, T. 44 N., R. 53 E.,  
List all points of diversion from this source, appending a sheet if necessary

MDM, at a point from which the SE corner of said Section 2, bears S. 49°24' E., 5,539 feet.  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed

McClay Ditch - within H.E.S. #66 near Lot 5, Section 2, T. 44 N., R. 53 E., MDM, at a point from  
land, it should be stated  
which the SE corner of said Section 2, bears S. 44°40' E., 5,327 feet.

Flat and 1st Bench Ditches - within H.E.S. #77, near Lot 2, Section 2, T. 44 N., R. 53 E., MDM, at a  
point from which the NE corner of said Section 2, bears N. 64°26' E., 2,007 feet.

Bull Lot Ditch - within Lot 1 Section 2, T. 44 N., R. 53 E., MDM, at a point from which the NE corner  
of said Section 2, bears N. 44°50' E., 1,776 feet.

Middle Ditch - within Lot 4, Section 1, T. 44 N., R. 53 E., MDM, at a point from which the NW corner  
of said Section 1, bears N. 48°58' W., 462 feet.

Lower Ditch - within Lot 4, Section 1, T. 44 N., R. 53 E., MDM, at a point from which the NW corner  
of Section 1, bears N. 77°07' W., 1,133 feet.

(1) Name of claimant Betty and Ted Conley Baker

Address HC 35, Box 80, Mountain City, County of Elko

State of Nevada 89831

(2) The means of diversion employed dams-headgates-ditches  
Dam and ditch, pipe line, flume, etc.

(3) The date of the survey of ditch, canal, or pipe line was 1994

(4) The construction of the ditch or other works was begun 1885 and 1888  
and completed \_\_\_\_\_ .

(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 an owner in the above-described conduit.

Brown Ditch (50%) others (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 \_\_\_\_\_  
Fee (deeded)  
Fee simple, public domain, etc.

(11) Crops of Harvest  
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 1st to October 31st  
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 357.87 acres.

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

Question 13  
PROOF #06680

06680

	DITCH	SECTION	SUB-DIVISION	TOWNSHIP	RANGE	CULTIVATED ACREAGE	DESCRIPTION OF CULTURE	DATE OF FIRST CULTURE
4	BULLLOT	2	LOT 1	T 44 N	R 53 E	10.85 ✓	MEADOW HAY	1903
3	FLAT	2	LOT 1	"	"	7.73 ✓	"	1888
3	1 BENCH	2	LOT 1	"	"	21.28 ✓	"	1888
2	McCLAY	2	LOT 1	"	"	0.98 ✓	"	1885
1	BROWN	2	LOT 1	"	"	0.22 ✓	"	1903
1	BROWN	2	LOT 2	"	"	0.91 ✓	"	1903
3	FLAT	2	LOT 2	"	"	1.59 ✓	"	1888
3	FLAT	2	H.E.S. 77	"	"	0.57 ✓	"	1903
3	1 BENCH	2	LOT 2	"	"	2.31 ✓	"	1888
3	1 BENCH	2	H.E.S. 77	"	"	0.55 ✓	"	1903
2	McCLAY	2	LOT 2	"	"	1.27 ✓	"	1885
2	McCLAY	2	H.E.S. 77	"	"	3.64 ✓	"	1903
1	BROWN	2	H.E.S. 77	"	"	12.19 ✓	"	1903
1	BROWN	2	LOT 6	"	"	5.15 ✓	"	1903
4	BULLLOT	2	LOT 6	"	"	2.98 ✓	"	1903
4	BULLLOT	1	LOT 4	"	"	8.63 ✓	"	1903
3	FLAT	1	LOT 4	"	"	0.23 ✓	"	1888
3	1 BENCH	1	LOT 4	"	"	2.89 ✓	"	1888
5	MIDDLE	1	LOT 4	"	"	7.86 ✓	"	1888
6	LOWER	1	LOT 4	"	"	0.86 ✓	"	1903
6	LOWER	1	LOT 3	"	"	0.57 ✓	"	1903
3	1 BENCH	35	SE SE	45	"	5.77 ✓	"	1888
2	McCLAY	35	SE SE	"	"	11.43 ✓	"	1885
2	McCLAY	36	SW SW	"	"	7.83 ✓	"	1885
3	1 BENCH	36	SW SW	"	"	11.29 ✓	"	1888
5	MIDDLE	36	SW SW	"	"	21.04 ✓	"	1888
6	LOWER	36	SW SW	"	"	0.40 ✓	"	1903
3	1 BENCH	36	LOT 5	"	"	0.38 ✓	"	1888
5	MIDDLE	36	LOT 5	"	"	21.67 ✓	"	1888
6	LOWER	36	LOT 5	"	"	7.41 ✓	"	1903
3	1 BENCH	36	NW SW	"	"	3.53 ✓	"	1888
2	McCLAY	36	NW SW	"	"	11.82 ✓	"	1885
2	McCLAY	36	NW SW	"	"	8.48 ✓	"	1885
5	MIDDLE	36	LOT 4	"	"	1.89 ✓	"	1888
3	1 BENCH	36	LOT 4	"	"	27.07 ✓	"	1888
2	McCLAY	36	LOT 4	"	"	1.50 ✓	"	1885
2	McCLAY	36	LOT 4	"	"	1.40 ✓	"	1885
2	McCLAY	36	SW NW	"	"	27.53 ✓	"	1885
2	McCLAY	36	LOT 1	"	"	26.15 ✓	"	1885
3	1 BENCH	36	LOT 1	"	"	2.02 ✓	"	1888
2	McCLAY	36	LOT 1 <sup>10</sup>	"	"	0.74 ✓	"	1885
2	McCLAY	36	NW NW	"	"	8.07 ✓	"	1903
2	McCLAY	36	NE NW	"	"	20.59 ✓	"	1903
2	McCLAY	36	NW NE	"	"	20.49 ✓	"	1903
2	McCLAY	36	LOT 2	"	"	16.11 ✓	"	1885
	TOTAL ACRES					357.87 ✓		

Sec. 2

Sec. 1

Sec. 35

Sec. 36

(16) The years during which no water was used for irrigation or during which the full water right was not used were unknown

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 recorded in the office of the County Recorder of Water Rights County, said record being at page 476-477 of Book 1 of Misc., and being a claim for Van Duzer Creek 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 and domestic

(19) The character of the soil is sandy loam. A continuous flow of 2 1/2 cubic 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:

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Betty and Ted Conley Baker are full and correct to the best of his knowledge

and belief The undersigned deponent is acting as Agent for the claimant - Betty and Ted Conley Baker

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

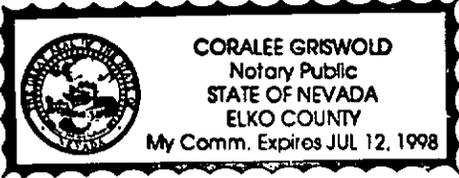
William A. Fisher Agent  
421 Court Street, Elko, Nevada 89801

Subscribed and sworn to before me this 5 day of October, 1994

Coralee Griswold

Notary Public in and for the County of Elko

My commission expires July 12, 1998



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