

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source CLOVERDALE SPRING, AKA "THE BIG SPRING", AKA CURRIE POND, and numerous small springs.

Name of natural water source (use separate proofs for each major source)

The water is diverted from its source CLOVERDALE SPRING

Name of ditch, flume or pipe line

at the following point(s) CLOVERDALE DITCH also known as Nelson Creek

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

NE 1/4 SE 1/4 SEC 4, T27N, R 64 E

(1) Name of claimant Louise Lear, Kay S. Lear, Mary K. Lear by Mary K. Lear

Address HC 33 Box 33865 Ely, Nevada, County of Elko

State of Nevada Telephone No. (702) 591-0448

(2) The means of diversion employed ditch

Dam and ditch, pipe line, flume, etc.

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

(4) The construction of the ditch or other works was begun 1881

and completed 1881

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom varies 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 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.

A portion of Cloverdale Ditch flows over private land deeded to Lear Ranches

If claimant is an owner in the conduit, state interest held on this line

512702 044  
10-179  
WP

(10) The nature of the title to the land for which the water right is claimed is deeded

(11) Crops of native hay and alfalfa 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 January 1 to December 31 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.

Year	Acreage	Subdivisions	Sec.	T.	R.	E.
1881	40	acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$	22	28	64	E.
1881	80	acres in the W $\frac{1}{2}$ SW $\frac{1}{4}$	22	28	64	E.
1881	80	acres in the E $\frac{1}{2}$ NW $\frac{1}{4}$	22	28	64	E.
1881	40	acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ ✓	27	28	64	E.
1881	40	acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$	34	28	64	E.
1881	40	acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ ✓	27	28	64	E.
1881	40	acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ ✓	27	28	64	E.
1881	40	acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ ✓	27	28	64	E.
1881	80	acres in the E $\frac{1}{2}$ NE $\frac{1}{4}$	28	28	64	E.
1881	80	acres in the W $\frac{1}{2}$ NW $\frac{1}{4}$	22	28	64	E.
1881	80	acres in the E $\frac{1}{2}$ SE $\frac{1}{4}$	21	28	64	E.
1881	80	acres in the W $\frac{1}{2}$ SE $\frac{1}{4}$	15	28	64	E.
1881	80	acres in the E $\frac{1}{2}$ SW $\frac{1}{4}$	15	28	64	E.
1881	40	acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$	15	28	64	E.
1881	40	acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$	21	28	64	E.
1881	40	acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$	22	28	64	E.
1881	40	acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$	27	28	64	E.
1881	20	acres in the W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ ✓	27	28	64	E.
1881	20	acres in the W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ ✓	27	28	64	E.
1881	10	acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ ✓	27	28	64	E.
1881	10	acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ ✓	27	28	64	E.

(14) The maximum acreage irrigated in any year was \_\_\_\_\_ acres.

(15) The water claimed has (~~has not~~) 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 if necessary

(17) The claimant's water right was (~~was not~~) recorded in the office of the County Recorder of ELKO.....County, said record being at page 753.....of Book 2.....of MISCELLANEOUS RECORDS....., and being a claim for 400 inches of water more or less.....of water for the irrigation of.....acres of land in the following legal subdivisions:

.....  
.....  
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.....  
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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 irrigation:  
stock watering, and domestic  
.....  
.....  
.....

(19) The character of the soil is.....alkali..... A continuous flow of.....1.0.....cubic feet of water per second has been used to irrigate.....acres of land and.....3.0.....acre-feet per acre per annum have been used to irrigate the crops.  
(Sandy, gravelly, loam)

(20) Remarks. THE ENTIRE FLOW OF WATER FROM CLOVERDALE SPRING HAS BEEN USED  
EXCLUSIVELY FOR IRRIGATION AND DOMESTIC USE ON THE PROPERTY DESCRIBED,  
AND FOR STOCKWATER: BOTH ON THE PROPERTY, AND BETWEEN THE SPRING AND  
DEEDED ACREAGE.

ENCLOSED PLEASE FIND CERTIFIED COPY OF 1881 WM. BELLINGER WATER RIGHTS, AND  
ALSO A SIGNED AFFIDAVIT VERIFYING WATER USE.

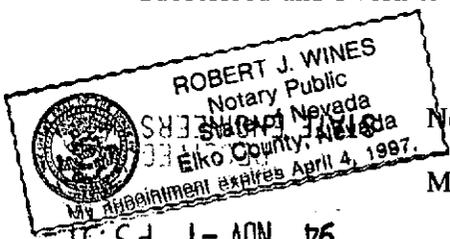
The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water  
by MARY K. LEAR Mary K. Lear are full and correct to the best of his knowledge  
and belief.

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

Mary K. Lear HC 33 Box 33845  
Ely, NV 89301  
Telephone No. (.702.) 591-0448

Subscribed and sworn to before me this 10<sup>th</sup> day of August, 1994

Robert J. Wines



Notary Public in and for the County of Elko  
My commission expires April 4, 1997

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