

STATE OF NEVADA

PROOF OF APPROPRIATION OF WATER FOR IRRIGATION

Source Spring Pond Springs
Name of natural water source (use separate proofs for each major source)

The water is diverted from its source by ditch
Name of ditch, flume or pipe line

at the following point(s) The water is diverted at 3 springs
List all points of diversion from this source, appending a sheet if necessary

located on unsurveyed land. The springs
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
are located in SENEW Sect 3 T14N R50E

north spring N39°07.05'W116°19.655'
middle spring N39°07.036'W116°19.633'
south spring N39°07.034'W116°19.654'

(1) Name of claimant Thomas Gardner

Address box 187 Paragonah County of Iron

State of Utah Telephone No. 435.477.8990

(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 no survey

(4) The construction of the ditch or other works was begun during the time of
William Blair 1890 to 1922
 and completed

(5) The dimensions of the ditch or canal as originally constructed were: Width on bottom 1 1/2 feet, width on top 4 feet, depth 2-3 feet, on a grade of 3.0 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 1961 and completed 1961 reservoirs

(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.
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 deeds
Nye County parcels 9-2014, 9-2015, 9-211-03

(11) Crops of alfalfa, grains, native hay, & 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 JAN 1 to dec 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.

1890, 30 acres in the NW, SW, NE, SE NW of Sec 3, T. 14N, R. 50 E.
Year

....., acres in the of Sec., T., R. E.
....., acres in the of Sec., T., R. E.
....., acres in the of Sec., T., R. E.
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....., acres in the of Sec., T., R. E.
....., acres in the of Sec., T., R. E.

(14) The maximum acreage irrigated in any year was 30 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

Nye 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 stockwater

.....
.....
.....

(19) The character of the soil is sandy. A continuous flow of .09 cubic

(Sandy, gravelly, loam)

feet of water per second has been used to irrigate 20 acres of land and 3

acre-feet per acre per annum have been used to irrigate the crops.

(20) Remarks deed states: "with any and all water rights and appurtenances"

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by Thomas Gardner are full and correct to the best of his knowledge and belief.

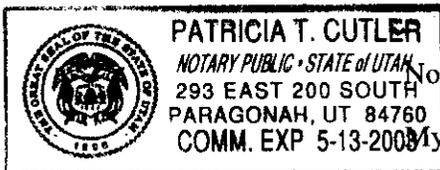
If proof is not made by claimant, deponent should state on this line by virtue of what authority he represents the claimant

Thomas Gardner
Box 187 Paragonah UT 84760

Telephone No. (435) 477-8990

Subscribed and sworn to before me this 28th day of March, 2002

Patricia F. Cutler



Notary Public in and for the County of Iron

My commission expires 5-13-2003

\$100 FILING FEE MUST ACCOMPANY PROOF