

STATE OF NEVADA
PROOF OF APPROPRIATION OF WATER

(Statutory vested water rights are those with a priority date prior to: March 1, 1905 for All Surface Sources; March 22, 1913 for Underground Artesian Waters; March 25, 1939 for Underground Percolating Water)

USE(S):

Primary (Please select only one):

Irrigation	<input type="checkbox"/>	Stock water	<input checked="" type="checkbox"/>	Mining and Milling	<input type="checkbox"/>	Domestic	<input type="checkbox"/>
Municipal	<input type="checkbox"/>	Industrial	<input type="checkbox"/>	Quasi-Municipal	<input type="checkbox"/>	Commercial	<input type="checkbox"/>
Federal Reserved Right	<input type="checkbox"/>	Other (OTH) _____					

Secondary (Select all that may be applicable):

Stock water	<input type="checkbox"/>	Domestic	<input type="checkbox"/>
-------------	--------------------------	----------	--------------------------

NAME OF CLAIMANT Ira R. Renner and Montira Renner
 Address HC 30 Box 343 City of Spring Creek County of Elko
 State of Nevada Telephone No. 775-744-4342 Email Address _____

1. Source of water Spring No. 7
 Name of natural water source (use separate proofs for each major source such as a spring, creek, river or underground)

2. The means of diversion developed spring to pond
 Dam and ditch, pipeline, flume, natural channel, underground, etc.

3. The water is diverted from the following point(s):
 A point situate in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 5, T25N, R53E, MDB&M from which the E $\frac{1}{4}$ corner of Section 31, T26N, R53E, MDB&M bears N4 $^{\circ}$ 59'20"W, a distance of 4,201.00 feet.

(List all points of diversion from the source, attaching a sheet if necessary. Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner for any other use than stock water. If on unsurveyed land, it should be stated.)

4. The date of construction of the ditch or other works was begun See remarks
 and completed _____

5. The nature of the claimant's title to the land upon which the source of water and place of use is located:
Patented land of claimant
 Patented, deeded, public domain with grazing permit, etc.

6. The claimant's water right ~~was~~ / was not recorded in the office of the County Recorder of
 (circle one)
 _____ County, at Page _____ of Book _____ of _____

7. The amount of water diverted for the claim's purpose has been measured at
0.0156 cubic feet per second.
 448.83 gallons per minute equals 1 cubic feet per second

10-153
LJ

8. The place of use location (For Irrigation, skip question #8 and proceed to Question #12):

SW¼NW¼ of Section 5, T25N, R53E, MDB&M

(List all places of use for the primary and any secondary purposes being claimed, attaching additional sheet(s) as needed. Describe them as being within a 40-acre subdivision, section, township and range of public survey. If on unsurveyed land, it should be stated. If the watering of livestock is accomplished by utilizing the natural stream channel, then describe the 40-acre legal subdivision at the beginning (upstream point) and the legal subdivision at the end of the stream reach.)

QUESTIONS REGARDING WATERING OF LIVESTOCK

9. The approximate number of animals watered by the claimant during the first year of 1873 was _____
Year
150 cattle 90 horses _____ sheep _____ other (describe in remarks)

The watering was conducted during each of the following months: January 1 to December 31, of each year

10. The approximate number of animals watered by the claimant in subsequent years was:

500 cattle _____ horses _____ sheep _____ other (describe in remarks)

11. The water is impounded in a pond
Trough(s), tank(s), pool(s), reservoir, natural channel, etc.

QUESTIONS WITH REGARD TO IRRIGATION

12. The date of survey of ditch, canal, or pipe line was _____

13. The dimensions of the ditch or canal as originally constructed were: Width on bottom _____ feet, width on top _____ feet, depth _____ feet, for _____ lineal feet of improvement, on a grade of _____ feet per thousand feet. If conduit has been since enlarged, complete questions 16 & 17.

14. The dimensions and type of pipeline as originally constructed were: Diameter of _____ inches with a type of pipe of _____ for _____ feet in length.
Examples: Corrugated Metal Pipe, Riveted Iron Pipe or Wrapped Wooden Pipe

If conduit has been since enlarged, complete questions 16 & 17.

15. The conduit has / has not been enlarged.
(circle one)

16. The work of enlargement of the ditch, canal or pipeline commenced _____ and completed _____

17. The dimensions of the enlarged ditch or canal are: Width on bottom _____ feet, width on top _____ feet, depth _____ feet, for _____ lineal feet of improvement, on a grade of _____ feet per thousand feet.

18. The dimensions of the enlarged pipeline are: Diameter of _____ inches with a type of pipe of _____ for _____ lineal feet in length.
Examples: Corrugated Metal Pipe, Riveted Iron Pipe or Wrapped Wooden Pipe

19. The claimant is / is not the owner in the above-described conduit.
(circle one)

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

20. Crop(s) of _____
(e.g. alfalfa, native hay, grain, orchard, meadow or diversified pasture)
have been grown upon the land(s) irrigated.

21. The season of use for irrigation is typically from _____ to _____ of each year. The average number of cuttings in a year is typically _____ cuttings and the maximum number of cuttings in a year is _____ cuttings.

22. The water claimed has / has not been used for irrigation each and every year since the right was initiated.
(circle one)

23. 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):

24. The characteristics of the soil are _____
Sandy, gravelly, loam

25. The minimum flow needed to push the diverted water over the claimed place of use in an average year is _____ cubic feet per second. The quantity of water used to irrigate the claimed place of use during an average irrigation season is _____ acre-feet per annum.

26. The maximum flow diverted to the claimed place of use in an irrigation season is _____ cubic feet per second.

27. List the year of priority for acreages irrigated prior to March 1, 1905, from all points of diversion previously described, with their corresponding subdivision. (Attach additional sheets as needed.)

Date	Acres	Quarter-Quarter	Section	Township	Range
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E. (circle one)
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E. (circle one)
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E. (circle one)
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E. (circle one)
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E. (circle one)
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E. (circle one)
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E. (circle one)
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E. (circle one)
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E. (circle one)
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E. (circle one)
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E. (circle one)
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E. (circle one)
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E. (circle one)
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E. (circle one)
_____	_____	acres in the _____ of Sec.	_____, T.	_____ (N./S.), R.	_____ E. (circle one)

ADDITIONAL SUPPORTING REMARKS REGARDING THIS PROOF'S FILING

This proof is for the same source as that under Permit No. 37923 which has a priority of 1979. As this source has been associated with private ranch property since 1873, this proof is to correct that priority.

Please use the map that accompanied Permit No.37923 to accompany this proof.

To the best information and knowledge of the claimant, the original use was directly from the source. Improvements continued on the use of the source until final improvements consisting of a pond were installed as stated in Permit No. 37923

Total water consumption by livestock is not additive from all sources of claimant and is limited to 550 animal units based upon past historical use and present BLM grazing authorizations.

See attached Exhibit "A" for additional priority information.

The undersigned, being first duly sworn, deposes and says that the facts relative to the appropriation of water by

Ira R. Renner are full and correct to the best of their knowledge and belief.
(Name)

If proof is not made by the claimant, deponent shall state on this line by virtue of what authority they represent the claimant.

Name Ira R. Renner Signature *Ira R. Renner*
(Please type or print name) (Please sign in the presence of a Notary Public)

Address HC 30 Box 343, Spring Creek State of NV ZIP Code 89815

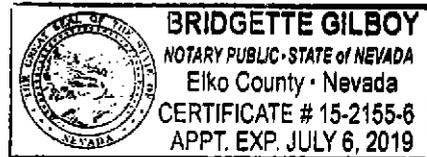
Telephone Number 775-744-4342 Email Address _____

State of Nevada
County of Elko

Subscribed and sworn to before me on 5-2-16
(Date)

by Ira R. Renner
Ira R. Renner

Signature of Notary Public Required



Notary Stamp or Seal Required

THE FILING FEE IS \$120 FOR FILING EACH PROOF OF APPROPRIATION FORM, WITH THE EXCEPTION OF THE EXCLUSIVE FILING FOR A STOCK WATER CLAIM, WHICH HAS A \$60 FILING FEE.

EXHIBIT "A"

**SUPPLEMENT TO PROOF OF APPROPRIATION
Spring No.7 as Certificated under Permit 37923**

Denny S. and Della C. Mulford filed an Application for the Appropriation of the Public Waters of the State of Nevada for stock water purposes (Permit No. 37923- Spring No. 7) in 1979 which permit was certificated for 500 head of cattle. A further review of the record information evidences that this source public land is on the owned land of claimant which has a claimed priority of 1873.

The real property which is associated with the source was owned by John B. Scott during the period of at least 1873 to 1880. There are numerous references of record in the Office of the Eureka County Recorder that the property of John B. Scott was operated as a ranch with cattle and horses being owned. As was the custom, those cattle and horses would also graze upon the public lands in which the source is located. In 1873 J. B. Scott was on the tax roll of Eureka County and in addition to the real property for which a vested irrigation claim has been filed under Proof 02432, he was also assessed for 90 horses and 150 cattle. This ranch property was subsequently sold to Robert Bailey and in his estate, the assets included 285 head of cattle and 20 horses. As production increased on the ranch property, the number of livestock also increased, so the increased number is based on the Doctrine of Relation Back.

Based upon the above evidence, this Proof is filed for the purpose of correcting the priority of this source to 1873. Please refer to Supplemental Attachment to V02432 for documentation supporting this claim.