

STATE OF NEVADA
ENGINEER'S OFFICE

In the Matter of Application No. ~~137~~ 1937.

for permission to appropriate certain of the public waters of the State of Nevada.

AFFIDAVIT THAT THE WATER APPLIED FOR IS UNAPPROPRIATED.

STATE OF NEVADA,

County of Eureka, ss.



James Mattei, a citizen of the United States of America, and a resident of the County of Eureka, State of Nevada, being first duly sworn, deposes and says that he is familiar with the water known as Preston Canyon, situate in Eureka County, State of Nevada; Application No. 1937, being for (a portion) all of the water of said source. Deponent further says that he is familiar with the conditions under which application is made; that he has personally examined the point of diversion, as set forth in said application, on the 25th day of January, 1911; that the water applied for is not appropriated by any other person or persons; that the water is not now being put to beneficial use, and that the water is that of a (Natural lake), a Natural Springs, and is not water developed by tunnels or wells. Deponent further says that the approval of Application No. 1937 will in no way affect the rights of prior appropriators on said source.

James Mattei (Signature)

Subscribed and sworn to before me, this

15 day of July,

A. D. 1911

John W. Sherman

My commission expires April 13th, 1912.

Notary Public

(If this affidavit is sworn to before a notary public or justice of the peace, outside of the State of Nevada, the authority of such notary public or justice of the peace to take such affidavit must be certified to by the clerk of the county, under his seal of office, wherein such notary public or justice of the peace resides.)