Permit No......

Quantity appropriated.....

From.....

For.....

Location of point of diversion, Section.....*, Township*.....*, Range*.....

Name.....

P.O. address.....

Application received.....

Approved.....

Recorded in Book.....*, Page*.....

Final proof of beneficial use of water appropriated in accordance with this permit rendered.....

NEVADA STATUTES REGARDING APPROPRIATIONS OF WATER

SEC. 24. Any person, association or corporation desiring to appropriate any of the public waters, or to change the place of diversion or manner of use of water now appropriated, shall before performing any work in connection with such appropriation make an application to the State Engineer for permission to make the same. Said application shall set forth the name and postoffice address of the applicant, the source from which said appropriation shall be made, the amount thereof, location of proposed works in connection therewith, the purposes for which the appropriation is desired, and if for irrigation a description of the land to be irrigated and the area thereof, and any additional facts required by the State Engineer. On receipt of this application, which should be of a form prescribed by the State Engineer and to be furnished by him without cost to the applicant, it shall be his duty to make a record thereof in his office, and to carefully examine the same to ascertain whether it sets forth all facts necessary to determine the nature and amount of the proposed appropriation. If the application be defective it shall be the duty of the State Engineer to return the same to the applicant for correction, and sixty days shall be allowed for the refiling thereof. If refiled, corrected in proper form, within such time, the application shall, upon being accepted, take priority as to date of original filing subject to compliance with the further provisions of the law and regulations thereunder. *Stats. 1907, p. 35.*

SEC. 25. If said application is not corrected and refiled within said sixty days, no further proceedings shall be had on such application, in which event the State Engineer shall have the power, and it is hereby made his duty, to cancel said application and all proceedings thereunder. When any application is filed in compliance with this Act, the State Engineer shall, within thirty days, at the expense of the applicant, to be paid in advance as herein provided, publish or cause to be published, in some newspaper having a general circulation, and printed and published in the county where such water is sought to be appropriated, a notice of the application, showing by whom made, the quantity of water sought to be appropriated, the stream from which and the point at which the appropriation is to be made, the use for which and by what means said water is to be appropriated, which notice shall be published in said newspaper once a week for a period of at least four consecutive weeks; and within ninety days from the time of filing such application there shall be filed in the office of the State Engineer an affidavit from the publisher or manager of said newspaper, stating that such publication was had in compliance with said Act, the dates of the issues of said newspaper wherein such publications were made, and that such newspaper is a newspaper having a general circulation, and that the affiant is the publisher or manager thereof, as aforesaid. Any person, corporation, or association interested may, at any time within thirty days after the completion of the publication of said notice, file with the State Engineer a written protest against the granting of said application, stating the reasons therefor, and thereupon the State Engineer shall fix a time for the hearing of such application and protest, and the time so fixed shall not be less than fifteen days after the filing of such protest. Upon such hearing the State Engineer may, in his discretion, hear evidence in support of or against such application, and shall take such action thereon as he may deem proper and just; but vested rights to the use of such waters shall in no wise be lost, prejudiced or impaired by failure to protest against an application to appropriate under the provisions of this Act. *Stats. 1909, pp. 33–34.*

SEC. 26. If there is no unappropriated water in the source of supply, or if such change of place of diversion or manner of use will in any substantial way invade or impair the rights of other appropriators, the State Engineer shall refuse such appropriation, endorse his refusal upon the application, make a record of his refusal and endorsement in his office, and return the application so endorsed to the applicant, who shall not prosecute the work under his application so long as such refusal shall be in force, under penalty of being deemed guilty of and punished for a misdemeanor. If there is unappropriated water in the source of supply named, and the appropriation is not detrimental to the public welfare, or the proposed change of place of diversion and manner of use will not invade or impair the rights of other appropriators, the State Engineer shall approve the application, and set a date prior to which work of diversion and appropriation must be begun, and a date prior to which such work must be completed, endorse such approval upon the application, make a record of such approval and endorsement in his office, and return the application so endorsed to the applicant, who shall, on receipt thereof, be authorized to take such measure as may be necessary to perfect such appropriation; *provided, however*, that the State Engineer may approve an application for a less amount of water than that named in the application. Any person changing his place of diversion or manner of use, as specified in this Act, shall not thereby lose any priority of right upon the stream he may have heretofore acquired. Any person, association or corporation who shall receive a permit to appropriate any of the public waters of this State, under the provisions of this Act, shall file with the State Engineer, within thirty days after the time required by such permit for the commencement of work thereunder, an affidavit stating the time when, the place where, and the amount of such work which has been done under said permit. If such affidavit shall not be so filed, the State Engineer shall, unless good cause for extension of time within which to file such affidavit be shown, cancel said permit. *Stats. 1909, p. 34.*

SEC. 26A. It is hereby made the duty of the State Engineer to charge, and he shall charge, for all services rendered under the provisions of this Act, the following fees:

1. For filing application for permit, twenty-five dollars ($25), which shall include the expense of publication and the issuance of such permit, if the same shall issue, and such expense of publication is hereby fixed at the sum of ten dollars ($10), which sum shall be paid on the certificate of the State Engineer, approved by the State Board of Examiners, and the State Controller shall draw his warrant on the State Treasurer for the payment of such expense of publication.

2. For filing proof of beneficial use, two dollars, which shall include certificate thereof, if the same shall issue.

3. For filing each transfer, agreement, assignment, waiver, release, relinquishment, deed, affidavit (other than affidavit of proof of appropriation) or other paper, one dollar ($1).

4. For copying papers on file or of record in his office, ten cents (10c) per folio, and for each certificate under seal, fifty cents (50c).

All fees collected under the provisions of this Act by the State Engineer shall be paid by him into the State Treasury at least once in each month, and the same shall become a part of the General Fund; and at the time of such payment the State Engineer shall deliver to the State Treasurer an itemized account, duly certified by him, showing the names of the persons whom such fees are paid, and the purposes for which such payments were made. *Stats. 1909, p. 35.*

SEC. 28. Upon the approval of an application in whole or in part, the applicant shall send to the State Engineer within six months thereafter a map on a scale of not less than two inches to the mile, showing the location of the works necessary to perfect the appropriation, the source of appropriation, and if for irrigation, the land upon which the water is to be applied, which map shall be filed in his office. *Stats. 1907, p. 37.*

SEC. 30. Any person interfering with, obstructing or resisting the State Engineer, Assistant Engineer or any Water Commissioner, in the performance of his duty or duties as prescribed by this Act, or by the rules or regulations adopted by the Board of Irrigation, shall be deemed guilty of a misdemeanor. *Stats. 1907, p. 37.*

SEC. 31. Any act which is made a misdemeanor by this statute shall be punishable by a fine not exceeding five hundred dollars ($500), or by imprisonment in the county jail not more than three months, or by both such fine and imprisonment in the discretion of the court. *Stats. 1907, p. 37.*

II. Dimensions of works:

(a) Height of dam,_____feet; length of dam at top,_____feet; length of dam at bottom,_____feet; material used in construction (wood, earth, stone or concrete)_____

(b) Capacity of reservoir_____acre-feet.

(c) Size of headgate—width,_____feet; height,_____feet.

(d) Ditch (flume or pipe)—width at bottom,_____feet; width at water line,_____feet; depth of water,_____feet. Average grade per mile is_____feet. Length of ditch is_____miles, and crosses the following quarter sections:_____

to_____which is the point of intended use.

APPROVAL OF STATE ENGINEER

The number of this permit is_____.

Date of receipt of first application_____190___.

Return to applicant for correction_____190___.

Corrected application received_____190___.

Last notice published Nov 7 *190*7.

Recorded in Book_____, page_____.

Approved_____, 190___.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Nevada, and hereby grant the same, subject to the following limitations and conditions:

The amount of water to be appropriated not more than_____cubic feet per second.

The construction of the within described works to be commenced not later than_____

One-fifth of the work above specified to be completed on or before_____

The whole of said work to be completed on or before_____

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to_____.

Witness my hand this_____day of_____, 190___.

_____

State Engineer

REMARKS

(This space not to be written in by applicants.)

✓ Protested by Adams & McGill - Nov. 1-07

for stock purposes. Denver