1510

No. 1510.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Nevada

FILED NOV 6 1909

1. Date of receipt of Application _____
2. Name of applicant J. B. Daniel.

   Postoffice address: _____

   County _____

   I. If applicant is a corporation, give

   (a) Date and place of corporation _____

   (b) The amount of capital stock _____

   (c) The amount paid in _____

   (d) The names and addresses of Directors _____

   To Change Place of Diversion

3. The quantity of water claimed is _____ cubic feet per second.
4. Source of water supply _____

5. Location of point of diversion _____

6. To be used for:

   I. Irrigation and domestic use:

   (a) Number of acres to be irrigated _____ acres.

   (b) In the following legal subdivisions _____

   (A list of lands to be irrigated may be appended as a part of this application.)

   II. Mining, power, manufacturing or transportation purposes:

   (a) To be used for _____

   (b) Amount of power to be generated _____ horse power.

   (c) At what point _____

   (d) Is water to be returned to stream, ("yes" or "no") _____

   (e) If "yes" at what point _____

7. Estimated cost of works _____
8. Description of works for diversion: _____

   I. Kind of works (reservoir, dam, ditch, flume, pipes or otherwise) _____

No. 1510

ASSIGNED

APPLICATION FOR PERMISSION TO CHANGE THE POINT OF DIVERSION, MANNER OF USE, POINT OF USE

TO THE HONORABLE STATE ENGINEER OF THE STATE OF NEVADA,
CARSON CITY, NEVADA: Filed Nov. 6-1909.

The undersigned, J. B. Daniel, Trustee, whose postoffice address is Wonder, County of Churchill, State of Nevada, hereby makes applicatian to the Honorable State Engineer for permission to change the point of diversion and manner of use of the waters of Horse Creek, in said Churchill County, which have been heretofore appropriated and used by him as hereinafter stated, and in that behalf shows:

FIRST—That your applicant and his predecessors in interest have for over fifteen years, next last past, beneficially used and appropriated all of the waters of said Horse Creek, and during all of said period have, by means of dams and ditches, conveyed all of said waters upon lands occupied, possessed and cultivated by them and there used the same for the purpose of irrigation on said lands, and for raising crops of grain and other farm products thereon.

SECOND—That said lands so possessed, cultivated and irrigated by them are situated along and near Horse Creek, and, as nearly as can be ascertained, are in T. 19 N., R. 35 E., M. D. B. & M.

and the points of diversion at which said waters have been so diverted by said dams and ditches are situated along said Horse Creek, in said subdivisions.

THIRD—That said Horse Creek runs over and across the lands of the undersigned

FOURTH—That said user of said waters by applicant and his predecessors, have during all of said period of over fifteen years, been open, notorious, under claim of right, adversely to all the world, and prior to all persons, and that applicant now has, and owns the exclusive prior right to the use of all of the waters of said Horse Creek.

FIFTH—That applicant desires to change his point of diversion and manner of use of the waters of said Horse Creek, and to divert said waters at a point in the Horse Creek Canyon at an altitude of about 6700 feet aneroid measurement,

and by means of dams, reservoirs, pipes lines ditches and channels to convey of said waters of said Horse Creek, ~~and the whole thereof being~~ approximately two (2) cubic feet per second, to ~~and upon the following described lands:~~ the Wonder Mining Distrid at or near the said town of Wonder, for irrigation, domestic, mining, milling and power purposes.

~~comprising xxxxxxxxxxxx acres, and to there make use of all the said waters to irrigate the said last mentioned lands and to raise crops or produce thereon~~

Compared J.B.-K.S

SIXTH—That to accomplish said purpose, applicant ~~has~~ will *constructed* ~~a~~ tank *dam and reservoir in said* Horse Creek Canyon, *and* ~~has~~ will *constructed* ~~ditches~~ a pipe line *therefrom, for the purpose of conveying, and by means of which he desires to convey all of said waters* ~~across the~~ to or near the said town of Wonder in said Wonder Mining District.

~~thence by of to~~,

~~and thence by and ditches to be constructed therefrom to convey all of said waters to and upon the lands described in paragraph above.~~

WHEREFORE, your applicant prays that such change in the point of diversion, *and* manner of use *and in the description thereof may be authorized by the Honorable State Engineer, and that said officer take such measures respecting publication and other matters relating thereto, as may be required by the Statutes in such case made and provided.*

J. B. DANIELS, Trustee.

By

Attorney for

State of Nevada
County of Churchill } *ss.*

I, J. B. Daniel, *being first duly sworn deposes and says: That he is a citizen of the United States of America, over the age of twenty-one years, and is the applicant whose name is subscribed to the foregoing application for change of* point of diversion and manner of use *of the waters of the* Horse Creek; *that he has read the foregoing application and knows the contents thereof and that the same is true.*

J. B Daniel, Trustee

Subscribed and sworn to before me this 4th *day of* November, *A. D. 19*09

L. N. French

Notary Public in and for the County of Churchill, *State of Nevada.*

My Commission expires May 31st, *19*10

1510

APPROVAL OF STATE ENGINEER

The number of this permit is 1510

Date of receipt of first application Nov 6th 1909.

Return to applicant for correction ..... 19.....

Corrected application received ..... 19.....

Publication of notice completed Dec. 2d 1909

Recorded in Book 4, page 1510

Approved October 5, 1910

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 2 cubic feet per second.

The construction of the within described works to be commenced not later than January 1st 1911

One-fifth of the work above specified to be completed on or before July 1st 1911

The whole of said work to be completed on or before January 1st 1913

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to February 1st 1913

Witness my hand this Fifth day of October, 1910

P.C.W. filed Jan- 21-1911.
Map filed - Mch- 21-1911.

Emmet D Boyle
State Engineer.

Proof of beneficial use filed JAN 13 1912

Certificate No. 6-Book 5 page 6 issued MAR 18 1912

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 December 27 *1909* FILED DEC 13 1909

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 applicant.

#112