

## APPLICATION FOR PERMIT

## TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office DEC 29 1910  
 Returned to applicant for correction JAN - 5 1911  
 Corrected application filed FEB 16 1911

The undersigned Homer E. Winters,  
Name of applicant.  
 of Golconda, County of Humboldt,  
 State of Nevada, hereby makes application for  
 permission to appropriate the public waters of the State of Nevada,  
 as hereinafter stated. (If applicant is a corporation give date and  
 place of incorporation.)

1. The source of the proposed appropriation is Fort Creek  
Name of stream, lake, or other source.
2. The amount of water applied for is Two second-feet.  
One second-foot equals 40 miners' inches.
3. The water to be used for irrigation  
Irrigation, power, mining, manufacturing, domestic, or other use.
4. The water is to be diverted from its source at the following  
 point: SE 1/4 SW 1/4 Sec. 22, T. 33 N., R. 40 E., M.D.B. & M. surveyed, but  
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land it should be so stated.  
survey not yet approved.

## IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is 160
- (b) Description of land to be irrigated SW 1/4 Sec. 22, T. 33 N., R.  
Describe by legal subdivisions, or if on unsurveyed land it  
40 E., M.D.B. & M.

should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

- (c) Irrigation will begin about March and end about  
Month.  
September, of each year.  
Month.

## IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- (d) Power to be developed is \_\_\_\_\_ horse power.
- (e) Works to be located \_\_\_\_\_  
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section corner.

- (f) Point of return of water to stream \_\_\_\_\_  
Describe in same manner as point of diversion.

(g) Remarks \_\_\_\_\_

DESCRIPTION OF PROPOSED WORKS

Stored in Reservoir and diverted by dam through ditches, 1 1/2 ft. deep 2ft wide  
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water is to be  
Reservoir situated in the SE 1/4 SW 1/4 and SW 1/4 SE 1/4 Sec. 22, T. 33 N. R. 40  
stored in reservoirs it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.  
E., M.D.B. & M. Land surveyed but survey not yet approved.

- 5. Estimated cost of works \$1500.
- 6. Estimated time required to construct works 3 years.
- 7. Remarks The water has been used for years by Thos. Nelson on the above land which he has occupied without any title, but I have taken possession of this land. Mr. Nelson has no land in this vicinity on which he can use this water. I hereby acknowledge Mr. Nelson's right to use this water to water his sheep and other stock.

Homer E. Winters, Applicant. By H.H.Sheldon,

Compared J.A. Collins

This sheet inspected \_\_\_\_\_, Engineer.

PROTESTED by T. Nelson. Mch-11-1911.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby ~~grant~~ <sup>Deny</sup> the same, ~~subject to the following conditions and limitations~~ on the following grounds.

This permit is denied for the reason that Beneficial Use of such water has been made by Thomas Nelson, Protestant herein, and admitted by applicant as shown above. That the title to water depends upon Beneficial Use, and the place of use is immaterial. That such Protestant has the privilege of transferring his <sup>water</sup> right to other lands and there making beneficial use thereof. The State Engineer therefore must consider the water appropriated by Thomas Nelson.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed \_\_\_\_\_ cubic feet per second.

Actual construction work shall begin on or before \_\_\_\_\_

Proof of commencement of work shall be filed before \_\_\_\_\_

Work must be prosecuted with reasonable diligence and be completed on or before \_\_\_\_\_

Application of water to beneficial use shall be made on or before \_\_\_\_\_

Proof of the application of water to beneficial use must be filed with the State Engineer on or before \_\_\_\_\_

DENIED

WITNESS MY HAND AND SEAL this 18th. day of May 1912.

W.H. Kearney State Engineer.

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