

AMENDED

APPLICATION FOR PERMIT

Serial No. 2363

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office FEB 29 1912
Returned to applicant for correction MAR 4 1912
Corrected application filed APR 5 1912

The undersigned Marion Mining & Milling Co.
of East Ely, County of White Pine
State of Nevada, hereby make 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.) October 26, 1911, Nevada.

- 1. The source of the proposed appropriation is Badger Creek
2. The amount of water applied for is Six second-feet.
3. The water to be used for Milling, Domestic and Mining purposes.
4. The water is to be diverted from its source at the following
point: Southeast quarter of Northwest quarter of Section 14,
Township 44 North, Range 57 East, Mount Diablo Base & Meridian.

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

- (a) Number of acres to be irrigated is
(b) Description of land to be irrigated
(c) Irrigation will begin about and end about
of each year.

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

- (d) Power to be developed is 500 horse power.
(e) Works to be located Southeast quarter of Northwest quarter
of Section 14, Township 44, North, Range 57 East, Mount Diablo
Base & Meridian.
(f) Point of return of water to stream Not returned.
(g) Remarks

DESCRIPTION OF PROPOSED WORKS

Water is to be diverted by means of dam, pipe line, ditch and flume.

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 stored in reservoirs it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

- 5. Estimated cost of works \$25,000.00
6. Estimated time required to construct works Three years.
7. Remarks

For use of applicant.

MARION MINING & MILLING CO., Applicant.

By W. S. Enslow, Its President.

Compared P.A. McKearney
This sheet inspected
Engineer.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is granted with the provision that all prior rights be recognized and respected at all times. Six cubic feet of water per second may be diverted for power purposes, but the full amount, seepage and evaporation excepted, must be returned to the stream in the shortest practicable route after use. One cubic foot per second is granted for use for milling and mining purposes, but tailings cyanide or other deleterious material must not be dumped into the stream.

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

Actual construction work shall begin on or before October 17th, 1912.

Proof of commencement of work shall be filed before November 17th, 1912.

Work must be prosecuted with reasonable diligence and be completed on or before October 17th, 1915.

Application of water to beneficial use shall be made on or before October 17th, 1916.

Proof of the application of water to beneficial use must be filed with the State Engineer on or before November 17th, 1916.

WITNESS MY HAND AND SEAL this 17th day of August, 1912.

Proof of labor filed NOV - 7 1912

Map filed FEB 15 1913

Cancelled APR - 7 1917 because of failure

applicant to comply with provisions of permit.

W. S. Enslow State Engineer.

W. S. Enslow

Compared 7/23/12