

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office JAN 27 1913

Returned to applicant for correction

Corrected application filed

The undersigned Frank W. Simpson

Name of applicant.

of Wellington, County of Lyon

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.)

1. The source of the proposed appropriation is West Walker River, Flood waters.

Name of stream, lake, or other source.

2. The amount of water applied for is 149.25/100 second-feet.

One second-foot equals 40 miners' inches.

3. The water to be used for Irrigation & Domestic use

Irrigation, power, mining, manufacturing, domestic, or other use.

4. The water is to be diverted from its source at the following

point: NW 1/4 of NE 1/4 of Sec. 10, Ton. 10 N. Ran. 23 E., M.D.B & M.

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.

through Simpson Colony Reclamation Co's. canal.

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

(a) Number of acres to be irrigated is 11940

(b) Description of land to be irrigated E 1/2 of Sec. 34, E 1/2 Sec.

Describe by legal subdivision, or if on unsurveyed land it

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

27, E 1/2 of Sec. 22 W 1/2 of Sec. 23, Sec. 15, Sec. 14, Sec. 10, Sec. 11, Sec. 12, W 1/2 of Sec. 3, E 1/2 of Sec. 2, W 1/2 of Sec. 1, T. 11, N.R. 23 E., Sec. 36, E 1/2 of Sec. 26, Sec. 25, E 1/2 of Sec. 22, Sec. 23, Sec. 24, E 1/2 of Sec. 15, Sec. 14, Sec. 13, T. 12 N.R. 23 N. Sec. 18, Sec. 19, Sec. 30 T. 12, N.R. 24 E., containing 11940 acres more or less.

(c) Irrigation will begin about April first and end about

Month.

Sept. first, 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

By dam and hence through ditches, pipes & flumes.

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 \$40,000.00 plus \$50,000.00 work now done.
100

6. Estimated time required to construct works 5 years.

7. Remarks This project will take considerable time as it will require miles of laterals to carry the water upon the uneven surface of the land above described.

For use of applicant.

FRANK W. SIMPSON, Applicant.

By

Compared *P.A. McMay*

Cancelled OCT 6 1938 because of failure of applicant to comply with provisions of permit.

This sheet inspected

Alfred Henry Smith
State Engineer
By *els*

, 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:

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed

119.4 cubic feet per second. One Hundred & Nineteen & Four-tenths

Actual construction work shall begin on or before July 12, 1917

Proof of commencement of work shall be filed before August 12, 1917

Work must be prosecuted with reasonable diligence and be completed on or before July 12, 1920.

Application of water to beneficial use shall be made on or before July 12, 1924

Proof of the application of water to beneficial use must be filed with the State Engineer on or before August 12, 1924

WITNESS MY HAND AND SEAL this 12th. day of May, 1917

Proof of labor filed AUG -4 1917

Map filed AUG -9 1917

Wm Kearney
State Engineer.

Compared *Wm A. C. W.*

This permit is issued with the express understanding and agreement that the applicant is merely acting as trustee for existing entrymen on lands lying under and capable of being irrigated by the Simpson Colony Ditch and that the filing is made for the benefit of future entrymen as well as for the present holders of land thereunder, and that on account of the fact that applicant owns little or none of the land for which this application is made, no charge for water right is to be assessed or exacted from entrymen on the lands named herein, except in the case of such lands as are now owned by applicant. This provision relates to water right only and does not involve ditch rights, or rights of way. It is further understood and agreed that certain of the lands named herein are not susceptible of irrigation and that an application to change the place of use is to be filed within a reasonable time after the approval hereof, correcting the description of the land proposed to be irrigated, limiting the same to the areas actually irrigable as shown by a survey which is required to be made.

This permit is further issued subject to all prior rights on the source and is for flood and surplus water only. The applicant shall, within ninety (90) days from the date of approval herewith, file with the State Engineer a map showing the ditch system, land proposed to be irrigated, etc., which map must show specifically the areas awarded a water right in the Thurtell findings, the same being the report of the Master in Chancery to the Circuit Court of the United States, Ninth Circuit, District of Nevada, in the case of the Pacific Live Stock Company vs. T. B. Rickey, et al. The proof of beneficial use of water must also indicate the areas awarded a water right in the Thurtell findings above mentioned, so that a duplication will not occur in issuing the final certificate hereunder.

A standard headgate and weir must be installed at or near the point of diversion to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water herein granted at any and all times. It is distinctly understood that applicant agrees to the terms herein contained.