Serial No. 3632

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office OCT 18 1915
Returned to applicant for correction _____
Corrected application filed _____

The undersigned J. Fay McCuistion (Name of applicant.) of Montello, County of Elko, 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 Shell Creek and Tributaries. (Name of stream, lake, or other source.)

2. The amount of water applied for is One second-feet. (One second-foot equals 40 miners' inches.)

3. The water to be used for Irrigation & Domestic purposes. (Irrigation, power, mining, manufacturing, domestic, or other use.)

4. The water is to be diverted from its source at the following point: In the NW¼ of the NW¼ of Sec. 31 in T. 37 N.R. 70 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.)

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

(a) Number of acres to be irrigated is Eighty Acres

(b) Description of land to be irrigated NE¼ of the SE¼ & SE¼ of the NE¼ Sec. 14, T. 37 N.R. 69 E., M.D.B.M. (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.)

(c) Irrigation will begin about March (Month.) and end about October, of each year, & shall not be returned to original channel.

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

Water to be diverted by means of a dam & ditch. Ditch to be replaced later with pipes. Water to be used from January 1st to Dec. 31st inclusive each year. Ditch to be about 2 ft at top one ft bottom & 1 ft deep and about 6 or 7% grade probably less.

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 $300.00

6. Estimated time required to construct works Two months.

7. Remarks Stream diminishes in Summer to one miner's inch (purely a high water stream).

For use of applicant.

JAMES FAY McCUISTION, Applicant.

By

Compared P. A. McKay

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 issued subject to all prior rights on the source. 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.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed Eight tenths cubic feet per second. (0.8)

Actual construction work shall begin on or before July 14, 1916.

Proof of commencement of work shall be filed before August 14, 1916.

Work must be prosecuted with reasonable diligence and be completed on or before September 14, 1916.

Application of water to beneficial use shall be made on or before July 14, 1919. Proof of the application of water to beneficial use must be filed with State Engineer on or before August 14, 1919.

WITNESS MY HAND AND SEAL this 14th, day of April, 1916.

W. M. Kearney
State Engineer.

Map filed AUG 11 1916
Proof of labor filed AUG 28 1916
Proof of completion of work filed OCT 13 1916
Handbook January 2-1923
Applicant to comply with [illegible]

Robert A. Allen
State Engineer.

Compared [illegible]