ASSIGNED

APPLICATION FOR PERMIT Serial No. 5824

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office OCT 29 1919
Returned to applicant for correction
Corrected application filed

The undersigned Martin Oyarcabal & Pete Bertranhandy (Name of applicant) of Amos, County of Humboldt, 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 Big Creek (Name of stream, lake, or other source.)

2. The amount of water applied for is 2.20 second-feet. (One second-foot equals 40 miners' inches.)

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

4. The water is to be diverted from its source at the following point: NE¼SW¼ Sec.36, T.44 N., R. 30 E., M.D.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 220

(b) Description of land to be irrigated E½NE¼ Sec. 11; N½SW¼ and NW¼ Sec. 12, T.43 N., R. 30 E., M.D.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 (Month.), 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 horsepower.

(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

A small diverting dam at point of diversion; ditch from Pt. of Div. to
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
land to be irrigated; a ditch 200 ft. east of N & S. ¼ line in sections
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.
25 and 36, T.44 N., R. 30 E., M.D.M. to gather the water wasted by the Pacific Livestock Company on their Big Creek ranch and turn same into shoulh which empties into Big Creek above point of diversion.

5. Estimated cost of works $1000.00

6. Estimated time required to construct works 5 years.

7. Remarks It is the practice of the Pacific Livestock Company to turn all the water of Big Creek and Pass Creeks, on to their field; water not used drains off to the east, principally and scatters on the Black Rock desert.

M. Oyarcabal & Pete Bertranhandy, Applicant.

By H.H. Sheldon.

Compared F.F. Jones.

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:

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.2 cubic feet per second.

Actual construction work shall begin on or before July 8, 1922.

Proof of commencement of work shall be filed before August 8, 1922.

Work must be prosecuted with reasonable diligence and be completed on or before July 8, 1924.

Proof of completion of work shall be filed before August 8, 1924.

Application of water to beneficial use shall be made on or before October 8, 1927. Proof of the application of water to beneficial use must be filed with State Engineer on or before November 8, 1927.

WITNESS MY HAND AND SEAL this 8th day of February, 1922.

J. G. Bonghan
State Engineer.

Map filed NOV - 7 1919
Proof of labor filed JUN - 3 1923
Proof of completion of work filed JUN - 6 1923
Cancelled FEB 13 1940 because of failure of applicant to comply with the provisions of permit
Alfred Merritt Smith State Engineer

This permit is issued subject to all prior rights on the source. The amount of water herein granted is placed at the statutory allowance of 2.2 cubic feet of water per second for the land proposed to be irrigated, notwithstanding the fact that a portion of the land herein proposed to be irrigated is also included in permits Nos. 5825 and 5826, so that such amount of water may be used in the event there is a shortage in Pole Creek and Buckaroo Creek under permits Nos. 5825 and 5826. However, the total amount of water which can be diverted under the three permits, namely, Nos. 5824, 5825, and 5826, shall not exceed the statutory allowance of water for the total acreage of land proposed to be irrigated as shown by the description by legal subdivisions. Applicants will be required at the time of filing proofs of beneficial use and maps to segregate areas irrigated from each source under said three permits so that certificates may be issued showing the lands to which the water of each source is appurtenant. It is understood that no water is herein granted for land covered in Certificate No. 618 issued under permit No. 2489. A substantial headgate and weir must be installed and maintained 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 applicants agree to the terms herein contained.