

APPLICATION FOR PERMIT

Serial No. 6968

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office SEP -7 1923
Returned to applicant for correction
Corrected application filed

The undersigned Pacific Fruit Express Co.
of 65 Market St., San Francisco, County of San Francisco,
State of California, hereby make s 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.) Salt Lake City, Utah. Dec.7, 1906.

1. The source of the proposed appropriation is Maggie Creek
Name of stream, lake, or other source

2. The amount of water applied for is 210 acre
seconds-foot.
One-second-foot equals 40 miners' inches

3. The water to be used for Production of natural ice.
Irrigation, power, mining, manufacturing, domestic, or other use

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

SW 1/4 NE 1/4 Sec. 26, T. 33 N., R. 52 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 none

(b) Description of land to be irrigated:
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.

Use: yearly
(c) Irrigation will begin/about November 1 and end about
March following of each year.
Month Month

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 in SW 1/4 NE 1/4, NW 1/4 SE 1/4, NE 1/4 NE 1/4, NW 1/4 SW 1/4, and
SW 1/4 SW 1/4 Sec. 26, T. 33 N., R. 52 E., M. D. M.
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 thru Maggie Creek in NW 1/4 SE 1/4
Describe in same manner as point of diversion.
Sec. 26, T. 33 N., R. 52 E., M. D. M.

(g) Remarks This right to be valid during the months of January,
February, November and December of each year only.

DESCRIPTION OF PROPOSED WORKS

Dam and open ditch and stored to approximate depth of 545 feet in 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 pond having area of about 60 acres. Any surplus water over and 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. above that actually made into ice will be returned direct to Maggie Creek.

5. Estimated cost of works \$75,000.00

6. Estimated time required to construct works 3 months

7. Remarks

For use of applicant

Pacific Fruit Express Co., Applicant.

By C. A. Richardson Sup't of Refrigeration.

Compared E.L.F. R.S.A. jls/jw

This sheet inspected

Engineer.

PROTESTED NOVEMBER 10, 1923, BY WESTERN PACIFIC RAILROAD CO. SEE "AFFIDAVIT" "WITHDRAWAL OF PROTEST" **FILED DECEMBER 2, 1927. 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.

It is understood that the 210 acre-feet herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of beneficial use when filed. The state retains 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 210 acre-feet ~~CUBIC FEET PER SECOND~~ Seasonally.

Actual construction work shall begin on or before November 22, 1970

Proof of commencement of work shall be filed before December 22, 1970

Work must be prosecuted with reasonable diligence and be completed on or before November 22, 1971

Proof of completion of work shall be filed before December 22, 1971

Application of water to beneficial use shall be made on or before November 22, 1974

Proof of the application of water to beneficial use must be filed with State Engineer on or before December 22, 1974

WITNESS MY HAND AND SEAL this 22nd day

Map filed - Nov 20 1923

PROOF OF COMMENCEMENT OF WORK FILED JAN 2 1973 of May 1970

FEB 17 1978

CANCELLED BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

State Engineer signature

State Engineer

STATE ENGINEER signature