AMENDED

APPLICATION FOR PERMIT Serial No. 7387

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office JUN - 1 1925
Returned to applicant for correction JUN 10 1925
Corrected application filed JUN 23 1925

The undersigned J.C. Wholey (Name of applicant)

of Cortez, County of Lander,

State of Nevada, 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.)

1. The source of the proposed appropriation is Unnamed spring (Name of stream, lake, or other source) situated on Southwest side of Red Mountain on unsurveyed land.

2. The amount of water applied for is .3 (One-second-foot equals 40 miners' inches) second-feet.

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

4. The water is to be diverted from its source at the following point: SE¼ of SW¼ Sec. 34, T. 26 N. R. 45 E. (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

(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.)

(c) ~~Irrigation~~ Use of water will begin about January 1st (Month) and end about December 31st (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 S.E.¼, of SW¼, Sec 34, T.26 N.R. 45 E. (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 These waters I have been using for several years for my stock and have also developed spring some. 100 head of cattle will be watered.

DESCRIPTION OF PROPOSED WORKS

Water to be stored in trough and small earthen reservoirs.

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 $50.00

6. Estimated time required to construct works two years

7. Remarks

For use of applicant

J.C Wholey, Applicant.

By

Compared E L F M C

This sheet inspected

, Engineer.

PROTESTED JULY 15, 1925, BY MARTIN FILIPPINI.

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. 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 0.003 of a cubic feet per second., or sufficient to water 100 head of cattle.

Actual construction work shall begin on or before July 1, 1942

Proof of commencement of work shall be filed before August 1, 1942

Work must be prosecuted with reasonable diligence and be completed on or before July 1, 1944

Proof of completion of work shall be filed before August 1, 1944

Application of water to beneficial use shall be made on or before July 1, 1945. Proof of the application of water to beneficial use must be filed with State Engineer on or before August 1, 1945

Proof of commencement of work filed JUL 29 1948

Proof of Completion of work filed JUL 29 1948

Proof of Beneficial use filed JUL 15 1949

Cultural Map Filed July 15, 1949.

WITNESS MY HAND AND SEAL this 23rd day of December 1941

Certificate No. 3452 Issued May 12, 1950 for 0.003 c.f.s. for Stock

Recorded May 22, 1950 B. A. Page 491 Lander County Records

Compared MG-RMG

Alfred Merritt Smith

State Engineer.