AMENDED

APPLICATION FOR PERMIT

Serial No. 8108

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office APR 22 1927
Returned to applicant for correction APR 25 1927
Corrected application filed MAY -6 1927

The undersigned F. J. Powers & Son (Name of applicant)

of Eagleville, County of Modoc,

State of California, 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 High Rock Creek (Name of stream, lake, or other source)

2. The amount of water applied for is 1.00 second-feet. (One-second-foot equals 40 miners' inches)

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

4. The water is to be diverted from its source at the following point:
NW¼ SW¼ Sec. 27, T. 40 N., R. 23 E. MDM.
(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 40

(b) Description of land to be irrigated N½SW¼ Sec. 27, NE¼SE¼ Sec. 28, T. 40 N., R. 23 E. MDM.
(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 15th (Month) and end about September 15th (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

Small diverting dam and ditches

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 $500.00

6. Estimated time required to construct works 5 years

7. Remarks The flow of this creek is high in spring and low in summer which is the reason for asking for more water, which can be applied only for a few weeks during the season.

For use of applicant

F. J. Powers & Son, Applicant.

By H.H.Sheldon

Compared EF-MC

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 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.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed .4 cubic feet per second.

Actual construction work shall begin on or before November 17, 1928

Proof of commencement of work shall be filed before December 17, 1928

Work must be prosecuted with reasonable diligence and be completed on or before November 17, 1930

Proof of completion of work shall be filed before December 17, 1930

Application of water to beneficial use shall be made on or before November 17, 1932. Proof of the application of water to beneficial use must be filed with State Engineer on or before December 17, 1932

WITNESS MY HAND AND SEAL this 17th day of May, 1928

Map filed August 24, 1927

Proof of labor filed October 18, 1929

Proof of completion of work filed - 5-16-1930

Cancelled APR 6 1942 because of failure of applicant to comply with the provisions of permit

State Engineer.

State Engineer.

Compared CKMc - SMR