

AMENDED
APPLICATION FOR PERMIT

Serial No. **8464**

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office MAR -1 1928
Returned to applicant for correction JUL -9 1928
Corrected application filed JUL 20 1928

The undersigned Fred Hess and Ellison Ranching Company,
Name of applicant
of Austin, County of Lander,
State of Nevada, and Layton, Utah respectively,
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.) Applicant Company is a Utah Corporation.

1. The source of the proposed appropriation is Upper Cottonwood Spring
Name of stream, lake, or other source
2. The amount of water applied for is 0.25 ^{foot} ~~second-~~
One-second-foot equals 40 miners' inches
3. The water to be used for Stock Watering and Domestic Purposes.
Irrigation, power, mining, manufacturing, domestic, or other use
4. The water is to be diverted from its source at the following point:
SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5, T. 26 N; R. 41 E. M.D.B.&M. or at a point which
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.
bears S. 10°30'E., 5,150 ft. from the N. W. corner of Section 5.

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) Use will begin about _____ and end about _____, of each year.
Month Month

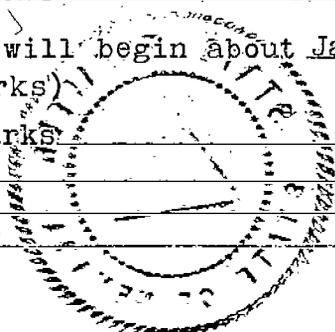
IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE
FOLLOWING INFORMATION:

- (d) Power to be developed is _____ horsepower.
- (e) Works to be located SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5, T. 26 N; R. 41 E., M.D.B.&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 _____
Describe in same manner as point of diversion.

- (g) State number and kinds of animals to be watered 700 cattle and 2500
sheep.

- (h) Use will begin about Jan 1 and end about Dec. 31, of each year. (See
Month Month
Remarks)

- (i) Remarks _____



DESCRIPTION OF PROPOSED WORKS

Water will be stored in small reservoirs by means of earth and rock

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 dams.

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 \$200.00

6. Estimated time required to construct works one year

7. Remarks The interests in this application are intended to be definitely divided, the Ellison Ranching Co. proposing to use water for 2500 head of sheep and approximately 700 head of cattle from Sept. 20th of each year to March 20th of the following year, and applicant Fred Hess using water for the same number and kind of stock for the remaining period of the year, namely the period from March 20th to Sept. 20th. It is therefore requested that when action is taken by the State Engineer, separate permits for the use of water during the periods just specified be granted. FRED HESS AND ELLISON RANCHING COMPANY, Applicants. By Fred Hess

Compared C.E.J. AmB

This sheet inspected

PROTESTED DECEMBER 22, 1928 by GIL PRIDA, PRES. GRASS VALLEY L. & L.S.CO. PROTESTED DECEMBER 29, 1928 by SAMUEL R. CLARK, BATTLE WINNEMUCCA, NEVADA DENIAL OF STATE ENGINEER PROTESTED JANUARY 24, 1929 by JOEDSAVAL, % MC NAMARA & ROBBINS, ATTYS. AT LAW ELKO, NEVADA

This is to certify that I have examined the foregoing application, and do hereby deny the same, subject to the following limitations and conditions:

on the grounds that the granting of same would interfere with prior existing rights.

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

Actual construction work shall begin on or before

Proof of commencement of work shall be filed before

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed before

Application of water to beneficial use shall be made on or before

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

Map filed June 28, 1928.

WITNESS MY HAND AND SEAL this 4th day of December 1935

