AMENDED

ASSIGNED Serial No. 8661

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office AUG 13 1928
Returned to applicant for correction JUN -5 1929
Corrected application filed JUL -6 1929

The undersigned Martin Elorga (Name of applicant)

of Battle Mountain, County of L ander,

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 South Spring (Name of stream, lake, or other source)

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

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:

Whence to cor. Secs. 4-3. T. 28 N; R. 45 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.)

bears N. 5° 51' E., 7520 ft.

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 (Month) and end about (Month), of each year.

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 SE¼ NE¼ Sec. 9, T. 28 N; R. 45 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 SE¼ NE¼ Sec. 9, T. 28 N; R. 45 E., M.D.M. (Describe in same manner as point of diversion.)

(g) State number and kinds of animals to be watered from 5,000 to 10,000 sheep and 20 horses

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

(i) Remarks

DESCRIPTION OF PROPOSED WORKS

Small dam or catch basin at spring and approximately 24 ft. of 2"

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

pipe to 3 wood troughs 1x2x12ft. each.

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 $350.00

6. Estimated time required to construct works two years

7. Remarks

For use of applicant

Martin Elorga, Applicant.

By O. P. Adams.

Compared M.F-C.T

This sheet inspected

INFORMAL PROTEST PLACED IN FILE SEPT 26, 1929, BY CHILDRESS BROS. --
PROTESTED AUGUST 7, 1929- by--MRS. L. SCHWIN, --BATTLE MOUNTAIN, NEVADA. 20152.
PROTESTED AUGUST 8, 1929--by--FILIPPINI RANCHING CO.--% H. U. CASTLE, -ELKO, 20155
PROTESTED AUGUST 20, 1929, --by--W. T. JENKINS CO., % DUANE BUSH, WINNEMUCCA, 20185

OF STATE ENGINEER

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

DENIAL

on the grounds that the waters of these sources are fully appropriated and further that the granting of these applications would contravene the policy adopted by the 1925 Stockwatering Law.

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 July 8, 1929.

WITNESS MY HAND AND SEAL this 20th day of December, 1935.

Alfred Merritt Smith

State Engineer.