

**ASSIGNED**

**APPLICATION FOR PERMIT**

Serial No. 8708

**TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of first receipt and filing in State Engineer's office SEP 27 1928  
Returned to applicant for correction \_\_\_\_\_  
Corrected application filed \_\_\_\_\_

The undersigned Dan Fillipini  
Name of applicant  
of Battle Mountain, County of Lander,  
State of Nevada, hereby makes 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  
(Fillipini Spring No. 3)

2. The amount of water applied for is 0.5 second-feet.  
One-second-foot equals 40 miners' inches

3. The water to be used for Stock Watering  
Irrigation, power, mining, manufacturing, domestic, or other use

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

Lot 6 of Section 19 T. 30 N. R. 47 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 \_\_\_\_\_

(b) Description of land to be irrigated \_\_\_\_\_  
Describe by legal subdivision, or if on unsurveyed land it should be

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 At point of diversion  
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  
600 cattle and 100 horses.

(h) Use will begin about March and end about December, of each year.  
Month Month

(i) Remarks Applicant claims a vested right on this spring thru its predecessors in interest, and this application is for the purpose of securing an additional right and record notice of applicants right thereto.

DESCRIPTION OF PROPOSED WORKS

Spring to be dug out and water transported to troughs.  
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 \$300.00
6. Estimated time required to construct works One year
7. Remarks

For use of applicant

Dan Fillipini, Applicant.

By W. H. Settlemyer

Compared SMB & EP dc/jls

This sheet inspected

OVERRULED SEE Ruling #1615, dtd. 11/13/69, Engineer.

PROTESTED DECEMBER 5, 1928 BY --SAMUEL R. CLARK, BATTLE MTN, NEVADA.
PROTESTED DECEMBER 10, 1928 BY --X. RODWELL MEYER, % BADT & DYSART, 19647
PROTESTED JAN. 2, 1929 BY APPROVAL CENTRAL OF STATE ENGINEER PACIFIC R. R. CO. &
CENTRAL PACIFIC LAND CO., % BROWN & BELFORD, ATTORNEYS AT LAW, 19699

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 existing rights on the source.

It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of cattle served from the waters of this source. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range. The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0218 cubic feet per second, or sufficient water to water 700 head of cattle.

Actual construction work shall begin on or before October 13, 1970

Proof of commencement of work shall be filed before November 13, 1970

Work must be prosecuted with reasonable diligence and be completed on or before October 13, 1971

Proof of completion of work shall be filed before November 13, 1971

Application of water to beneficial use shall be made on or before October 13, 1972

Proof of the application of water to beneficial use must be filed with State Engineer on or before November 13, 1972

Map filed Oct. 26, 1928 under 8706
Cert. # 7609 issued: 4-26-71
for 0.0218 cfs. recorded: 5-5-71 Sk. 104
pg. 228 Lander
WITNESS MY HAND AND SEAL this 13th day of April 1970.

PROOF OF COMMENCEMENT OF WORK FILED MAR 10 1971
PROOF OF COMPLETION OF WORK FILED MAR 10 1971
PROOF OF BENEFICIAL USE FILED MAR 10 1971

State Engineer.