ASSIGNED Serial No. 8934

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office OCT -7 1929
Returned to applicant for correction
Corrected application filed

The undersigned Central Pacific Railway Company (Name of applicant) of 65 Market Street, San Francisco, County of San Francisco, State of California, 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.) July 29, 1899, State of Utah.

1. The source of the proposed appropriation is Killian Springs. (Name of stream, lake, or other source) in Elko County, Nevada.

2. The amount of water applied for is 0.50 second-feet. (One second-foot equals 40 miners' inches)

3. The water to be used for general railroad purposes 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: Killian Springs, Lot 4, Section 33, Township 38 North, Range 70 East, (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.) Mount Diablo Base and Meridian.

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. Use will be continuous throughout the 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 at Montello in SW¼ Section 17, T.39N, R.69E.M.D.BM (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 No streams. (Describe in same manner as point of diversion.)

(g) State number and kinds of animals to be watered

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

(i) Remarks: This application is supplemental to that certain application of Central Pacific Railway Company numbered 8935 on file in the office of the State Engineer of the State of Nevada. The present application, and application No. 8935, together with the applications 8934 and a supplemental application to divert from Parson Springs, all made by the undersigned are for a single and common diversion. Map heretofore filed by applicant exhibits the plan as a whole covering the entire diversion system.

DESCRIPTION OF PROPOSED WORKS

Concrete intakes approximately 3' x 4' will be constructed at each
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
spring and water will be carried by 8" pipe line on a grade of
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.
1.5% to a steel tank at Montello, in SW¼ Section 17, Township 39 North, Range 69 East, Mont Diablo Base and Meridian.

5. Estimated cost of works $100,000.

6. Estimated time required to construct works Three months.

7. Remarks
For use of applicant

Central Pacific Railway Company, Applicant.

By Brown & Belford and
Frank Thunen
Its Attorneys.

Compared MF - C.T.

This sheet inspected

, Engineer.

PROTESTED DECEMBER 27, 1929--by--J. C. CUMMINS & CUMMINS BROS., MONTELLO, 20473

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. It is understood that the 0.50 of a cubic foot of water per second herein granted is only a temporary allowance, and the final water right obtained under this permit will be dependent upon the amount of water actually placed to a beneficial use. It is further understood that accurate measurements of the water placed to beneficial use will be included in the proof of such use when filed. 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 0.50 cubic feet per second.

Actual construction work shall begin on or before May 1, 1931

Proof of commencement of work shall be filed before June 1, 1931

Work must be prosecuted with reasonable diligence and be completed on or before May 1, 1932

Proof of completion of work shall be filed before June 1, 1932

Application of water to beneficial use shall be made on or before May 1, 1936. Proof of the application of water to beneficial use must be filed with State Engineer on or before June 1, 1936

WITNESS MY HAND AND SEAL this 15th day of December, 1930.

Map Filed July 31, 1929 under 8934
Proof of labor filed 5-8-31.
Proof of completion of work filed 8/19/31
Proof of beneficial use filed 8/19/31.
Certificate No. 1771 Issued March 5 1932
Recorded 8/8/32 3 209
Elko County Records
Abrogated by 40335

[signature]
State Engineer.

By: H. W. Reppert
ASSISTANT STATE ENGINEER.