AMENDED

APPLICATION FOR PERMIT

Serial No. 9422

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office MAR -4 1931
Returned to applicant for correction
Corrected application filed JUN 22 1931

The undersigned A. C. Florio
Name of applicant
of Eureka, County of Eureka,
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 Mahogany Spring
Name of stream, lake, or other source

2. The amount of water applied for is .50 second-feet.
One-second-foot equals 40 miners' inches

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

4. The water is to be diverted from its source at the following point:
SE¼ of NW¼ Sec. 4, T. 13 N; R. 54 E., M.D.B.&M., (unsurveyed)
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.
and N. 47° 20' W. 91,710 ft. from S.W. Cor. Sec. 34, T. 12 N; R. 56 E.

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 Jan. 1 (Month) and end about Dec. 31 (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 ~~XXXXXX~~ are located at the spring
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 Not to be returned
Describe in same manner as point of diversion.

(g) State number and kinds of animals to be watered 10,000 sheep & 1000 head cattle

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

(i) Remarks Applicant and his predecessors in interest have used this source and the range territory surrounding the same for many years and vested rights are therefore claimed, which said rights are not waived by virtue of the filing of this application. Same has been filed in order to perfect a record water right and secure a final certificate defining the extent of said rights.

Completed

DESCRIPTION OF ~~PROPOSED~~ WORKS

1 - 50 ft. metal trough; 125' of 1½" pipe; & a 20' tunnel.

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 3 months

7. Remarks

For use of applicant

A. C. Florio, Applicant.

By

Compared BD-C.T.

This sheet inspected

, Engineer.

PROTESTED JULY 30, 1931.-by-J. HL CARTER ESTATE CO.,-% MILTON J. REINHART, ATT'Y. ELKO. 21752

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. 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 .09 cubic feet per second, or sufficient to water 10,000 head of sheep and 1000 cattle.

Actual construction work shall begin on or before July 1, 1933.

Proof of commencement of work shall be filed before August 1, 1933.

Work must be prosecuted with reasonable diligence and be completed on or before July 1, 1934.

Proof of completion of work shall be filed before August 1, 1934.

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

Map Filed June 23, 1931 under 9421

Proof of Inspection - 4-4-33

Proof of completion of work filed - 4-4-33

Proof of Beneficial use filed - 4-4-33

WITNESS MY HAND AND SEAL this 17th day of February 1933.

Leo W. Malone

State Engineer.

BY [signature]

ASSISTANT STATE ENGINEER

Certificate No. 1994 Issued June 22, 1933 192

Recorded 7/14/33 Bk. 2 Page 68

NYE County Records