AMENDED

APPLICATION FOR PERMIT Serial No. 9474

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office JUN 10 1931
Returned to applicant for correction SEP 19 1931
Corrected application filed OCT -8 1931

The undersigned J. E. Malloy
Name of applicant
of Austin, 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 Garden Spring
Name of stream, lake, or other source

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

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

4. The water is to be diverted from its source at the following point:
Whence to ¼ Cor. N. Bdy. Sec. 6, T. 21 N; R. 43 E.,
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.
M.D.B.&M. bears N. 61° E. 13,462.4 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 NE¼ NW¼ Sec. 11, T. 21 N; R. 42 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
Describe in same manner as point of diversion.

(g) State number and kinds of animals to be watered 300 head of cattle

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

(i) Remarks

DESCRIPTION OF PROPOSED WORKS

Spring developed by tunnel and water piped 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 $200.00

6. Estimated time required to construct works One year.

7. Remarks Applicant claims a vested right to water of this source for stockwatering purposes through use by predecessors in interest and no vested rights are waived by virtue of filing of this application. Such application is filed in order to obtain a determinate right.

For use of applicant

J. E. Malloy, Applicant.

By J. E. Malloy

Compared AP-CT

This sheet inspected

, Engineer.

PROTESTED NOVEMBER 6, 1931.-by W. T. JENKINS CO. by-LOUISE M. MARVEL,-BATTLE MTN.,-21910

DENIAL 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:

on the grounds that the applicant or his successors in interest failed to submit the information requested and the approval of this application without the information requested, would be detrimental to the public welfare.

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 Sept. 16 1931

WITNESS MY HAND AND SEAL this 27th day of August, 1969

State Engineer.