

AMENDED

APPLICATION FOR PERMIT

Serial No. 9763

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office JUN 23 1934
Returned to applicant for correction SEP 24 1934
Corrected application filed NOV 23 1934

The undersigned Martin Espil
Name of applicant
of Cedarville, County of Modoc,
State of California, 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 Springs now known as Saddle Springs.
2. The amount of water applied for is 0.25 second-feet.
3. The water to be used for Stockwatering and domestic purposes.
4. The water is to be diverted from its source at the following point:
At a point in Lot 12, Sec. 11, T. 42 N. R. 18 E., M.D.B.&M, which
bears S. 27° 59' W., 1943.60 feet from the 1/4 Corner between Secs.
11 and 12, T. 42 N. R. 18 E., M.D.B.&M.

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

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.

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 in Lots 5 and 12, Sec. 11, T. 42 N. R. 18 E., M.D.B.&M.
(f) Point of return of water to stream

- (g) State number and kinds of animals to be watered 6000 sheep and 100 cattle.

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

(i) Remarks Applicant and his predecessors in interest have used all the water of this source and the range territory surrounding same for many years prior to 1905, and by virtue of such use claim vested rights to the use of the water and adjacent range, which said rights are not waived by virtue of the filing of this application.

DESCRIPTION OF PROPOSED WORKS

Cleaning out springs channels and building dam and reservoir.

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 \$2001.00

6. Estimated time required to construct works One year.

7. Remarks This application is made in order to acquire a definite record right to the use of the water from the source in question, it being understood that there is no existing provision of law for the State Engineer to determine claims of vested water rights for stock-watering purposes.

For use of applicant

record right to the use of the water from the source in question, it being understood that there is no existing provision of law for the State Engineer to determine claims of vested water rights for stock-watering purposes.

Martin Espil, Applicant.

By Harvey M. Payne

Compared A.S.-C.T.

This sheet inspected

, Engineer.

Protested January 30, 1935 by Russel D. Steward

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, deny and do hereby grant 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 Dec 10 1934

WITNESS MY HAND AND SEAL this 22nd day of August, 1969,

State Engineer.