AMENDED

APPLICATION FOR PERMIT

Serial No. 9808

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office OCT 10 1934
Returned to applicant for correction MAY 14 1935
Corrected application filed JUL 13 1935

The undersigned Garteiz Brothers
Name of applicant

of Winnemucca, County of Humboldt,

State of Nevada, hereby make s 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 A Creek and Springs, now known as Garteiz' Springs and Creek.
Name of stream, lake, or other source

2. The amount of water applied for is 0.25 second-feet.
One-second-foot equals 40 miners' inches

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

4. The water is to be diverted from its source at the following point:
SW¼ NE¼ Sec. 31, T. 46 N., R. 32 E. M. D. B. & 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 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 SE¼ NE¼ Sec. 30, T. 46 N., R. 32 E. M.D.B.&.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 8000 sheep and 500 cattle

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

(i) Remarks Applicant and his precessors 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 water and the adjacent range, which said vested rights are not waived by virtue of the filing of this application.

DESCRIPTION OF PROPOSED WORKS

Dams and reservoirs

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 $100

6. Estimated time required to construct works one year

7. Remarks

For use of applicant

Garteiz Brothers, Applicant.

By Harvey M. Payne

Compared H.B.-C.T.

This sheet inspected

, Engineer.

Protested September 12, 1935 by Alex Duferrena (Withdrawn Oct. 25, 1935)
Protested Informally by Hay Ranches Inc. Oct. 11, 1935. (Withdrawn)

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 0.0656 cubic feet per second.

Actual construction work shall begin on or before May 1, 1936

Proof of commencement of work shall be filed before June 1, 1936

Work must be prosecuted with reasonable diligence and be completed on or before May 1, 1938

Proof of completion of work shall be filed before June 1, 1938

Application of water to beneficial use shall be made on or before May 1, 1939. Proof of the application of water to beneficial use must be filed with State Engineer on or before June 1, 1939

Map Filed July 23 1935

WITNESS MY HAND AND SEAL this 11th day of December, 1935

Cancelled DEC 4 1941 because of failure of applicant to comply with the provisions of permit

Alfred Merritt Smith
State Engineer

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State Engineer.