AMENDED

APPLICATION FOR PERMIT

Serial No. 9915

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office DEC -9 1935
Returned to applicant for correction JUN -8 1936
Corrected application filed AUG -6 1936

The undersigned Eddie Barry, C/o Harvey M. Payne
Name of applicant
of Carson City, County of Ormsby,
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 Manse Spring and its tributaries.
Name of stream, lake, or other source

2. The amount of water applied for is 5.00 second-feet.
One-second-foot equals 40 miners' inches

3. The water to be used for Irrigation 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:
at points in the SW¼ NW¼ Sec. 3, T. 21 S., R. 54 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.
the principal one of which bears S. 20° 07' E., 2155.30 feet from the S. Corner between Secs. ~~33 and 34, T. 20~~ S., R. 54 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 500 acres.

(b) Description of land to be irrigated parts of Sec. 5, T. 21 S. R. 54 E., M.D.B. & M.
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 to be located _____
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 _____

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

(i) Remarks The waters from the Manse Spring have not been used for more than five years and it is proposed to utilize same and place said water to beneficial use as contemplated by the water in lieu of permitting it to run to waste as others have done for more than five years past.

DESCRIPTION OF PROPOSED WORKS

Dams, ditches and laterals.

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 $3000.00

6. Estimated time required to construct works Two years

7. Remarks

For use of applicant

Eddie Barry, Applicant.

See Ruling 1517, 8-20-69

By Harvey M. Payne

Compared

This sheet inspected

, Engineer.

Protested October 15, 1936 by Merickel Holding Corp.

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 Aug 6, 1936

WITNESS MY HAND AND SEAL this 20th day of August, 1969,

State Engineer.

Compared RMG-RA