AMENDED

APPLICATION FOR PERMIT

Serial No. 9953

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office MAR -2 1936
Returned to applicant for correction APR 29 1936
Corrected application filed JUN 20 1936

The undersigned Oregon Short Line Railroad Co., a corporation
(Name of applicant)
of Salt Lake City, County of ,
State of Utah, 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.) February 1, 1897, Salt Lake City, Utah

1. The source of the proposed appropriation is Underground
(Name of stream, lake, or other source)

2. The amount of water applied for is 1.00 (one) second-feet.
(One-second-foot equals 40 miners' inches)

3. The water to be used for Railroad & Domestic
(Irrigation, power, mining, manufacturing, domestic, or other use.)

4. The water is to be diverted from its source at the following point: NW¼ of NE¼ Section 10, T. 39 N., R. 63 E., M.D.M. or at a point whence
(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 Northeast corner of Section 3, T. 39 N., R. 63 E. bears N. 19°55' E. 6043.00 feet.

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. 1st (Month) and end about Dec. 31st (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 NW¼ of NE¼ of Section 10, T. 39 N., R. 63 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

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

(i) Remarks: Station at Melandco siding. Wells branch at M.P. 109.) Water to be used for domestic, locomotives and stockyards.

DESCRIPTION OF PROPOSED WORKS

Water is diverted from a 12 inch diameter well 210 feet deep by means
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
of a deep well pump driven by a 10 H. P. kerosene engine and pumped into
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.
a wood storage tank of 50,000 gallon capacity.

5. Estimated cost of works $4180.00

6. Estimated time required to construct works completed

7. Remarks Water has been used from this well since August 1926.
For use of applicant

Oregon Short Line Railroad Co., Applicant.

By W. H. Settelmeyer

Compared RMG-CT

This sheet inspected

, Engineer.

Protested August 10, 1936. Protest withdrawn November 12, 1936

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. It is understood that the one cubic foot of water per second herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to a beneficial use. It is further understood that accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. 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 one (1) cubic foot per second.

Actual construction work shall begin on or before July 1, 1937

Proof of commencement of work shall be filed before August 1, 1937

Work must be prosecuted with reasonable diligence and be completed on or before July 1, 1939

Proof of completion of work shall be filed before August 1, 1939

Application of water to beneficial use shall be made on or before July 1, 1941. Proof of the application of water to beneficial use must be filed with State Engineer on or before August 1, 1941

WITNESS MY HAND AND SEAL this 21st day of January, 1937.

State Engineer.

Map filed June 20, 1936 under 9949

Proof of completion of work filed JUN -7 1937

Proof of commencement of work filed JUN -7 1937

Proof of Beneficial use filed JUN -7 1937

Certificate No. 2738 issued November 17, 1943, for 1.0 c.f.s. Rail Road & Domestic

Recorded November 20, 1943, BK 3, Pages 299-300

Elko County Records

Compared RMG-CT