AMENDED

APPLICATION FOR PERMIT Serial No. 10009

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office AUG 10 1936
Returned to applicant for correction SEP 16 1936
Corrected application filed OCT -9 1936

The undersigned Fred Foss Jr. (Name of applicant)
of Twin Falls, County of Twin Falls,
State of Idaho, 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 Gold Creek and Its Tributaries (Name of stream, lake, or other source)

2. The amount of water applied for is Three (3) second-feet. (One-second-foot equals 40 miners' inches)

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

4. The water is to be diverted from its source at the following point: On line between Lots 5 and 8, Sec. 12, T. 44 N. R. 55 E. M.D.B.&M. or at a point from which the E. ¼ corner of said Sec. 12 bears East 2,100 Ft.

(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 in portions of Secs. 12,13,22,23,24,26,27 and 28 all in T. 44 N. R. 55 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 Returned to Martin Creek, of which Gold Creek is a Tributary, and in Sec. 28, T.44N.R.55 E. M.D.M. (Describe in same manner as point of diversion.)

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

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

(i) Remarks

DESCRIPTION OF PROPOSED WORKS

Water to be diverted by means of small rock diversion dam and

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

conveyed by pipe line and open ditch to Placer ground and there to

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.

be ponded and used for dredging.

5. Estimated cost of works $1500.00

6. Estimated time required to construct works Three years

7. Remarks

For use of applicant

Fred Foss Jr., Applicant.

By Harold Wm. Merritt., C.E.
Agt.

Compared RMG - C.T.

This sheet inspected

, Engineer.

Protested Nov. 21, 1936 by Frank McGregor.

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 there is no unappropriated water on the source.

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. 14, 1936

WITNESS MY HAND AND SEAL this 6th day of December, 1943

Alfred Merritt Smith
State Engineer.