AMENDED

APPLICATION FOR PERMIT

Serial No. 10396

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office JUL 10 1939
Returned to applicant for correction SEP 30 1939
Corrected application filed NOV 13 1939

The undersigned George I. Fenton (Name of applicant)

of Battle Mountain, County of Lander,

State of Nevada, 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 Upper Long Creek Springs. (Name of stream, lake, or other source)

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

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

4. The water is to be diverted from its source at the following point: SE¼ SE¼ Section 23, T. 32 N., R. 43 E., M.D.B.&M. or at a point that bears S. 12° 00' W. 1531.25 feet from the E. c¼ corner of said Section 23, T. 32 N., R. 43 E.

(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 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 SW¼ SW¼ Section 20, T. 32 N., R. 44 E.

(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.)

SE¼ SW¼ Section 29, T. 32 N., R. 44 E.

(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 These springs are located on the north and south bank of Long Creek and are opposite each other, and are less than fifty feet apart. The water flows into the channel of Long Creek, but after the Run-off season the water only remains on the surface of Long Creek Channel for a short distance and then sinks.

DESCRIPTION OF PROPOSED WORKS

The springs are to be cleaned out and concrete cisterns are to be installed to facilitate the collection of the entire water supply.

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.

From the cisterns the water is to be conveyed by means of a 6 inch pipe line to the place of use and there used for Placer Mining.

5. Estimated cost of works $5,000.00

6. Estimated time required to construct works 3 years

7. Remarks From the end of the ditch in SW¼ SW¼ Section 20, T. 32 N., R. 44 E., additional ditches and pipe lines will be used to convey water to 18 placer mining claims, located in the S½ S½ of Section 20 and NW¼, NE¼, N½ SW¼, SE¼ SW¼; and NW¼ SE¼; Section 29, T. 32 N., R. 44 E.

For use of applicant

George I. Fenton, Applicant.

By J. A. Millar
J. A. Millar

Compared RMG-C.T.

This sheet inspected _____

_____, Engineer.

Protested Dec. 26, 1939 ~~by W. T. Jenkins Co.~~ (WITHDRAWN JUN 18, 1951)

DENIAL 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 application is hereby denied on the grounds that its approval would threaten to prove detrimental to the public interest.

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 _____

WITNESS MY HAND AND SEAL this 20th day of February, 2002

Hugh Tucco, P.E.
State Engineer.