**AMENDED**

**APPLICATION FOR PERMIT** Serial No. 10852

**TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of first receipt and filing in State Engineer's office AUG 17 1942
Returned to applicant for correction MAR 29 1943
Corrected application filed MAY 6 1943

The undersigned John Yelland (Name of applicant)
of East Ely, County of White Pine,
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 Chokecherry Spring (Name of stream, lake, or other source)

2. The amount of water applied for is 2.0 second-feet. (One second-foot equals 40 miners' inches)

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

4. The water is to be diverted from its source at the following point: In SE¼ SW¼ Sec. Sec. 15, T. 16 N., R. 68 E., at a point whence the SW corner Sec. 15 bears S. 72° 08' W., 2670 feet.
(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 80

(b) Description of land to be irrigated S½ NW¼ Sec. 16, T. 16 N., R. 68 E.
(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 _____
(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 _____

**DESCRIPTION OF PROPOSED WORKS**

Water is to be diverted out of present ditch leading from spring to

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

reservoir under Permit No. 3793, Certificate No. 2377, and led north-

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.

westerly around reservoir to a point on present North Ditch approximately 150' northwest of reservoir, thence by and through North Ditch to place of application to land. Also development work at spring.

5. Estimated cost of works $100.00

6. Estimated time required to construct works Ten days

7. Remarks This application is for surplus water existing or to be

For use of applicant

developed at spring over and above that permitted under Certificate No. 2377. Change of point of diversion and of place of use of water under that certificate to new land in Sec. 16, T. 16 N., R. 68 E. hereinabove described is also being applied for.

John Yelland, Applicant.

By

Compared RMA-C.T.

This sheet inspected

, Engineer.

Protested June 22, 1943 by H. T. Rogers.

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 in 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~~

Filed MAY 3 1943

WITNESS MY HAND AND SEAL this 21st day of July, 1950.

State Engineer.