ASSIGNED

Serial No. 10866

AMENDED

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office SEP 19 1942
Returned to applicant for correction MAR 27 1943
Corrected application filed MAY 10 1943

The undersigned United Cattle & Packing Company, a corporation,
(Name of applicant)
of Reno, County of Washoe,
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.) Incorporated in the State of Nevada.

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

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

3. The water to be used for stockwatering 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: SE¼ of NE¼ of Section 28, T. 4 North, Range 55 East, M.D.B.&M. at a
(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.)
point South 58° East 3,110 feet from the south quarter corner of Sec. 21, T. 4 N., R. 55 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 Incidental only under this filing; (Irrigation rights under separate filing)

(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 N½ NE¼ Sec. 28; SW¼ SE¼ & SW¼ Sec. 21; N½ SE¼, SW¼NE¼, S½ NW¼ & NW¼ SW¼ Sec. 20; S½ NE¼ Sec. 19, all in T. 4 N., R. 55 E., also NE¼ SE¼ of said section 19.
(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 Not to be returned
(Describe in same manner as point of diversion.)

(g) State number and kinds of animals to be watered 2,500 sheep and 500 cattle.

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

(i) Remarks This application is filed merely to supplement and confirm a right already vested in applicant but the title papers are missing and apparently have not been made of record. However, the applicant has been in possession and use of this water supply for more than 25 years and owns the land on which the water is used.

DESCRIPTION OF PROPOSED WORKS

Rock and timber dam; earth ditch already constructed.

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

Ditch approximately 12,000 feet long, 1 foot deep, 2½ feet wide.

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.

Stock to water at all points along the ditch and at the dam at the small reservoir created by the dam at the point of diversion.

Rock and timber dam; earth ditch already constructed.

5. Estimated cost of works About $250.00

6. Estimated time required to construct works already constructed under applicant's existing appropriation and use of water.

7. Remarks

For use of applicant

Applicant does not waive any of its existing rights by the filing of this application but the same is filed for the purpose of assisting in making a record title of the right.

UNITED CATTLE & PACKING COMPANY, Applicant.

By W. M. Kearney
Care Box 295, Reno, Nevada.

Compared RMA-CT

This sheet inspected

, Engineer.

Protested July 22, 1943 by Emery Garrett.

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 on the source and in an amount to water no more than 500 head of cattle as set forth in that certain ruling by the State Engineer dated June 22, 1944, and on file under Application Serial Number 10866 in the State Engineer's Office. 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 0.0156 of a cubic foot per second.

Actual construction work shall begin on or before March 7, 1945

Proof of commencement of work shall be filed before April 7, 1945

Work must be prosecuted with reasonable diligence and be completed on or before March 7, 1946

Proof of completion of work shall be filed before April 7, 1946

Application of water to beneficial use shall be made on or before March 7, 1947. Proof of the application of water to beneficial use must be filed with State Engineer on or before April 7, 1947

WITNESS MY HAND AND SEAL this 7th day of September, 1944

Alfred Merritt Smith
State Engineer.

By Hugh A. Shamberger, Assistant State Engineer

Map Filed March 15, 1943
Proof of commencement of work filed MAR 14 1945
Proof of Completion of work filed MAR 4 1946
Proof of Beneficial use filed FEB 10 1947
3039 Mar 20, 1947 for 0.0156 cfs
Mar 24, 1947 2 195
Nye County Records
Compared RMA-DH