ASSIGNED

AMENDED

APPLICATION FOR PERMIT

Serial No. 10879

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office OCT 8 1942
Returned to applicant for correction APR 14 1943
Corrected application filed MAY 11 1943

The undersigned A. A. and J. M. Daniels, known as Daniels Brothers
(Name of applicant)
of Lida, County of Esmeralda,
State of Nevada, 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.)

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

2. The amount of water applied for is 0.25 second-feet.
(One second-foot equals 40 miners' inches)

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

4. The water is to be diverted from its source at the following point:
In the SW¼ SW¼ Sec. 18, T. 3 S., R. 37 E., MDM., whence the SW Cor. of said section 18 bears S.61°40' W., 1305 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

(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) Place of use ~~Works will be located~~ in the SW¼ SW¼ Sec. 18, T. 3 S., R. 37 E., MDM.
(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 same as place of use
(Describe in same manner as point of diversion.)

(g) State number and kinds of animals to be watered 250 head of cows, 15 horses.

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

(i) Remarks

DESCRIPTION OF PROPOSED WORKS

Open cut in bank, fifty feet 1½" pipe to stock watering trough.

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.

5. Estimated cost of works $150.00

6. Estimated time required to construct works 3 months

7. Remarks

For use of applicant

Daniels Brothers,
A. A. and J. M. Daniels, Applicant.

By Ed. S. Giles Agent.

Compared RMA-CT

This sheet inspected

, Engineer.

Protested June 18, 1943 by J. A. Coughlin & Harvey Humphrey.
Ans. to protest filed Aug. 26, 1943. Protestants reply filed Oct. 18, 1943.

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 the waters of McFee Spring will best serve the public interest as a public watering place.

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 MAY 11 1943

WITNESS MY HAND AND SEAL this 29th day of April, 1949

Alfred Merritt Smith
State Engineer.