AMENDED

APPLICATION FOR PERMIT Serial No. 10088

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office OCT 21 1942
Returned to applicant for correction DEC 4 1942
Corrected application filed JAN 8 1943

The undersigned Benj. H. Smith
Name of applicant
of 129 S. Olive St., Los Angeles, County of Los Angeles,
State of California, hereby make s 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 Cane Springs
Name of stream, lake, or other source

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

3. The water to be used for domestic and mining and milling
Irrigation, power, mining, manufacturing, domestic, or other use

4. The water is to be diverted from its source at the following point:
Cane Springs No.1 in NE¼ of SW¼ Sec. 36, T. 12 S., R. 65 E., M.D.B.&M.
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.
Cane Springs No. 2 in NW¼ SE¼ Sec. 36, T12S, R65 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

(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 and end about Dec.31st, of each year.
Month Month

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 W½ SW¼ Sec. 6, T13S, R66E, 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
Describe in same manner as point of diversion.

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

(h) Use will begin about and end about , of each year.
Month Month

(i) Remarks

DESCRIPTION OF PROPOSED WORKS

Water to be diverted by dams and conveyed by ditches and pipe lines to the place of use.

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 about $2,000.

6. Estimated time required to construct works about one year

7. Remarks (For use of applicant) The purpose of this Appropriation is to utilize the water which is in excess of any appropriation at Cane Springs No.s 1 and 2 and now flowing to waste.

Benj. H. Smith, Applicant.

By

Compared RMA-C.T.

This sheet inspected

, Engineer.

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. It is understood that the Three (3.0) cubic feet of water per second herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. 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 Three (3.0) cubic feet per second.

Actual construction work shall begin on or before April 20, 1944

Proof of commencement of work shall be filed before May 20, 1944

Work must be prosecuted with reasonable diligence and be completed on or before April 20, 1946

Proof of completion of work shall be filed before May 20, 1946

Application of water to beneficial use shall be made on or before April 20, 1947. Proof of the application of water to beneficial use must be filed with State Engineer on or before May 20, 1947

Map Filed Nov 25, 1942

Proof of commencement of work filed APR 20 1944

WITNESS MY HAND AND SEAL this 20th day of October, 1943.

Cancelled JUL 27 1954 because of failure of applicant to comply with the provisions of permit

State Engineer

Alfred Merritt Smith
State Engineer.