AMENDED

APPLICATION FOR PERMIT Serial No. 10856

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office MAY 15 1943
Returned to applicant for correction SEP 15 1943
Corrected application filed SEP 28 1943

The undersigned H. R. Fisher and W. L. Petersen
(Name of applicant)
of Austin, County of Lander,
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
(Name of stream, lake, or other source)
Pony Canyon and Tributaries

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 Mining, milling 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: being on W. boundary of SW¼NW¼ Sec. 19, T.19N.,R.44E,M.D.B.&M. or
(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.)
whence the NW. corner of said section 19 bears N.0° 23' E, 1,530 feet.

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 ~~XXXXXXXXXXXXXXXXXX~~ in the SW¼ NW¼ Sec. 24, T. 19 N., R. 43 E., M.D.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 Jan.1st (Month) and end about Dec.31st (Month), of each year.

(i) Remarks A greater portion of the waters in this canyon come from an old abandoned tunnel known as Tunnel No. 1 of Austin Silver Mines Company, the waters of which have been running in the canyon for many years.

DESCRIPTION OF PROPOSED WORKS

Dam at point of diversion, ditch and pipe lines.

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 $5,000.00

6. Estimated time required to construct works Three years

7. Remarks

For use of applicant

H. R. Fisher & W. L. Petersen, Applicant.

By E. P. Osgood

Compared RMA-CT

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 one (1.0) cubic foot 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 One (1.0) cubic foot per second.

Actual construction work shall begin on or before July 31, 1944

Proof of commencement of work shall be filed before August 31, 1944

Work must be prosecuted with reasonable diligence and be completed on or before July 31, 1946

Proof of completion of work shall be filed before August 31, 1946

Application of water to beneficial use shall be made on or before July 31, 1947. Proof of the application of water to beneficial use must be filed with State Engineer on or before August 31, 1947

WITNESS MY HAND AND SEAL this 31st day of January, 1944

Alfred Merritt Smith
State Engineer.

Map Filed AUG 2 1943

Proof of commencement of work filed JUL 10 1944

Proof of completion of work filed JUL 10 1944

Proof of Beneficial use filed JUL 10 1944

Certificate No. 3813 Issued Oct. 24, 1944 for 1.0 c.f.s. Mining, Milling & Domestic Uses.

Recorded Oct. 26, 1944, Book A, Page 460

Sander

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