

AMENDED

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED.

Date of first receipt and filing in State Engineer's office FEB 1 1944
Returned to applicant for correction JUL 29 1944
Corrected application filed OCT 28 1944

The undersigned Fallini Brothers, (E.W., Joe B., and R. A. Fallini) and Constant Vener, (Name of applicant.) of Twin Springs, County of Nye

State of Nevada, hereby makes application for permission to change the Place of Use and point of diversion,

of water heretofore appropriated under Serial No. 01936 by United Cattle & Packing Co., claiming vested right, priority 1900. (State nature of right that is the basis of this application, i. e., vested, decreed or permitted right.)

1. The source of water supply is Black Spring, also known as Black Rock Spring

2. The quantity of water desired to be changed 0.004 c.f.s. (Acre feet, second feet.)

3. The water is to be used for stockwatering purposes

4. The water heretofore used for stockwatering

5. Place of use under existing appropriation NE 1/4 NW 1/4 Sec. 6, T. 3 N., R. 50 E., MDM., being S. 13° 50' W., 770' from S 1/2 Cor. Sec. 31, T. 4 N., R. 50 E., MDM (Point of diversion on unsurveyed land) and description in respect to Government Land Survey; under any other use give location as being within a 40-acre subdivision.)

6. Proposed place of use under this application SE 1/4 SE 1/4 Sec. 32, and SE 1/4 SE 1/4 Sec. 28., all in T. 4 N., R. 50 E., MDM. (Under irrigation give number of acres and description in respect to Government Land Survey; under any other use give location as being within a 40-acre subdivision.)

7. The water is to be diverted from its source at the following point: in the NE 1/4 NW 1/4 Sec. 6, T. 3 N., R. 50 E. MDM., unsurveyed being S. 13° 50' W., 770' from S 1/2 Cor. Sec. 31, T. 4 N., R. 50 E., MDM. (Describe as being within a 40-acre subdivision of public survey or by course and distance to a section corner.)

8. The existing point of diversion under the former appropriation is Correct diversion point, NE 1/4 NW 1/4 Sec. 6, T. 3 N., R. 50 E. MDM, being as follows: S. 13° 50' W., 770' from S 1/2 Cor. Sec. 31, T. 4 N., R. 50 E. MDM, bearing of Proof No. 01936, S. 19° 30' W., 773' being in error. (If point of diversion is not changed do not answer.)

9. Number and kind of animals proposed to be watered 1000 head of cattle and 25 horses.

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

11. The water has been used heretofore during the months of the same period. of each year

12. Remarks Deed from the United Cattle & Packing Co., accompanies this application.

13. Description of proposed works 15000' 2" pipe, iron tank and four troughs, with two catch basins for overflow.

14. Estimated cost of works \$2,000.00

15. Estimated time required to construct the works is six months

Filed OCT 17 1944

Fallini Brothers, and Applicant's
Constant Vener

By Ed. S. Giles, agent
Box 666-Goldfield, Nevada.

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 to change the point of diversion and place of use of the waters of Black Rock Spring as heretofore appropriated under claim of vested right as evidenced by Proof of Appropriation of Water Serial No. 01936 is issued with the understanding that no other rights on the source will be affected by the change proposed herein. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use and not to exceed 0.004 of a cubic foot per second.

Actual construction work shall begin on or before July 9, 1945.

Proof of commencement of work shall be filed before August 9, 1945.

Work must be prosecuted with reasonable diligence and be completed on or before July 9, 1946.

Proof of completion of work shall be filed before August 9, 1946.

Application of water to beneficial use shall be made on or before July 9, 1947.

Proof of the application of water to beneficial use must be filed with the State Engineer on or before August 9, 1947.

WITNESS MY HAND AND SEAL this 9th day

Proof of commencement of work filed AUG 3 1945

of January, 1945.

Proof of Completion of work filed AUG 3 1945

Proof of Beneficial use filed AUG 3 1945

Alfred W. ...
State Engineer

Certificate No. 2892 Issued August 29, 1945 for 0.004 cfs

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Nye County Records.

