AMENDED

APPLICATION FOR PERMIT

Serial No. 12241

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office JAN 29 1948
Returned to applicant for correction ~~JUL 13 1948~~
Corrected application filed ~~AUG 24 1948~~

The undersigned ~~St. Elmo Mining Co. Inc.~~ (Name of applicant)
of Porterville, County of Tulare,
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.) December 19, 1939, Reno, Nevada

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

2. The amount of water applied for is 1.00 second-feet.
(One second-foot equals 40 miners' inches)

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

4. The water is to be diverted from its source at the following point:
NE¼ of SW¼ of Sec 35, T 45 N, R 56 E, MDB&M or at a point whence the
(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.)
south ¼ corner of Sec 34 T 45 N, R 56 E, bears S 69° 21'22" W, 5341.41 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 ~~Lot 4 and SW¼ of NW¼ of Sec 2 T 44 N, R 56 E MDB&M~~
(Give location of place of use by legal subdivision)

(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

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

(i) Remarks

DESCRIPTION OF PROPOSED WORKS

Water to be pumped to a higher elevation and stored in tanks, and there used

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

for Mining, milling and domestic

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 $2500.00

6. Estimated time required to construct works 5 years

7. Remarks

For use of applicant

St. Elmo Mining Co, Inc., Applicant.

By W. H. Settelmeyer agent

W. H. Settelmeyer

Compared H E-AT

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 existing rights on the source. It is understood that the 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 dependant 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 retains 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 1.0 cubic feet per second.

Actual construction work shall begin on or before September 17, 1949

Proof of commencement of work shall be filed before October 17, 1949

Work must be prosecuted with reasonable diligence and be completed on or before September 17, 1951

Proof of completion of work shall be filed before October 17, 1951

Application of water to beneficial use shall be made on or before September 17, 1952. Proof of the application of water to beneficial use must be filed with State Engineer on or before October 17, 1952

Map Filed AUG 24 1948

Proof of commencement of work filed SEP 2 1949

WITNESS MY HAND AND SEAL this 4th day of January, 1949

Withdrawn by applicant SEP 19 1951

State Engineer

Alfred Merritt Smith

State Engineer