ASSIGNED

AMENDED

APPLICATION FOR PERMIT Serial No. 72420

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office APR 19 1949
Returned to applicant for correction SEP 14 1949
Corrected application filed OCT 15 1949

The undersigned Fred ~~L. Cole, Elcey Cole~~ Williams, Florence Livingston, as executrix of the estate of Florence L. Kirchen, deceased (Name of applicant) of 610 Security Bldg., Pasadena 1, , County of Los Angeles, State of California, 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 underground source (Name of stream, lake, or other source) (Cole Well) #1

2. The amount of water applied for is 2.0 second-feet. (One second-foot equals 40 miners' inches)

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

4. The water is to be diverted from its source at the following point: in SE¼ of NW¼ of Sec. 24 T. 8 N., R. 43 E. whence the NW Cor. Sec. 24 same township bears N. 52° 50' W. 2700 ft. (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 Portions of Sec. 24. T. 8 N., R. 43 E., or Robust. Central City Bedrock. Rimrock. September. Sandusky and September Fraction Mining claims. (Give location of place of use by legal subdivision)

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

(i) Remarks

DESCRIPTION OF PROPOSED WORKS

Water will be pumped into a pipe line and conveyed to a portable gravel washing machine

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 $5,000

6. Estimated time required to construct works 2 years

7. Remarks

For use of applicant

~~Fred L. Cole, Elcey Cole Williams and~~
Florence Livingston, as executrix of
Estate of Florence Kirchen, deceased, Applicant.

By Fred L. Cole

Compared HE-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 2.0 c.f.s. of water 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 2.0 cubic feet per second.

Actual construction work shall begin on or before March 1, 1950

Proof of commencement of work shall be filed before April 1, 1950

Work must be prosecuted with reasonable diligence and be completed on or before March 1, 1952

Proof of completion of work shall be filed before April 1, 1952

Application of water to beneficial use shall be made on or before March 1, 1953. Proof of the application of water to beneficial use must be filed with State Engineer on or before April 1, 1953

WITNESS MY HAND AND SEAL this 8th day of July, 1949

ALFRED MERRITT SMITH
State Engineer.

By Hugh A. Shamberger
HUGH A. SHAMBERGER Asst. St. Eng.

Proof of commencement of work filed FEB 8 1950
Map Filed OCT 12 1948
Proof of Completion of work filed FEB 5 1952
PROOF OF BENEFICIAL USE FILED MAY 25 1959
CERTIFICATE No. 4920 ISSUED 8/17/59 for 0.008 cfs for placer mining
RECORDED 8/27/59 BK. 34 PAGE 344
Nye COUNTY RECORDER