

AMENDED
APPLICATION FOR PERMIT

Serial No. 13079

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office OCT 7 1949
Returned to applicant for correction FEB 24 1950
Corrected application filed APR 20 1950

The undersigned Orvil Richard Roberts
Name of applicant
of Strathmore, Rt. 1 Box 1236, 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.)

1. The source of the proposed appropriation is an underground source
Name of stream, lake, or other source
2. The amount of water applied for is 4.00 second-feet.
One second-foot equals 40 miners' inches
3. The water to be used for irrigation and domestic
Irrigation, power, mining, manufacturing, domestic, or other use
4. The water is to be diverted from its source at the following point:
NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 9, T. 2 S., R. 35 E., M.D.B.&M., or at a point from
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.
which the NE Corner of said Sec. 9, bears N. 45° 00' E., 1,770 feet.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is 320
- (b) Description of land to be irrigated E $\frac{1}{2}$ of NE $\frac{1}{4}$, E $\frac{1}{2}$ of SE $\frac{1}{4}$ of Sec.
Describe by legal subdivision, or if on unsurveyed land it should
4, T. 2 S., R. 35 E., NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 9, T. 2 S., R. 35 E., NW $\frac{1}{4}$
be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.
of NE $\frac{1}{4}$, N $\frac{1}{2}$ of NW $\frac{1}{4}$ of Sec. 3, T. 2 S., R. 35 E., M.D.B.&M.

- (c) Use will begin about Jan. 1 and end about Dec. 31, 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) Place of use _____
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 _____ and end about _____, of each year.
Month Month
- (i) Remarks _____

DESCRIPTION OF PROPOSED WORKS

Drilled well, pipeline and ditches, reservoirs.

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 At least \$6,000.00
- 6. Estimated time required to construct works Five years
- 7. Remarks _____

For use of applicant

Orvil Richard Roberts, Applicant.

By Harry H. Hughes agent
Box 26, Silver Peak, Nevada.

Compared AT-LM

This sheet inspected _____

Protested June 12, 1950 by E. L. Cord, Engineer. July 3, 1950 by Rex B. Clark.

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 and further subject to that certain ruling dated November 3, 1950 in the matter of Application No. 13079. It is understood that this water right must allow for a reasonable lowering of the static water level at permittees well due to other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept. Under this permit water is appurtenant to the N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 3, and the E $\frac{1}{2}$ E $\frac{1}{2}$ Section 4, T. 12 S., R. 35 E., M.D.M. 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 4.0

cubic feet per second, and not to exceed a yearly duty of more than 5 acre-feet per acre of land irrigated.

Actual construction work shall begin on or before September 21, 1951

Proof of commencement of work shall be filed before October 21, 1951

Work must be prosecuted with reasonable diligence and be completed on or before September 21, 1952

Proof of completion of work shall be filed before October 21, 1952

Application of water to beneficial use shall be made on or before _____

September 21, 1954. Proof of the application of water to beneficial

use must be filed with State Engineer on or before October 21, 1954

Map Filed FEB 3 1950

Cancelled NOV 30 1953 because of failure

of applicant to comply with the provisions of permit

WITNESS MY HAND AND SEAL this 6th day

of December, 1950

Edmund M. Smith
State Engineer

Alfred Merritt Smith
State Engineer