

ASSIGNED

**AMENDED
APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Serial No. **13192**

Date of first receipt and filing in State Engineer's office **DEC 15 1949**
Returned to applicant for correction **JUL 28 1950**
Corrected application filed **SEP 20 1950**

The undersigned Emma G. Rogers
Name of applicant.

of Round Mountain, County of Nye,
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 Midway Well
Name of stream, lake, or other source

2. The amount of water applied for is 0.25 second-feet.
One second-foot equals 40 miners' inches

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

4. The water is to be diverted from its source at the following point:
SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 5, T. 5 N., R. 41 E., M.D.M., at a point from which 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.
NW Cor of Sec. 5, bears N. 4 18' W., a distance of 1768 ft.

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 _____ and end about _____, 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 SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 5, T. 5 N., R. 41 E., M.D.M.
Give location of place of use by legal subdivision
- (f) Point of return of water to stream same as place of use
Describe in same manner as point of diversion
- (g) State number and kinds of animals to be watered 500 head of cattle and 20 horses.
- (h) Use will begin about Jan. 1st and end about Dec. 31st, of each year.
Month Month
- (i) Remarks _____

DESCRIPTION OF PROPOSED WORKS

The well is to be repaired, windmill erected, with short pipe

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

line direct to stockwatering troughs.

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 \$750.00

6. Estimated time required to construct works one year.

7. Remarks The father of Emma G. Rogers, applicant, prior to the year 1900, sunk a well, a short distance from Midway Well, using the water from his dug well to water his stock which ranged in that area.

Mrs. Emma Rogers, Applicant.

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

Compared AT-LM

This sheet inspected

Engineer.

Protested Nov. 16, 1950 by David Stevens. Protest withdrawn Dec. 24, 1951. Protested Dec. 15, 1950 by John Jay Casey. Protest withdrawn Dec. 24, 1951.

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 is likewise subject to that certain Stipulation dated July 19, 1951 and filed under Application No. 13192. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the number of stock watered daily, which number must be stated in the proof of beneficial 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 0.0164 cubic feet per second, or sufficient to water 500 cattle and 20 horses.

Actual construction work shall begin on or before October 24, 1952

Proof of commencement of work shall be filed before November 24, 1952

Work must be prosecuted with reasonable diligence and be completed on or before October 24, 1953

Proof of completion of work shall be filed before November 24, 1953

Application of water to beneficial use shall be made on or before October 24, 1953. Proof of the application of water to beneficial

use must be filed with State Engineer on or before November 24, 1953.

Map Filed SEP 20 1950

Proof of commencement of work filed OCT 22 1953

Proof of Completion of work filed OCT 22 1953

PROOF OF BENEFICIAL USE FILED OCT 22 1953

WITNESS MY HAND AND SEAL this 28th day of April 1952

WATER RIGHTS No. 4052 issued JAN 25 1954 for 0.015 cfs

Jan 27, 1954 No. 2 Page 349

mye County Recorder

Signature of State Engineer

State Engineer