ASSIGNED

AMENDED

APPLICATION FOR PERMIT

Serial No. 13409

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office JUN 7 1950
Returned to applicant for correction NOV 10 1950
Corrected application filed JAN 8 1951

The undersigned Dan Filippini (Name of applicant)

of Beowawe, County of Eureka,

State of Nevada, hereby makes 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 Duff Creek (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 (Irrigation, power, mining, manufacturing, domestic, or other use)

4. The water is to be diverted from its source at the following point:

SW¼ of NE¼ of Section 36, T. 29 N., R. 49 E., MDM., or at a point from which the northeast corner of Section 36, bears N. 43° 32' E., 1989.30 feet

(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 400 acres

(b) Description of land to be irrigated Portions of N½, E½ of SE¼, W½ of SE¼, N½ of SW¼ and S½ of SW¼ Section 25, T. 29 N., R. 49 E., MDM.

(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 April 1st (Month) and end about Oct. 31st (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 _____ (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 _____ (Month) and end about _____ (Month), of each year.

(i) Remarks _____

DESCRIPTION OF PROPOSED WORKS

Water to be diverted from Duff Creek by means of headgate and transported thru laterals and ditches.

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 $1000.00

6. Estimated time required to construct works 5 years

7. Remarks Portions of W½ of SE¼ and SW¼ of Section 25, T. 29 N., R. 49 E., MDM. are included under Permit No. 11450 and are not to be considered a part of this application.

For use of applicant

Dan Filippini, Applicant.

By W. H. Settelmeyer
W. H. Settelmeyer, agent

Compared HT-LM

This sheet inspected

, Engineer.

Protested Mar. 5, 1951 by Dewey Dann.

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. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. 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, or a yearly duty of 4 acre-feet per acre of land irrigated.

Actual construction work shall begin on or before June 28, 1956

Proof of commencement of work shall be filed before July 28, 1956

Work must be prosecuted with reasonable diligence and be completed on or before June 28, 1957

Proof of completion of work shall be filed before July 28, 1957

Application of water to beneficial use shall be made on or before June 28, 1959. Proof of the application of water to beneficial use must be filed with State Engineer on or before July 28, 1959

WITNESS MY HAND AND SEAL this 28th day of December, 1955

HUGH A. SHAMBERGER
State Engineer

By Edmund Muth
EDMUND MUTH
Assistant State Engineer

Map Filed JAN 9 1951

Proof of commencement of work filed JUN 11 1956

Proof of Completion of work filed JUN 25 1957

PROOF OF BENEFICIAL USE FILED AUG 28 1962

CULTURAL MAP FILED AUG 28 1962

CERTIFICATE No. 5462 ISSUED 3/6/63 for 4.0 cfs for irrig.

RECORDED 3/22/63 BK. B PAGE 255

Eureka COUNTY RECORDER