

ASSIGNED
15440

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

Serial No.

Date of first receipt and filing in State Engineer's office DEC 10 1953
Returned to applicant for correction _____
Corrected application filed _____

The undersigned Mrs. Horace Agee and H. Vance Agee
Name of applicant
of Wells, County of Elko,
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.)

- The source of the proposed appropriation is Cottonwood Creek
Name of stream, lake, or other source
- The amount of water applied for is 2.00 second-feet.
One second-foot equals 40 miners' inches
- The water to be used for Irrigation
Irrigation, power, mining, manufacturing, domestic, or other use
- The water is to be diverted from its source at the following point:
S40°-00E 3246. feet from the northwest corner of Section 32 in 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.
SE 1/4 NW 1/4, T. 45 N. R. 61 E. M.D.B. & M. Designated on the map as Diversion No. 3.

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

- Number of acres to be irrigated is 83.57 acres
- Description of land to be irrigated SE 1/4 NW 1/4 6.34 Ac.; NE 1/4 SW 1/4 4.40
Describe by legal subdivision, or if on unsurveyed land it should
SW 1/4 NE 1/4 18.82; SE 1/4 NE 1/4 5.03; NW 1/4 SE 1/4 27.60; NE 1/4 SE 1/4 21.38 all in
be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.
Sec. 32 T. 45 N. R. 61 E. M.D.B. & M.
- Use will begin about Apr. 1 and end about Oct. 1, of each year.
Month Month

IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION

- Power to be developed is _____ horsepower.
- Place of use _____
Give location of place of use by legal subdivision
- Point of return of water to stream _____
Describe in same manner as point of diversion
- State number and kinds of animals to be watered _____
- Use will begin about _____ and end about _____, of each year.
Month Month
- Remarks This dam and ditches therefrom (one on each side of Cottonwood Creek) are to be constructed.

DESCRIPTION OF PROPOSED WORKS

Earth and rock or concrete dam is to be constructed and also a ditch
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
to the northeast and one to the southeast from this dam.
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 \$1500.00
- 6. Estimated time required to construct works 18 months
- 7. Remarks This "Application is being filed to complete the record
and in compliance with the Salmon River Settlement Agreement of May 20,
1952. The total acreage on Cottonwood Creek is not to exceed
500. acres.

s/ Mrs. Horace Agee
s/ H. Vance Agee, Applicant.
By s/ H. Vance Agee

Compared A. P. L. R.
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. A substantial headgate and measuring device must be in-
stalled 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 20
cubic feet per second, and not to exceed a yearly duty of 4 acre-feet per
acre of land irrigated.

Actual construction work shall begin on or before October 28, 1954
Proof of commencement of work shall be filed before November 28, 1954
Work must be prosecuted with reasonable diligence and be completed on or
before October 28, 1955

Proof of completion of work shall be filed before November 28, 1955
Application of water to beneficial use shall be made on or before
October 28, 1956. Proof of the application of water to beneficial
use must be filed with State Engineer on or before November 28, 1956

DEC 7 1953 under 15439 WITNESS MY HAND AND SEAL this 28th day
of April, 1954

PROOF OF COMMENCEMENT OF WORK FILED NOV 9 1954
PROOF OF COMPLETION OF WORK FILED MAR 7 1960
PROOF OF BENEFICIAL USE FILED FEB 1 1960
CERTIFICATE No. 5071 ISSUED 12/30/60 per 2.0 gpa for
RECORDED 1/6/61 BK 10 PAGE 373
By HUGH A. SHAMBERGER State Engineer.
Edmund Muth
COUNTY RECORDER