

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

Date of first receipt and filing in State Engineer's office DEC 28 1931
Returned to applicant for correction _____
Corrected application filed _____

The undersigned Eureka Livestock Company
Name of applicant
of P.O. Box 968, County of Eureka,
State of Nevada, 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 Henderson Creek and
Name of stream, lake, or other source
tributaries, Vinini Creek, Pine and Chimney Fields
2. The amount of water applied for is 4 c.f.s. 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:
In the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 35, T. 25 N., R. 51 E., M.D.M., or at a point
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.
from which the Southwest Corner of said Section 35 bears S 23° 51' W.,
3368 feet distant.

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

- (a) Number of acres to be irrigated is Approximately 400
- (b) Description of land to be irrigated SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 35; E $\frac{1}{2}$ NE $\frac{1}{4}$,
Describe by legal subdivision, or if on unsurveyed land it should
NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Section 34; NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 33; SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 28
be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.
and S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 27; T. 25 N., R. 51 E., M.D.B.&M.

- (c) Use will begin about Jan. 1st and end about Dec. 31st 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 In making this application the Eureka Livestock Company
does not relinquish any of its vested rights to the waters of
Henderson Creek and its tributaries, Vinini Creek or the waters of
Pine and Chimney Fields.

DESCRIPTION OF PROPOSED WORKS

Applicant proposes to build an earth fill dam in the rock narrows above the Alpha Ranch and there store waters for irrigation of the lands described. Proposed dam will be 380 feet long, 34 feet high and will store approximately 100 acre feet of water. Dam will require approximately 22,000 cubic yards of compacted fill material.

5. Estimated cost of works \$10,000

6. Estimated time required to construct works 3 years

7. Remarks At the conclusion of the Geological investigation by the

For use of applicant

Soil Conservation Service, "Application for approval of the plans and specifications for the construction of a Dam" will be made. In this connection reference is made to Application No. 15337 filed covering Henderson Creek, a tributary and source to this storage application.

Eureka Livestock Company, Applicant.

By s/ Filbert Etcheverry

Compared A.P. - J.R.

This sheet inspected

Protested April 9, 1954 by Stephen Damele & Sons, Engineer.

DENIAL 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:

The protest is upheld in part and this application is hereby denied on the grounds that no water is available for appropriation and the approval of said application would conflict with existing decreed water rights.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed cubic feet per second.

Actual construction work shall begin on or before

Proof of commencement of work shall be filed before

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed before

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

Proof of the application of water to beneficial use must be filed with State Engineer on or before

DEC 28 1953

WITNESS MY HAND AND SEAL this 11th day of August, 2008

Tracy Taylor, P.E. State Engineer.