Desert Entry 043589

ASSIGNED

AMENDED

APPLICATION FOR PERMIT Serial No. 17089

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office SEP 5 1956
Returned to applicant for correction MAY 7 1957
Corrected application filed JUL 5 1957

The undersigned Nora Cunningham (mailing address-25 California St., c/o Rocca-Cuvi) (Name of applicant) of San Francisco, County of San Francisco, State of California, 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 underground water. (Name of stream, lake, or other source)

2. The amount of water applied for is 5 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 NW¼ Sec. 36, T. 46 N., R. 33 E., M.D.B.&M. At a point which bears (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.) N. 45° 00' E. 1796.05 feet from the West one quarter corner of Sec. 36, T. 46 N., R. 33 E., M.D.B.&M.

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 S½ NE¼, N½ SE¼, SE¼ SE¼ Sec. 35, W½ SW¼, SW¼ NW¼ Sec. 36, T. 46 N., R. 33 E., M.D.B.&M. (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 January (Month) and end about December (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

Deep wells with turbine pumps

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 $10,000.00

6. Estimated time required to construct works one year

7. Remarks

For use of applicant

NORA CUNNINGHAM, Applicant.

By s/ Richard M. Black
Agent for Applicant

Compared HS/BB HS/AM

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 and is limited to what the well will produce but not to exceed 3.5 c.f.s. It is understood that this 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, and a method provided, either air line or opening, for measuring depth to 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 3.5 cubic feet per second, or a yearly duty of 4.0 acre-feet per acre of land irrigated.

Actual construction work shall begin on or before April 16, 1958.

Proof of commencement of work shall be filed before May 16, 1958.

Work must be prosecuted with reasonable diligence and be completed on or before April 16, 1959.

Proof of completion of work shall be filed before May 16, 1959.

Application of water to beneficial use shall be made on or before April 16, 1962. Proof of the application of water to beneficial use must be filed with State Engineer on or before May 16, 1962.

WITNESS MY HAND AND SEAL this 16th day of October, 1957.

EDMUND A. MUTH
State Engineer.
By Elmo J. DeRicco
Assistant State Engineer.

Map Filed Jul. 5, 1957
PROOF OF COMMENCEMENT OF WORK FILED MAR 31 1958
PROOF OF COMPLETION OF WORK FILED MAY 21 1959
PROOF OF BENEFICIAL USE FILED May 19 1965
CULTURAL MAP FILED May 19, 1965 under 16369
CERTIFICATE No. 7539 ISSUED Feb 1, 1971
RECORDED 2/5/71 BK. 53 PAGE 298
Humboldt COUNTY RECORDER

218

17039

ASSIGNED: On Nov. 11, 1959 by Nora Koon Lippens to Rio King Land & Inv., Co. Deed filed Aug. 11, 1961.

AFFIDAVIT OF IDENTITY: Nora Koon Lippens is the same person as Nora Cunningham.