

AMENDED

APPLICATION FOR PERMIT

Serial No.

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office JUN 2 1958
Returned to applicant for correction AUG 25 1958
Corrected application filed OCT 21 1958

The undersigned W. W. Birdzell
of P. O. Box 106, 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.)

- 1. The source of the proposed appropriation is Underground (Well No. 1)
2. The amount of water applied for is 1.00 second-feet.
3. The water to be used for Commercial and Domestic (residence and motel)
4. The water is to be diverted from its source at the following point: NW 1/4 SE 1/4 of Section 10, T. 37 N., R. 62 E., M.D.B.&M., or at a point from which the southeast corner of said section 10 bears, S. 52° 03' E., 2984.90 feet.

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

- (c) Use will begin about Month and end about 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 In NW 1/4 SE 1/4 of section 10, T. 37 N., R. 62 E., M.D.B.&M.
(f) Point of return of water to stream
(g) State number and kinds of animals to be watered
(h) Use will begin about Jan. 1st and end about Dec. 31st, of each year.
(i) Remarks To be used for residence and motel

DESCRIPTION OF PROPOSED WORKS

Drill well six inches in diameter 140 feet deep. Equip same with pump

and distribution system

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 \$ 2,500.00

6. Estimated time required to construct works 10 years

7. Remarks

For use of applicant

W. W. Birdzell, Applicant.

By S/ W. H. Settlemeyer
W. H. Settlemeyer, agent

Compared HS/LB HS/AM

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 1.0 c.f.s. 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 amount of water actually placed to beneficial use. It is also 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 1.0 cubic feet per second.

Actual construction work shall begin on or before July 19, 1959

Proof of commencement of work shall be filed before August 19, 1959

Work must be prosecuted with reasonable diligence and be completed on or before July 19, 1960

Proof of completion of work shall be filed before August 19, 1960

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

July 19, 1962. Proof of the application of water to beneficial

use must be filed with State Engineer on or before August 19, 1962

Map filed Oct. 6, 1958

Commencement of work filed JUL 27 1959

Completion of work filed AUG 8 1960

Proof of beneficial use filed SEP 5 1962

Cultural map filed

Certificate No. 5559 Issued 6/13/63

Recorded June 17, 1963 Bk. 36 Page 683

WITNESS MY HAND AND SEAL this 19th day

of January, 1959

Edmund A. Muth
State Engineer