Serial No. 17686

AMENDED

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office OCT 10 1958

Returned to applicant for correction

Corrected application filed NOV 10 1958

Map filed NOV 10 1958

The applicant Lee E. Pitts

of Box 166, Mina, County of Mineral

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; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Underground (Dry Creek)
   Name of stream, lake or other source.

2. The amount of water applied for is .07 second-feet.
   One second-foot equals 448.83 gals. per min.

   (a) If stored in reservoir give number of acre-feet acre-feet.

3. The water to be used for Mining, milling & Domestic
   Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

   (a) Irrigation (state number of acres to be irrigated)

   (b) Stockwater (state number and kinds of animals to be watered)

   (c) Other use (describe fully under "No. 11. Remarks")

   (d) Power:

   (1) Horsepower developed

   (2) Point of return of water to stream

5. The water is to be diverted from its source at the following point: SW¼ SE¼ Sec. 12, T. 1 S., R. 33 E., (Unsurveyed), at a point from which the SW cor. of Sec. 7, T. 1 S., R. 34 E., M.D.M. bears S. 68° 7' E. a distance of 1480 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 stated.

6. Place of use S½ Sec. 12, N½ Sec. 13, T. 1 S., R. 33 E. (Unsurveyed); SW¼ Sec. 7, N½ NW¼, SW¼ NW¼ Sec. 18, T. 1 S., R. 34 E., M.D.M.
   Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about Jan. 1 (Month) and end about Dec. 31 (Month), of each year.

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Trench, pump & pipe line

   State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works $4000.00

10. Estimated time required to construct works 5 years

11. Remarks Water is already developed by means of a dozed trench and temporary circular tank, in Dry Creek above this point of diversion. In addition to use for milling and domestic, water will be used in the area indicated in this application and on supporting map for prospecting with a diamond drill.

Lee E. Pitts, Applicant.

By s/ Harry H. Hughes, agent
Box 827, Tonopah, Nevada

Compared HS/LB HS/BW

Protested on January 14, 1959 by Walter R. Dunnigan--Withdrawn April 10, 1959

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 0.07 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 0.07 cubic feet per second

Actual construction work shall begin on or before October 7, 1960

Proof of commencement of work shall be filed before November 7, 1960

Work must be prosecuted with reasonable diligence and be completed on or before October 7, 1961

Proof of completion of work shall be filed before November 7, 1961

Application of water to beneficial use shall be made on or before October 7, 1964

Proof of the application of water to beneficial use shall be filed on or before November 7, 1964

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed SEP 19 1960
Completion of work filed NOV 1 1962
Proof of beneficial use filed Nov 12, 1968
Cultural map filed
Certificate No. 6868 Issued 12-6-68
Recorded 12-13-68 Bk. 4-C Page 397

218 (Rev.)

WITNESS MY HAND AND SEAL this 7th day of April, 1960

Edward D. Muth
State Engineer.