AMENDED

Serial No. 17761

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

Date of filing in State Engineer's Office DEC 29 1958

Returned to applicant for correction JAN 8 1959

Corrected application filed JAN 15 1959

Map filed JAN 6 1959

The applicant JOHN BRANDT & E. H. BRANDT

of Nampa, County of Canyon,

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

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

2. The amount of water applied for is 5.0 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 Irrigation
   Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

   (a) Irrigation (state number of acres to be irrigated) 320

   (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: SE¼ NE¼ Sec. 28, T. 43 N., R. 37 E., M.D.B.&M., or at a point which bears S. 1°14'30" W. 2,082.0 feet from the northeast corner of Sec. 28, T. 43 N., R. 37 E., M.D.B.&M.
   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 NE¼, SE¼, S½ SW¼ Section 28, T. 43 N., R. 37 E., M.D.B.&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.) Deep Well equipped with a Turbine Pump and irrigation ditch system
   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 $10,000.00

10. Estimated time required to construct works 1 year

11. Remarks

JOHN BRANDT & E. H. BRANDT, Applicant.

By s/ Richard M. Black
Agent for Applicant

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 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 November 12, 1959

Proof of commencement of work shall be filed before December 12, 1959

Work must be prosecuted with reasonable diligence and be completed on or before November 12, 1960

Proof of completion of work shall be filed before December 12, 1960

Application of water to beneficial use shall be made on or before November 12, 1961

Proof of the application of water to beneficial use shall be filed on or before December 12, 1961

Map in support of proof of beneficial use shall be filed on or before December 12, 1961

Commencement of work filed FEB 1 1960
Completion of work filed JAN 25 1960
Proof of beneficial use filed NOV 18 1959
Cultural map filed NOV 18 1959
Certificate No. 5018 Issued 7/14/60 for 2.5 cfs for irrigation
Recorded 11/17/60 Bk. B Page 82
Humboldt County

WITNESS MY HAND AND SEAL this 12th day of May, 1959

Edward C. Smith
State Engineer

218 (Rev.)