ASSIGNED Serial No. 17784

AMENDED

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JAN 5 1959

Returned to applicant for correction FEB 11 1959

Corrected application filed APR 10 1959

Map filed APR 6 1959

The applicant PETE ELIA, DBA SMITH CREEK LIVESTOCK COMPANY of City of Elko, County of Elko, 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 (waters situate in Long Valley, White Pine County, Nevada
   Name of stream, lake or other source.
2. The amount of water applied for is One 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 stockwatering
   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) 10,000 sheep
   (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: NE¼ SW¼ of Section 3, T. 23 N., R. 59 E., M.D.B.&M. or at a point from which the southwest corner of Section 10, T. 23 N., R. 59 E., bears S. 15° E., 8056.10 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 NE¼ SW¼ of Section 3, T. 23 N., R. 59 E., M.D.B.&M. adjacent to point of diversion
   Describe by legal subdivision, if on unsurveyed land it should be so stated.
7. Use will begin about 10/20 and end about 4/1, of ~~each year~~ succeeding.
   Month Month
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.) Gas engine, pump jack, storage tank, water troughs
   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 $3,000.00

10. Estimated time required to construct works Done

11. Remarks

s/ Pete Elia, Applicant.

By s/ Orville R. Wilson
Attorney at Law
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. 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 period of use and the average number of cattle served from the waters of this source. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.062 cubic feet per second, or sufficient to water 10,000 sheep

Actual construction work shall begin on or before January 24, 1960

Proof of commencement of work shall be filed before February 24, 1960

Work must be prosecuted with reasonable diligence and be completed on or before January 24, 1961

Proof of completion of work shall be filed before February 24, 1961

Application of water to beneficial use shall be made on or before January 24, 1961

Proof of the application of water to beneficial use shall be filed on or before February 24, 1961

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

Commencement of work filed FEB 1 1960
Completion of work filed FEB 1 1960
Proof of beneficial use filed MAR 27 1961
Cultural map filed
Certificate No. 5203 Issued 9/27/61 for 0.062 cfs for stock watering
Recorded 10/5/61 Bk 237 Page 478
218 (Rev.)
White Pine County

WITNESS MY HAND AND SEAL this 24th day of July, 1959

Edward A. Mash
State Engineer.