ASSIGNED Serial 18045

AMENDED

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JUN 8 1959

Returned to applicant for correction AUG 6 1959

Corrected application filed OCT 5 1959

Map filed OCT 5 1959

The applicant D. W. Heckethorn, Ely, Nevada

of Spring Valley Route, County of White Pine,

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 (drilled by J. D. Hill in April, 1959, for Applicant-to be known as DH #3)
   Name of stream, lake or other source.
2. The amount of water applied for is 0.10 c.f.s. second-feet.
   One second-foot equals 448.83 gals. per min.
   (a) If stored in reservoir give number of acre-feet 1/100 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) 400 head of cattle
   (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: in the NW¼ SE¼ Section 35, T. 11 N., R. 66 E., M.D.M., or at a point from which the East ¼ Corner of said Section 35 bears N. 82° 57' 40" E., 1483.87 feet distant.
   Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be stated.
6. Place of use in the NW¼ SE¼ Section 35, T. 11 N., R. 66 E., M.D.M., or at a point from which the East ¼ Corner of said Section 35 bears N. 82° 57' 40" E., 1483.87 feet distant.
   Describe by legal subdivision, if on unsurveyed land it should be so stated.
7. Use will begin about Jan. 1st and end about Dec. 31st, of each year.
   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.) Drill and develop a stockwatering well using 6" casing from the ground surface to 100 feet and 4" casing from 100 feet to 220 feet. Equip and provide adequate storage.
   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 3 years.

11. Remarks

Compared HS/LB HS/AM Applicant s/ D. W. Heckethorn

By s/ Robt. W. Millard

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 0.0125 cubic feet per second, or sufficient to water 400 head of cattle.

Actual construction work shall begin on or before September 4, 1960

Proof of commencement of work shall be filed before October 4, 1960

Work must be prosecuted with reasonable diligence and be completed on or before September 4, 1961

Proof of completion of work shall be filed before October 4, 1961

Application of water to beneficial use shall be made on or before September 4, 1962

Proof of the application of water to beneficial use shall be filed on or before October 4, 1962

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

Commencement of work filed MAR 21 1960

Completion of work filed MAR 21 1960

Proof of beneficial use filed NOV 5 1962

Cultural map filed

Certificate No. 5491 Issued 3/28/63 for 0.01 cfs for stock watering

Recorded 4/18/63 Bk. 238 Page 260

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White Pine County

WITNESS MY HAND AND SEAL this 4th day of March, 1960

Edmund A. Mueth

State Engineer.