

AMENDED

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... JAN 6 1960
Returned to applicant for correction..... APR 22 1960
Corrected application filed..... JUN 21 1960
Map filed..... JUN 21 1960

The applicant..... Ether W. Westmoreland
of..... P. O. Box 826, Winnemucca....., County of..... Humboldt.....
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 incorpora-
tion; 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..... 6.0..... 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 and domestic
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:
(a) Irrigation (state number of acres to be irrigated)..... 320 acres.....
(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: SW 1/4 SW 1/4 Sec. 13, T. 35 N.,
R. 37 E., M.D.B.&M. At a point which bears N. 87°48'40" E. 1310.0 feet
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
from the southwest corner of Sec. 13, T. 35 N., R. 37 E., M.D.B.&M.
It should be stated

6. Place of use W 1/2 W 1/2 Sec. 13, S 1/2 S 1/2 Sec. 14., T. 35 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..... and end about..... Dec. 31..... 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.) Drilled well, pump, pipeline and
ditches/
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.....\$7,000.00.....
- 10. Estimated time required to construct works.....5 years.....
- 11. Remarks.....

Compared HS/LE bw/hs Applicant ETHER W. WESTMORELAND
 By s/ Richard M. Black
 Agent for applicant

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 5.4 c.f.s. It is understood that this right must allow for a reasonable lowering of the static water level at permittee's 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 5.4 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 August 22, 1961
- Proof of commencement of work shall be filed before September 22, 1961
- Work must be prosecuted with reasonable diligence and be completed on or before August 22, 1962
- Proof of completion of work shall be filed before September 22, 1962
- Application of water to beneficial use shall be made on or before August 22, 1965
- Proof of the application of water to beneficial use shall be filed on or before September 22, 1965
- Map in support of proof of beneficial use shall be filed on or before September 22, 1965

Commencement of work filed.....
 Completion of work filed.....
 Proof of beneficial use filed.....
 Cultural map filed.....
 Certificate No..... Issued.....
 Recorded..... Bk..... Page.....

WITNESS MY HAND AND SEAL this 22nd day of February, 1961

Edmund A. Menth
 State Engineer.

218 (Rev.) BECAUSE OF FAILURE
 CANCELLED DEC 10 1962
 OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
Elmo F. De Ricco
 STATE ENGINEER