

AMENDED APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JUL 24 1961
Returned to applicant for correction MAY 7 1962
Corrected application filed JUN 15 1962
Map filed JUN 15 1962

The applicant Merle Calvin Kelly of Eureka, County of Eureka, State of Nevada, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is Underground (Well No. 2) Name of stream, lake or other source.

2. The amount of water applied for is 4.5 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) 160 (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: Lot 16, Section 4, T. 20 N., R. 53 E., M.D.B. & M., or at a point from which the north-east corner of said Section 4 bears N. 29°15' E., 2665.00 feet. it should be stated.

6. Place of use Lots 15 and 16, SE 1/4 NE 1/4 and SW 1/4 NE 1/4 Section 4, T. 20 N., R. 53 E., M.D.B. & M. Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about January 1st and end about December 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.) Drilled well, pump. Install sprinkler 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..... 10 years
 11. Remarks.....

Applicant Merle Calvin Kelly
 Pro. Aug. 1, 1962 by Ruby Hill Mining Co.
 Pro. Sustained 8/13/63 By s/ W. H. Settelmeyer
 See Ruling 628 W. H. Settelmeyer, agent
 Compared hs/lb hs/ns

..... 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 2.7 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 2.7 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..... February 27, 1964
 Proof of commencement of work shall be filed before..... March 27, 1964
 Work must be prosecuted with reasonable diligence and be completed on or before..... February 27, 1965
 Proof of completion of work shall be filed before..... March 27, 1965
 Application of water to beneficial use shall be made on or before..... February 27, 1967
 Proof of the application of water to beneficial use shall be filed on or before..... March 27, 1967
 Map in support of proof of beneficial use shall be filed on or before..... March 27, 1967

Commencement of work filed..... MAR 30 1964
 Completion of work filed..... MAR 15 1966 WITNESS MY HAND AND SEAL this... 27th day
 Proof of beneficial use filed..... DEC 5 1969
 Cultural map filed..... July 26, 1967 under 19371 of August, 1963
 Certificate No. 7396 Issued 7-27-1967

Recorded 4-5-70 Bk 36 Page 720
 County Recorder Eureka ELMO J. DeRICCO
 State Engineer

FORFEITED
 ORDER NO. 2462 By [Signature]
 DATE 09-15-78 Assistant State Engineer

Abrogated By 54947 0.135 WDA 5-6-97

WITHDRAWN BY APPLICANT
 APR 08 1969
 Section of Springs & Wells, Division of Water, State Engineer, Sacramento, California
 Conf.