AMENDED

Serial No. ASSIGNED 22119

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

Date of filing in State Engineer's Office JUL 17 1964

Returned to applicant for correction AUG 20 1964

Corrected application filed OCT 14 1964

Map filed OCT 14 1964

The applicant Marx Law

of San Francisco, County of San Francisco,

State of California, 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 Water
   Name of stream, lake or other source.

2. The amount of water applied for is 5.4 c.f.s. 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 & Domestic
   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) None
   (c) Other use (describe fully under "No. 11. Remarks") None
   (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 NE¼ Section 35, T. 26 N., R. 38 E., M.D.B.&M., or at a point from which the north quarter corner of said Section 35 bears N 45° W. 50 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, it should be stated.

6. Place of use E½ Section 35, Township 26N., Range 38E M.D.B.&M.
   Describe by legal subdivision, if on unsurveyed land it should be so stated.
   D.L.E. Nevada 060587

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.) Water to be drawn by Well and pump and distributed by ditches, flumes and conduits.
   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 $12,000.00

10. Estimated time required to construct works 3 years

11. Remarks

Applicant Marx Law

By s/E. P. Osgood, Jr.
Agent & State Water Right Surveyor

Compared awb/hs 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 5.4 c.f.s. 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 amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any 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. The well shall be equipped with a 2-inch opening and an air line for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to requlate 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, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated.

Actual construction work shall begin on or before October 13, 1965

Proof of commencement of work shall be filed before November 13, 1965

Work must be prosecuted with reasonable diligence and be completed on or before October 13, 1966

Proof of completion of work shall be filed before November 13, 1966

Application of water to beneficial use shall be made on or before October 13, 1969

Proof of the application of water to beneficial use shall be filed on or before November 13, 1969

Map in support of proof of beneficial use shall be filed on or before November 13, 1969

Commencement of work filed DEC 8 1965
Completion of work filed NOV 1 1966
Proof of beneficial use filed SEP 7 1971 bk
Cultural map filed Sep 8, 1971
Certificate No. 7744 Issued 3-3-72
Recorded 3-13-72 Roll 39 Page 241
Bershing County Recorder

218 (Rev.)

WITNESS MY HAND AND SEAL this 13th day of April, 1965

GEORGE W. HENNEN
State Engineer

By [signature]
Assistant State Engineer