

**ASSIGNED**

AMENDED

Serial N<sup>o</sup> 25628

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

Date of filing in State Engineer's Office MAY 22 1970

Returned to applicant for correction JUN 25 1970

Corrected application filed JUN 29 1970

Map filed JUN 29 1970

The applicant Mrs. H. H. Heisler

of P. O. Box 128, County of Beatty, Nye County

State of Nevada 89003, 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 incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Lower Indian Spring  
Name of stream, lake or other source.

2. The amount of water applied for is 0.5 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 Quasi-Municipal and Domestic  
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) \_\_\_\_\_

(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 $\frac{1}{4}$  SE $\frac{1}{4}$  Section 26, T. 11 S.,

R. 46 E., M.D.B.&M., or at a point from which the S $\frac{1}{4}$  Corner said

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,

Sec. 26 bears S. 26° 30' W., a distance of 530 feet.

it should be stated.

6. Place of use NE $\frac{1}{4}$  Sec. 9, T. 12 S., R. 46 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.) Develop spring, pipeline, distribution 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..... \$2,000.00
10. Estimated time required to construct works..... 2 years
11. Estimated time required to complete the application to beneficial use..... 2 years
12. Remarks To be used in service station, restaurant, trailer court  
(20 units) & dwelling.

Applicant Mrs. H. H. Heisler.....

By S/ J. V. Caselli (Agent)  
P. O. Box 103  
Tonopah, Nevada

Compared jib/km  
Pro. on 9/8/70 by Dept. of Fish & Game  
Pro. overruled 12-7-70, Ruling 1765

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 0.0462 c.f.s., 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 a beneficial use. A suitable measuring device must be installed  
and accurate measurements of the water placed to a beneficial use  
must be included in the proof of such use when filed. 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 0.0462 cubic feet per second, but not to exceed 11.037 m.g. annually.

- Actual construction work shall begin on or before..... July 21, 1971
- Proof of commencement of work shall be filed before..... August 21, 1971
- Work must be prosecuted with reasonable diligence and be completed on or before..... July 21, 1972
- Proof of completion of work shall be filed before..... August 21, 1972
- Application of water to beneficial use shall be made on or before..... July 21, 1974
- Proof of the application of water to beneficial use shall be filed on or before..... August 21, 1974
- Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed July 23, 1971  
Completion of work filed SEP 12 1972  
Proof of beneficial use filed AUG 12 1974  
Cultural map filed  
Certificate No. 8454 Issued 2-21-75  
Recorded 3-7-75 Bk. 181 Page 154  
Nye County Recorder

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD,  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this 21st day of January

A.D. 19 71  
*Roland D. Westergard*  
State Engineer