No. 814a – S02

SECONDARY

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

Date of filing in State Engineer's Office **MAY 14 1999**

Returned to applicant for correction

Corrected application filed

Map filed **MAY 14 1999 under 54736**

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The applicant **Long Valley Ranch Company, Inc.**, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

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1. The source of the proposed appropriation is **A portion of Mud Lake storage water; The source of water for this Secondary Application filed pursuant to NRS 533.440 is 987.50 acre feet of the water stored in Mud Lake under Claim Number 814a in the Final Decree in the case entitled United States of America vs. Alpine Land & Reservoir Company, Civil No. D-183 BRT, United States District Court, District of Nevada.**

2. The amount of water applied for is **3.342** second-feet

(a) If stored in reservoir give number of acre-feet **987.50 AC FT**

3. The water to be used for **Irrigation**

4. If use is for:

(a) Irrigation, state number of acres to be irrigated **395.00 Acres**

(b) Stockwater, state number and kinds of animals to be watered

(c) Other use (describe fully under No. 12. "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 **from Mud Lake Reservoir within the NW¼ SW¼ of Section 3, T11N, R20E, MDB&M or at a point from which the E¼ corner of said Section 3 bears N 80° 10' 39" E, 4524.54 feet**

6. Place of Use **395.0 acres within the S½ SE¼ Section 34, T12N, R20E, MDB&M; NE¼, SE ¼ NW¼, SE¼, E½ SW¼, Section 3, T11N, R20E, MDB&M; NE¼, E½ NW¼, Section 10, T11N, R20E, MDB&M, Douglas County, Nevada.**

7. Use will begin about **1 January** and end about **31 December** of each year.

8. Description of proposed works

9. Estimated cost of works **$400,000.00**

10. Estimated time required to construct works **4 years**

11. Estimated time required to complete the application of water to beneficial use **6 years**

12. Remarks: **The annual duty of water is based on 2.5 acre feet per acre. The water will be pumped out of the reservoir at Mud Lake by a floating pump into two (2) 420,000 gallon storage tanks which will be used to regulate flow to two (2) circle pivots, wheel lines and hand line sprinkler systems.**

By **s/B. J. Vasey**
Post Office Box 1120
Minden, Nevada 89423

Compared **my/** bk ~~ds/cmf~~

Protested

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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 secondary permit is issued subject to the terms and conditions of the primary water right, Claim Number 814a of the Final Carson River Decree. This permit is further issued subject to the provisions of NRS 533.395 and the State retains the right to regulate the use of the water herein granted at any and all times. This secondary permit is issued subject to existing rights. This permit is issued subject to the terms, conditions and irrigation period imposed in said Final Decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

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 actual quantity of water diverted and placed to beneficial use.

This secondary permit is issued under the provisions of NRS 533.440.

A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of the water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed.

This Secondary Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this Secondary Permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This Secondary Permit is limited to the supplemental irrigation of 229.51 acres within the proposed place of use, at the decreed duty.

The total land irrigated under Permits 67155, 67156, 67157, and Secondary Permit 814a-S02 shall not exceed 290 acres.

This Secondary Permit is issued with the understanding that it is supplemental to Permits 67155, 67156, and 67157 and cannot be used as a sole supply for irrigation.

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(PERMIT TERMS CONTINUED)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 344.26 acre-feet as Decreed.**

Work must be prosecuted with reasonable diligence and be completed on or before:

May 25, 2003

Proof of completion of work shall be filed before:

June 25, 2003

Water must be placed to beneficial use on or before:

May 25, 2006

Proof of the application of water to beneficial use shall be filed on or before:

June 25, 2006

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

June 25, 2006

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this **25th** day of, **May** A.D. **2001**

Hugh Ricci, P.E.

State Engineer

Completion of work filed JUL 14 2003

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____