Permit No. 7133S03

SECONDARY PERMIT

THE STATE OF NEVADA

PERMIT TO CHANGE THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of Permittee:	**U.S. DEPARTMENT OF THE INTERIOR FISH AND WILDLIFE SERVICE**
Source:	**BIG SPRING RESERVOIR (STORAGE)**
Basin:	**VIRGIN VALLEY**
Manner of Use:	**WILDLIFE**
Period of Use:	**JANUARY 1ST TO DECEMBER 31ST**
Priority Date:	**06/11/1924**

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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 to store 1680.0 acre-feet of water per annum for wildlife purposes and is issued subject to all existing rights on the source and also subject to NRS 535.010. The proof of beneficial use and cultural map, when filed, must show the maximum amount of water stored and released during any one year, and the lands on which such water was used. 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 the terms and conditions under Permit 7133. The granting of this secondary permit is not intended in any way to waive or affect authority or requirements of water quality control agencies or regulations. This permit is further issued subject to the provisions of NRS 533.440 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 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.

The point of diversion and place of use are as described on the submitted application to support this permit.

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 1680.0 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before: **August 10 2013**

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: **August 10 2016**

Map in support of proof of beneficial use shall be filed on or before: **N/A**

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 10th day of **August**, A.D. **2011**

J. K. P.E.

State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Application No. 7133 **S** 03

SECONDARY

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

THIS SPACE FOR OFFICE USE ONLY

Date of Filing in State Engineer's Office MAY 2 5 2011

Returned to applicant for correction _____

Corrected Application filed _____ Map filed MAY 14 1924 under 7133

The applicant U.S. Department of the Interior, Fish & Wildlife Service

911 NE 11th Avenue (Street Address or P.O. Box) of Portland (City or Town)

OR 97232 (State and ZIP Code) hereby make(s) 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.)

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1. The source of the proposed appropriation is water stored in Big Spring Reservoir under Permit 7133
   (Name of the stream, lake, underground, spring or other sources.) REC
2. The amount of water applied for is 1680 AFA
   (One second foot equals 448.83 gallons per minute.)
   (a) If stored in a reservoir give the number of acre-feet 1680
3. The water is to be used for Wildlife
   (Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use.)
4. If use is for:
   (a) Irrigation, state number of acres to be irrigated _____
   (b) Stockwater, state number and kind of animals _____
   (c) Other use (describe fully in No. 12) Wildlife
   (d) Power:
      (1) Horsepower developed _____
      (2) Point of return of water to stream _____

004-110

5. The water is to be diverted from its source at the following point: (Describe as being within a 40-acre subdivision of public survey, and by course and distance to a found section corner. If on unsurveyed land, it should be so stated.)

NE¼ NE¼ Section 18, T. 46 N., R. 25 E. M.D.M. The diversion point (intersection of the dam and Thousand Creek channel) is located N. 61° 27' E. 4450 feet from the W ¼ Corner of Section 18.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated)

NW¼ NW¼, SW¼ NW¼, SE¼ NW¼, SW¼, NW¼ SE¼, SW¼ SE¼, SE¼ SE¼ Sec. 7, T. 46 N., R. 25 E. M.D.M.
NE¼ NE¼, NW¼ NE¼, NE¼ NW¼, NW¼ NW¼ Sec. 18, T. 46 N., R. 25 E. M.D.M.
NE¼ SE¼, SE¼ SE¼ Sec. 12, T. 46 N., R. 24 E. M.D.M.
NE¼ NE¼, SE¼ NE¼ Sec. 13, T. 46 N., R. 24 E. M.D.M.

7. Use will begin about January 1 (Month and Day) and end about December 31 (Month and Day) 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.) (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with a pump and motor, etc.)

Ebeling dam originally constructed in 1908 under Permits 1406 and 2503. Dam enlarged and called Big Spring Reservoir Dam in 1937 under Permit 7133.

9. Estimated cost of works: $5000

10. Estimated time required to construct works: Completed
(If the well is complete, describe works.)

11. Estimated time required to complete the application of water to beneficial use: 5 years, depending on recharge

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

RECEIVED
2011 MAY 25 PM 12: 51
STATE ENGINEER'S OFFICE

Thomas D. Smiley, Regional Engineer
Type or print name clearly

Signature, applicant or agent

U.S. Fish & Wildlife Service
Company Name

911 NE 11th Avenue
Street Address or PO Box

Portland, OR 97232
City, State, ZIP Code

Thomas_Smiley@fws.gov
E-mail Address

503-231-6145
Phone No.

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

$250 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION