

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

Date of filing in State Engineer's Office

Returned to applicant for correction

Corrected application filed

Map filed

The applicant Frank Seminario, Inc. of c/o Adams, Reed & Bowen, County of Esmeralda

State of Nevada, 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 Underground Name of stream, lake or other source.

2. The amount of water applied for is ten 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) 1,600

(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: In the SW 1/4 NE 1/4 of Section 28 T1S, R35E, MDB&M or at a point from the north 1/4 corner of Section 28, bears N 12° 50' W, 810 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 Portions of Sections 22, 23, 25, 26, 27, 28, 34 and 35 T1S, R35E, MDB&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.) Well, pump and pipe lines

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..... \$15,000.00  
 10. Estimated time required to construct works..... One year  
 11. Remarks This well is for supplemental water for irrigation of above-  
 described property.

Applicant S/ Frank Seminario, Inc.

By S/Edward C. Reed,  
 Edward C. Reed, Jr., Its Attorney

Compared ja/hs hs/jw

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 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 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 6.0 cubic feet per second, but not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before August 24, 1967  
 Proof of commencement of work shall be filed before September 24, 1967  
 Work must be prosecuted with reasonable diligence and be completed on or before August 24, 1968  
 Proof of completion of work shall be filed before September 24, 1968  
 Application of water to beneficial use shall be made on or before August 24, 1971  
 Proof of the application of water to beneficial use shall be filed on or before September 24, 1971  
 Map in support of proof of beneficial use shall be filed on or before September 24, 1971

Commencement of work filed AUG 29 1967  
 Completion of work filed AUG 29 1967  
 Proof of beneficial use filed APR 9 1969  
 Cultural map filed July 31 1966 under 177  
 Certificate No. 7199 Issued 11-7-69  
 Recorded 11-21-69 Bk 4-C Page 556-557  
 Camaralda County Recorder

IN TESTIMONY WHEREOF, I GEORGE W. HENNEN  
 State Engineer of Nevada, have hereunto set my hand and the seal of  
 my office, this 24th day of February  
 A.D. 1967  
 Assistant State Engineer