

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

Date of filing in State Engineer's Office NOV 18 1968

Returned to applicant for correction.....

Corrected application filed.....

Map filed NOV 18 1968 under 24766

The applicant Day Cattle Company
of Beowawe, County of Eureka
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.) June 1968, State of Nevada

1. The source of the proposed appropriation is Underground Well #3
Name of stream, lake or other source.

2. The amount of water applied for is 10 cfs 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
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) 2,000 acres

(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: NE¹/₄ SW¹/₄ Sec. 28, T. 32 N. . .

R. 49 E, MDM at a point from which the NE cor. of Sec. 28 bears
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.
N. 41° 38' 06" E 4903.00 feet

6. Place of use T. 32 N, R 49 E, portions of Sections 5,6,7,8,9,16,17,18,19
Describe by legal subdivision, if on unsurveyed land it should be so stated.

20,21,28,29,30,31,32,33 and T. 33 N., R. 48 E, Section 36, and T. 33 N.
R. 49 E, Section 31, all in MDM

7. Use will begin about January 1 and end about December 31, 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.) Drilled well, cased to sufficient depth, equipped with deep well turbine and electric motor, irrigation through ditches and laterals
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 \$20,000.00
10. Estimated time required to construct works 5 years
11. Remarks Portions of Sections 6 and 8 and all of Section 16, T. 32 N, R 49 E, MDM are U. S. lands which are in the process of being acquired by exchange.

Applicant Day Cattle Company

By s/ Mark Chilton
Agent

Compared hs/jw dc/jb
Overruled - See Ruling #1493,
dtd. 8-4-69

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 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 3.0 acre-feet per acre of land irrigated from any and/or all sources.

- Actual construction work shall begin on or before March 11, 1970
- Proof of commencement of work shall be filed before April 11, 1970
- Work must be prosecuted with reasonable diligence and be completed on or before March 11, 1971
- Proof of completion of work shall be filed before April 11, 1971
- Application of water to beneficial use shall be made on or before March 11, 1974
- Proof of the application of water to beneficial use shall be filed on or before April 11, 1974
- Map in support of proof of beneficial use shall be filed on or before April 11, 1974

Commencement of work filed..... IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD
Completion of work filed..... State Engineer of Nevada, have hereunto set my hand and the seal of
Proof of beneficial use filed..... my office, this 11th day of September
Cultural map filed.....

Certificate No. 1971 BECAUSE OF FAILURE TO COMPLY WITH THE PROVISIONS OF PERMIT
ROLAND D. WESTERGARD County Recorder
ROLAND D. WESTERGARD State Engineer