

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

Date of filing in State Engineer's Office. MAY 15 1970

Returned to applicant for correction. JUN 15 1970

Corrected application filed.

Map filed. JUL 30 1970

The applicant M. L. Tate c/o Chilton Engineering 421 Court of Elko, County of

State of Nevada 89801, 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 South Spring No. 2 Name of stream, lake or other source.

2. The amount of water applied for is 1.0 c.f.s. 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 and domestic Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) 200 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: SE 1/4 NW 1/4, Sec. 10 T31N, R59E, MDM

at a point from which the E 1/2 corner of said Section 10 bears S 81° 47' E 3093

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 H.E.S. #159, or portions of SE 1/4 SE 1/4, Section 3, NE 1/4 NE 1/4, NW 1/4 NE 1/4, Describe by legal subdivision, if on unsurveyed land it should be so stated.

SE 1/4 NE 1/4, SW 1/4 NE 1/4, NE 1/4 SE 1/4 AND NW 1/4 SE 1/4, Section 10, all in T 31 N, R 59 E,

MDM and SW 1/4 NW 1/4 Sec 11, T 31 N, R 59 E, MDM, MC

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.) Construct collection box and distribution

system of ditches to place of use. 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 \$500.00

10. Estimated time required to construct works 3 years

11. Remarks This application is to be co-mingled with #25416, #25417, #25418, #25419, #25420 and Certificate #1490 under #6479.

Applicant M. L. Tate

By s/ Mark Chilton, Agent
421 Court
Elko, Nevada 89801

Compared md/sb jw/bk

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. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State retains the right to regulate the use of the water herein granted at any and all times. This permit does not extend the permittee the right of ingress and egress on public, private, or corporate lands.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second but not/a yearly duty of 4.0 acre feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before February 20, 1972
Proof of commencement of work shall be filed before March 20, 1972
Work must be prosecuted with reasonable diligence and be completed on or before February 20, 1973
Proof of completion of work shall be filed before March 20, 1973
Application of water to beneficial use shall be made on or before February 20, 1975
Proof of the application of water to beneficial use shall be filed on or before March 20, 1975
Map in support of proof of beneficial use shall be filed on or before March 20, 1975

Commencement of work filed MAR 20 1973
Completion of work filed MAR 21 1974
Proof of beneficial use filed
Cultural map filed
Certificate No. Issued
Recorded Bk Page

IN TESTIMONY WHEREOF, I Roland D. Westergard, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 20th day of August

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

CANCELLED APR 28 1973
COUNTY RECORDER OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT