

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

Date of filing in State Engineer's Office OCT 19 1970

Returned to applicant for correction

Corrected application filed

Map filed OCT 26 1970

The applicant Howard Ranches, Inc., 4/5 Interest & Verland Stowell 1/5 Interest of Chilton Engineering, 421 Court, County of Elko, 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.) Howard Ranches, Inc., Incorporated in Nevada, May 25, 1964 and Verland Stowell, an Individual

1. The source of the proposed appropriation is Mine Tunnel Name of stream, lake or other source.

2. The amount of water applied for is 1.0 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 Stockwatering Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated)

(b) Stockwater (state number and kinds of animals to be watered) 800 Cattle 50 Horses

(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: SW 1/4 SW 1/4, Sec. 17, T47N, R57E, MDM at a point from which the SW corner of said Section 17 bears S 59°15' W 1449.4 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 Sections 5; 6; 7; N 1/2 SW 1/4, N 1/2 SW 1/4 SW 1/4 Sec. 8; W 1/2 NW 1/4, SW 1/4 Section 17 all in T 47 N, R 57 E, MDM and Sections 25 and 36 in T 16 S, R 7 E, Boise Meridian Describe by legal subdivision, if on unsurveyed land it should be so stated.

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.) Diversion Box at Source connected to a 2" pipeline serving several stock troughs. 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..... \$5,000.00
- 10. Estimated time required to construct works..... 3 years
- 11. Estimated time required to complete the application to beneficial use..... 3 years
- 12. Remarks Watering facilities will be used jointly by applicant which is an association with interest as indicated. Map filed in support of Application to appropriate water from Bog Spring is also a part of this Application.

Applicant's Address: 378 Walnut, Elko, Nevada 89801
 Howard Ranches, Inc. 4/5 Interest
 Applicant & Verland Stowell, 1/5 Interest

By S/Mark Chilton
 Agent
 Compared in SB/MD jw/md 421 Court, Elko, Nevada 89801

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 period of use and the average number of cattle served from the waters of this source.

The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0266 cubic feet per second or sufficient water to water 850 head of stock annually.

- Actual construction work shall begin on or before..... October 9, 1971
- Proof of commencement of work shall be filed before..... November 9, 1971
- Work must be prosecuted with reasonable diligence and be completed on or before..... October 9, 1972
- Proof of completion of work shall be filed before..... November 9, 1972
- Application of water to beneficial use shall be made on or before..... October 9, 1973
- Proof of the application of water to beneficial use shall be filed on or before..... November 9, 1973
- Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed..... **OCT 28 1971**
 Completion of work filed..... **SEP 12 1973**
 Proof of beneficial use filed..... **NOV 22 1974**
 Cultural map filed.....
 Certificate No. 8425 Issued 2-11-75
 Recorded 2-11-75 Bk 207 Page 516
 Elko County Recorder

IN TESTIMONY WHEREOF, I, Roland D. Westergard, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 9th day of April, A.D. 1971

Roland D. Westergard
 State Engineer