

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

Date of filing in State Engineer's Office APR 13 1972
Returned to applicant for correction JUN 12 1972
Corrected application filed JUN 21 1972
Map filed APR 13 1972 under 26458

The applicant M. L. Tate of Chilton Engineering 421 Court, County of Elko, State of Nevada 89801, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is Lewis Spring #2. Name of stream, lake or other source.

2. The amount of water applied for is 1.0 c.f.s. second-foot. 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) 240 acres

(b) Stockwater (state number and kinds of animals to be watered)

(c) Other use (describe fully under "No. 12. 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: NW 1/4 NW 1/4 (Lot 1), Sec. 30

T. 37 N., R. 61 E., MDM, at a point from which the NW corner of said Section 30 bears N 76° 15' W., 1540 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: NW 1/4 NW 1/4 (Lot 1), NE 1/4 NW 1/4, Sec. 30, T 37 N, R 61 E, MDM, and W 1/2 NE 1/4, Describe by legal subdivision, if on unsurveyed land it should be so stated.

N 1/2 SE 1/4, Section 24, T 37 N, R 60 E, MDM 240+ acres

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.) Install diversion for ditch collecting spring runoff and ditch 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..... \$1,000.00.....
- 10. Estimated time required to construct works..... 3 years.....
- 11. Estimated time required to complete the application to beneficial use..... 5 years.....
- 12. Remarks. Please send copies of all notices and correspondence to:

P. O. Box 1359, Elko, Nevada 89801  
 Water to be co-mingled with waters from Lewis Spring #1 and #3

Applicant M. L. Tate

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

Compared ga/jn ga/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. 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.

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 to exceed 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 June 1, 1973
- Proof of commencement of work shall be filed before July 1, 1973
- Work must be prosecuted with reasonable diligence and be completed on or before June 1, 1974
- Proof of completion of work shall be filed before July 1, 1974
- Application of water to beneficial use shall be made on or before June 1, 1977
- Proof of the application of water to beneficial use shall be filed on or before July 1, 1977
- Map in support of proof of beneficial use shall be filed on or before July 1, 1977

Commencement of work filed JUL 1 1974  
 Completion of work filed JUL 1 1974  
 Proof of beneficial use filed OCT 0 1980  
 Cultural map filed  
 Certificate No. 10015 Issued JUN 22 1982  
 Recorded Bk. Page  
 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 1st day of December

A.D. 1972  
 Roland D. Westergard  
 State Engineer