

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

Date of filing in State Engineer's Office OCT 2 1972
Returned to applicant for correction DEC 27 1972
Corrected application filed JAN 15 1973
Map filed JAN 22 1973

The applicant Brinkerhoff Seed Farm, Inc. of Rt. 1, Box 35 Lovelock, County of Nevada 89419, 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.) Incorporated January 1, 1971 Lovelock, Nevada

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

2. The amount of water applied for is 14 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) 614.24 (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: NE 1/4 SE 1/4 Section 35, T26N, R38E, M.D.B. & M. or at a point from which the SE corner of said Section 35 bears S. 0° 57' 36" E 2515.35 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 all of Section 35, T26N, R38E, M.D.B. & M. Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about 1 January and end about 31 December, 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.) by drilled well, turbine pump, and diesel motor. 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 now complete
- 11. Estimated time required to complete the application to beneficial use now complete
- 12. Remarks

Applicant Brinkerhoff Seed Farm, Inc.

By s/ C. H. Ketcham
C. H. "Pete" Ketcham
 Registered Land Surveyor
P.O. Box 461 - Winnemucca, Nevada 89445
Phone: 623-3152

Compared lk/ga ga/lk

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

- Actual construction work shall begin on or before November 9, 1973
- Proof of commencement of work shall be filed before December 9, 1973
- Work must be prosecuted with reasonable diligence and be completed on or before November 9, 1974
- Proof of completion of work shall be filed before December 9, 1974
- Application of water to beneficial use shall be made on or before November 9, 1975
- Proof of the application of water to beneficial use shall be filed on or before December 9, 1975
- Map in support of proof of beneficial use shall be filed on or before December 9, 1975

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 9th day of May,
 Cultural map filed.....

Certificate No. Issued..... A.D. 19 73
 Recorded..... Bk..... Page JAN 10 1974
 County Recorder
 OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT, State Engineer

Roland D. Westergard STATE ENGINEER