

AMENDED

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office. OCT 27 1972

Returned to applicant for correction. DEC 29 1972

Corrected application filed. JAN 4 1973

Map filed. OCT 13 1972

The applicant Southern Pacific Development Co. (Leased by John H. Harrer & Phyllis W. Swett)  
of P.O. Box 467 Winnemucca, County of \_\_\_\_\_

State of Nv 89445, hereby make s 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.)  
May 3, 1972 in Calif.

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

2. The amount of water applied for is 0.10 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 domestic and commercial (motel)  
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) \_\_\_\_\_

(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 NW 1/4 of Sec. 31, T.36N.,

R.38E. MDB&M; or a point from which the N 1/4 corner of said Sec. 31

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.  
bears N. 65° 31' E. 919.5 ft.

6. Place of use a portion of NE 1/4 NW 1/4 of Sec. 31, T.36N., R.38E. MDB&M  
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about Jan. 1 and end about Dec. 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.) well, pump and pipelines

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..... \$100,000 (completed)
10. Estimated time required to construct works..... completed
11. Estimated time required to complete the application to beneficial use..... completed
12. Remarks..... There are 15 motel units at present with the possibility  
of 10 additional units in the future. The area is landscaped.

Applicant Southern Pacific Development  
John H. Harrer & Phyllis W. Swett  
Lease SP DC 931

By s/ J. R. Caldwell  
J. R. Caldwell  
260 Minor St.  
Winnemucca, NV 89445

Compared 1k/bs 1k/cm

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 existing rights. 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. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipe line near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. 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 0.1 cubic feet per second but not to exceed 0.9125 million gallons annually.

- Actual construction work shall begin on or before September 25, 1973
- Proof of commencement of work shall be filed before October 25, 1973
- Work must be prosecuted with reasonable diligence and be completed on or before September 25, 1973
- Proof of completion of work shall be filed before October 25, 1973
- Application of water to beneficial use shall be made on or before September 25, 1975
- Proof of the application of water to beneficial use shall be filed on or before October 25, 1975
- Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed SEP 28 1973

Completion of work filed SEP 28 1973

Proof of beneficial use filed NOV 28 1973

Cultural map filed

Certificate No. 8837 Issued 8-31-76

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 25th day of July

A.D. 1973

*Roland D. Westergard*  
State Engineer