

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

SEP 7 1973

Date of filing in State Engineer's Office.....

OCT 10 1973

Returned to applicant for correction.....

DEC 6 1973

Corrected application filed.....

DEC 6 1973

Map filed.....

The applicant William J. Bender Manteca of 16825 South Austin Road, County of

State of California 95336, 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 Underground Name of stream, lake or other source.

2. The amount of water applied for is 6.0 second-foot One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet..... acre-foot

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) 360 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: NE 1/4 SW 1/4 section 7, T.11N.,

R.34E., M.D.B.&M., from which the southwest corner of said section

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,

7, bears S. 45° 43' 27" W., 1891.08 feet.

it should be stated.

6. Place of use SW 1/4 section 7, T.11N., R.34E., M.D.B.&M., and Lots 5, Describe by legal subdivision, if on unsurveyed land it should be so stated.

6, 7 & 8, in the SE 1/4 of section 12, T.11N., R.33E., M.D.B.&M.

7. Use will begin about January 1st and end about December 31st, 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, casing, pump, pipelines and sprinkler system.

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..... \$22,000.00
- 10. Estimated time required to construct works..... 3 years
- 11. Estimated time required to complete the application to beneficial use..... 5 years
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Applicant William J. Bender

By s/Walter G. Reid
 P. O. Box 474
 Virginia City, Nevada 89440

Compared cm: jw lk/ 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. 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 5.4 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..... October 2, 1974
- Proof of commencement of work shall be filed before..... November 2, 1974
- Work must be prosecuted with reasonable diligence and be completed on or before..... October 2, 1975
- Proof of completion of work shall be filed before..... November 2, 1975
- Application of water to beneficial use shall be made on or before..... October 2, 1977
- Proof of the application of water to beneficial use shall be filed on or before..... November 2, 1977
- Map in support of proof of beneficial use shall be filed on or before..... November 2, 1977

Commencement of work filed..... MAR 6 1975 IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD
 Completion of work filed..... DEC 15 1975 State Engineer of Nevada, have hereunto set my hand and the seal of
 Proof of beneficial use filed..... my office, this 2nd day of April

Certificate No..... Issued DEC 4 1979 A.D. 19 74
 Recorded..... CANCELLED BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMITS
 County Recorder..... William J. Yeoman State Engineer