

AMENDED APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office FEB 19 1974 NEW PRIORITY DATE JUL 14 1986

Returned to applicant for correction MAR 18 1974

Corrected application filed APR 2 1974

Map filed FEB 28 1974

The applicant Half Circle Cattle Company c/o Chilton Engineering, 421 Court, of Elko, Nevada 89801, 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.) Ted C. Frome, Doyle Childs of Afton, Wyoming, a partnership

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

2. The amount of water applied for is 6.0 c.f.s. 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) 2900 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 SE 1/4 Sec. 18, T.28N., R.49E., M.D.M., at a point from which the NE corner of said Section 18 bears N. 01° 45' 00" E. 2678.50 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 Section 7, T.28N., R.49E., M.D.M.; S 1/2 SW 1/4, SW 1/4 SE 1/4, Section 12; NW 1/4 NE 1/4, SW 1/4, W 1/2 SE 1/4 Section 14; all Sections 11, 13 and 15 all in T.28N., R.48E., M.D.M. 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. Day and Month Day and 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.) Construct diversion works with laterals and ditches 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. \$12,000.00
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.

This water is to be commingled with other water permitted this applicant.

Please send copies of all correspondence and notices to:

Crescent Valley, Nevada 89821, Att.: Frank Woner

Applicant Half Circle Cattle Company

By s/ Mark Chilton
Agent

Compared jw/lk lk/ga

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. 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.

Agent
WITHDRAWN BY APPLICANT SEP 18 2000
J. Ricci, P.E. STATE ENGINEER

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 February 21, 1975

Proof of commencement of work shall be filed before March 21, 1975

Work must be prosecuted with reasonable diligence and be completed on or before February 21, 1976

Proof of completion of work shall be filed before March 21, 1976

Application of water to beneficial use shall be made on or before February 21, 1978

Proof of the application of water to beneficial use shall be filed on or before March 21, 1978

Map in support of proof of beneficial use shall be filed on or before March 21, 1978

Commencement of work filed APR 17 1975

Completion of work filed APR 17 1975

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

Recorded Bk. Page

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 21st day of August

A.D. 19 74

Roland D. Westergard
State Engineer