

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

Date of filing in State Engineer's Office..... APR 29 1975.....

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... APR 29 1975.....

The applicant Flying Diamond - White Pine c/o Steve Stewart
899 North Second West, of Provo
Street and No. or P.O. Box No. City or Town

Utah 84601, hereby make.... application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-

tion; if a copartnership or association, give names of members.) Flying Diamond Corp. - General Partner, White Pine Land & Investment Corp. - Limited Partner, Arthur Leidesdorf - Limited Partner, Sol Levine - Limited Partner, Helen Lavar Anderson - Limited Partner, Judy May Ruybal - Limited Partner

1. The source of the proposed appropriation is Underground Well No. 1
Name of stream, lake or other source.

2. The amount of water applied for is 3 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 Quasi-Municipal
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: in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 35,

T.16N., R.63E., M.D.B.&M. whence the SW Corner of said Section 35
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,

bears S. 60° 00' 00" W., 100 feet distant.
it should be stated.

6. Place of use Portions of the S $\frac{1}{2}$ of Section 35, T.16N., R.63E., M.D.B.&M.
Describe by legal subdivision, if on unsurveyed land it should be so stated.

Portions of Section 1, portions of E $\frac{1}{2}$ E $\frac{1}{2}$ W $\frac{1}{2}$; E $\frac{1}{2}$ Section 12, T.15N.,

R.63E., M.D.B.&M.; portions of W $\frac{1}{2}$ W $\frac{1}{2}$ Section 6, portions of W $\frac{1}{2}$

Section 7, T.15N., R.64E., M.D.B.&M.

7. Use will begin about 1st of January and end about 31st of December 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.) Through underground 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 \$400,000.00
- 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.

Well No. 1 and Well No. 2 will be used either together or singularly to produce 3 cfs under peak demand conditions.

Water is to be used for approximately 500 residential units for Quasi-Municipal purposes.

Applicant Flying Diamond - White Pine

By s/ Richard Forman W.
Richard W. Forman, Agent
P. O. Box 150
Ely, Nevada 89301

Compared jw/ga lk/sk

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 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 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 the 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 granted herein 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 3.0 cubic feet per second but not to exceed 182.5 million gallons annually.

Actual construction work shall begin on or before May 24, 1976

Proof of commencement of work shall be filed before June 24, 1976

Work must be prosecuted with reasonable diligence and be completed on or before May 24, 1977

Proof of completion of work shall be filed before June 24, 1977

Application of water to beneficial use shall be made on or before May 24, 1980

Proof of the application of water to beneficial use shall be filed on or before June 24, 1980

Map in support of proof of beneficial use shall be filed on or before JUL 6 1976

Commencement of work filed.....
 Completion of work filed.....
 Proof of beneficial use filed.....
 Cultural map filed.....
 Certificate No..... Issued.....
 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 24th day of November

A.D. 19 75
ROLAND D. WESTERGARD
 CANCELLED JUL 28 1976 BECAUSE OF FAILURE STATE ENGINEER

OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
Roland D. Westergard STATE ENGINEER JP