

AMENDED
APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JUL 19 1976

Returned to applicant for correction AUG 4 1976

Corrected application filed AUG 17 1976

Map filed AUG 17 1976

The applicant Frank N. Bender

8555 Dieringer Drive, of Reno,
Street and No. or P.O. Box No. City or Town

Nevada 89511, hereby make ^S 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 incorporation; if a copartnership or association, give names of members.)

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

2. The amount of water applied for is .267 (120 gpm) second-foot
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 and household domestic & fire protection
(See 12) Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) Approximately 10 Acres (Pasture)
See Item 6.

(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: NW 1/4 NE 1/4 Sec. 12, T18N., R.19E.,

M.D.B.&M., or at a point from which the NW corner of Section 1,
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
T.18N., R.19E., M.D.B.&M. bears N. 29° 12' 33" W., a distance of
it should be stated. 7359.4 feet.

6. Place of use Comprises approximately 11.60 Acres within the SW 1/4, NE 1/4;
Describe by legal subdivision, if on unsurveyed land it should be so stated.

NW 1/4, NE 1/4; and NE 1/4, NE 1/4 of Section 12, T.18N., R.19E.

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.) 12-inch by 8-inch water well, 137 feet in depth and equipped with a 3 H.P. Submersible Pump.
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 \$4,000.00 (Well & Pump)
- 10. Estimated time required to construct works Completed
- 11. Estimated time required to complete the application to beneficial use one year
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Fire Protection. Since residence and other structures lie outside Sierra Pacific Water System, water for fire protection would normally only be available from Truckee Meadows Fire District tankers. However, with a suitable well and pump, additional fire protection water could be obtained from the well for use by fire fighting equipment.

Applicant Frank N. Bender
 By s/ George W. Ball, Jr.
George W. Ball, Jr., P.E.,
Certificate No. 409
 Compared jw/bs dc/ga 100 Washington Street
Reno, Nevada 89503

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 0.267 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 January 18, 1978
- Proof of commencement of work shall be filed before February 18, 1978
- Work must be prosecuted with reasonable diligence and be completed on or before January 18, 1979
- Proof of completion of work shall be filed before February 18, 1979
- Application of water to beneficial use shall be made on or before January 18, 1980
- Proof of the application of water to beneficial use shall be filed on or before February 18, 1980
- Map in support of proof of beneficial use shall be filed on or before February 18, 1980

Commencement of work filed MAY 12 1979
 Completion of work filed MAY 12 1979
 Proof of beneficial use filed DEC 06 1988
 Cultural map filed _____
 Certificate No. 14235 Issued NOV 09 1995
 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 18th day of July,

A.D. 19 77
Roland D. Westergard
 State Engineer