

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

Date of filing in State Engineer's Office MAR 15 1977
Returned to applicant for correction APR 26 1977
Corrected application filed JUN 21 1977
Map filed JUN 21 1977

The applicant Fallon Bench Farms
328 California Avenue, of Reno, Nevada 89509
Street and No. or P.O. Box No. City or Town
State and Zip Code No.

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.) Fallon Bench Farms is a general partnership composed of Howard L. Cunningham, Ragnhild P. Cunningham, Floyd G. Rinehold and Marjorie J. Rinehold

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

2. The amount of water applied for is 2.0 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 and domestic
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) 100

(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: within the NE 1/4 Sec. 18, N 1/4 (hlc)

(hlc) T. 19N. R. 27E. MDB&M at a point from which the E 1/4 corner of Section 7, T. 19N, R. 27E, MDB&M bears N 20° 48' E. a distance of 3017.0 ft. 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 within the S 1/4 SE 1/4 Section 7, and the NE 1/4 NE 1/4 Section 18, Describe by legal subdivision, if on unsurveyed land it should be so stated.

both parcels being within T. 19N., R. 27E., M.D.B.&M.

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.) drilled and cased well, pump and electric motor, drip irrigation 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 \$8,000.....
- 10. Estimated time required to construct works 2 1/2 years.....
- 11. Estimated time required to complete the application to beneficial use 4 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 Fallon Bench Farms
 Protested 4-28-77; by T.C.I.D. Howard Cunningham
 Pro. 9/7/77 by Steve King By s/ Ragnhild P. Cunningham
 Pro. 9/13/77 by Richard K. Dumaine Howard Cunningham & Ragnhill P. Cunningham
 Compared: lm/ga jv/bl 328 California Avenue
Reno, Nevada 89509

..... 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 substantial weir or other type of measuring device must be installed and measurements of water use kept. 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.

No perforations are to be placed in the top 100 feet of casing.

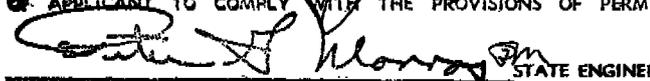
The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.0 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before July 16, 1979
 Proof of commencement of work shall be filed before August 16, 1979
 Work must be prosecuted with reasonable diligence and be completed on or before July 16, 1980
 Proof of completion of work shall be filed before August 16, 1980
 Application of water to beneficial use shall be made on or before July 16, 1982
 Proof of the application of water to beneficial use shall be filed on or before August 16, 1982
 Map in support of proof of beneficial use shall be filed on or before August 16, 1982

Commencement of work filed JUL 3 1979
 Completion of work filed
 Proof of beneficial use filed
 Cultural map filed
 Certificate No. Issued
 Recorded Bk. Page
 County Recorder

IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN,
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 16th day of January

A.D. 19 79

 CANCELLED SEP 10 1980 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

 STATE ENGINEER