Application No. 32096

THE STATE OF NEVADA

APPLICATION TO APPROPRIATE WATER

Name of applicant:	**JOHN C. CARPENTER, JR.**
Source:	**FITZHUGH CREEK**
Basin:	**STEPTOE VALLEY**
Manner of Use:	**IRRIGATION-CAREY ACT**
Period of Use:	**January 1st to December 31st**
Priority Date:	**06/16/1977**

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DENIAL OF STATE ENGINEER

This application is hereby denied on the grounds that the Applicant has not submitted the information requested by the State Engineer's Office, and that without this information granting of the application would threaten to prove detrimental to the public interest.

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

Acting State Engineer of Nevada, have hereunto set my hand and the seal of my office, this **2nd** day of **June,** A.D. **2009**

Jason King P.E.

Acting State Engineer

AMENDED ASSIGNED № 32096

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

Date of filing in State Engineer's Office JUN 16 1977

Returned to applicant for correction

Corrected application filed JUL 1 1977

Map filed JUL 1 1977

The applicant Martin T. Magnuson

S.R. 1 - Box 17 (Street and No. or P.O. Box No.), of Ely (City or Town),

Nevada 89301 (State and Zip Code No.), hereby makes 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 Fitzhugh Creek (Name of stream, lake or other source.)

2. The amount of water applied for is 2 cfs (One second-foot equals 448.83 gals. per min.) second-feet

   (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) 200 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: in the SE¼SW¼ of Section 5, T.20N., R.65E., MDB&M, whence the N¼ corner of Section 34, T.21N., R.64E., MDB&M, bears N. 49° 15' W., 14,450.0 feet distant.
   (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 SW¼ SW¼ of Section 21, S½ NW¼; SE¼ NE¼; NE¼ SE¼ of Section 28, All in T.21N., R.64E., MDB&M.
   (Describe by legal subdivision, if on unsurveyed land it should be so stated.)

7. Use will begin about 1st of January (Day and Month) and end about 31st of December (Day and Month) of each year.

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 "V" ditches

   (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 $5000.00

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 will be used in cunjunction with Big Indian Creek for a total of 4.0 acre-feet per acre of land irrigated per year. This application is filed in support of a Carey Land Act Application for the SW¼ SW¼ of Section 21, S½ NW¼; NE¼ SE¼ of Section 28, All in T.21N., R.64E., MDB&M.

Applicant Martin T. Magnuson

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

Compared lp/ga

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:

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed ..... cubic feet per second

Actual construction work shall begin on or before

Proof of commencement of work shall be filed before

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed before

Application of water to beneficial use shall be made on or before

Proof of the application of water to beneficial use shall be filed on or before

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

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
State Engineer of Nevada, have hereunto set my hand and the seal of my office, this day of,
A.D. 19

State Engineer

218 (Rev.)