

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

Date of filing in State Engineer's Office JUL 29 1977

Returned to applicant for correction JAN 4 1978

Corrected application filed JAN 10 1978

Map filed SEP 7 1977

The applicant Merrill A. Nelson 4501 West 5415 South, of Kearns Utah 84118

hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is underground

2. The amount of water applied for is 0.5 cfs

(a) If stored in reservoir give number of acre-feet

3. The water to be used for Mining, Milling and Domestic

4. If use is for: (a) Irrigation (state number of acres to be irrigated) 10 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 NE 1/4 NE 1/4, section 34, T.39N., R.46E., M.D.B. & M., or at a point from which the NW corner of Section 33, T.39N., R.46E., bears N. 85 08' W. 9534.5 feet

6. Place of use NE 1/4 NW 1/4 and N 1/2 SW 1/4 NE 1/4 NE 1/4, section 34, T.39N., R.46E., M.D.B. & M.

7. Use will begin about January 1 and end about December 31, 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.) Pipelines from existing well, pump and motor

- 9. Estimated cost of works.....\$2,000.00.....
- 10. Estimated time required to construct works.....3 months.....
- 11. Estimated time required to complete the application to beneficial use.....1 year.....
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

To be used for continuous operation of mining and milling plants
and camp

Applicant Merrill A. Nelson

By s/ J.R. Caldwell
P. O. Box 432
Winnemucca, NV 89445

Compared iv/ga b1/bc

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 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 0.5 cubic feet per second, but not to exceed 117.95 million gallons annually.

- Actual construction work shall begin on or before..... December 21, 1978
- Proof of commencement of work shall be filed before..... January 21, 1979
- Work must be prosecuted with reasonable diligence and be completed on or before..... December 21, 1979
- Proof of completion of work shall be filed before..... January 21, 1980
- Application of water to beneficial use shall be made on or before..... December 21, 1980
- Proof of the application of water to beneficial use shall be filed on or before..... January 21, 1981
- Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed FEB 20 1979
Completion of work filed FEB 4 1980
Proof of beneficial use filed DEC 1 1988
Cultural map filed.....
Certificate No. 12944 Issued SEP 26 1989
Recorded..... Bk. 48 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 21st day of JUNE,

A.D. 1978
Roland D. Westergard
State Engineer