AMENDED

№ 33191

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

Date of filing in State Engineer's Office AUG 17 1977

Returned to applicant for correction NOV 29 1977

Corrected application filed JAN 27 1978

Map filed OCT 20 1977

The applicant Preston F. Kyle dba Casa-De-Mar Golf Course and Restaurant
Street and No. or P.O. Box No.
, of Fallon
City or Town
Nevada 89406
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.)

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

2. The amount of water applied for is 1.7 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
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) 80 acres (golf course)

(b) Stockwater (state number and kinds of animals to be watered)

(c) Other use (describe fully under "No. 12. Remarks") Restaurant, Public Toilets, Residence

(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 SE1/4 of the NW1/4 of Section 26, T.19N., R.28E., MDB&M, at a point where the North 1/4 corner of
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
Sec. 26 bears N. 10° 45' E, a distance of 2670. feet.
it should be stated.

6. Place of use 40 acres SE1/4 NW1/4 Sec. 26, T.19N., R.28E., MDB&M.
Describe by legal subdivision, if on unsurveyed land it should be so stated.
20 acres Ptn. NE1/4 NW1/4 " " " "
3 acres Ptn. NE1/4 SW1/4 " " " "
1-1/2 acres Ptn.SW1/4 NW1/4 " " " "
1/2 acre Ptn. NW1/4 SW1/4 " " " "

7. Use will begin about Jan 1 (Day and Month) and end about Dec 31 (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.) Well, pump, underground pipes, sprinklers for golf course and restaurant.
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 $25,000.00

10. Estimated time required to construct works 18 months

11. Estimated time required to complete the application to beneficial use 2 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

The ground has irrigation rights from TCID; however, the customary small concrete lined supply ditches were not practical for a golf course. Supply ditches were terminated and Co. given permission to pump out of the river in liew of Supply Canals and are doing so. However, the river is essentially overflow or drain dump water; as water efficiency use increases river availability decreases to a critical point.

Applicant Preston F. Kyle dba Casa-De-Mar Golf Course & Rest.
Pro. 9/22/77 by TCID

By s/ Joseph Whittle, Agent SWRS #388
Joe Whittle
P.O. Box 270
Fallon, Nev. 89406

Compared bl/bl bl/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 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 within 100 feet of the top of the well casing.

The total combined amount of water granted under this permit and any permit issued under Application 34921 is limited to what the well covered under the two permits is capable of producing. If certificates of appropriation are issued under this permit and any permits issued under Application 34921, the total combined amount of appropriation granted in said certificates shall not exceed what the well covered under the two permits is capable of producing.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.7 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 October 3, 1979

Proof of commencement of work shall be filed before November 3, 1979

Work must be prosecuted with reasonable diligence and be completed on or before October 3, 1980

Proof of completion of work shall be filed before November 3, 1980

Application of water to beneficial use shall be made on or before October 3, 1983

Proof of the application of water to beneficial use shall be filed on or before November 3, 1983

Map in support of proof of beneficial use shall be filed on or before November 3, 1983

Commencement of work filed DEC 4 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 3rd day of APRIL, A.D. 19 79

William J. Newman
State Engineer

CANCELLED BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
JAN 6 1983
STATE ENGINEER

218 (Rev.)