

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

Date of filing in State Engineer's Office..... AUG 23 1977

Returned to applicant for correction..... MAY 26 1978

Corrected application filed..... JUL 26 1978

Map filed.....

The applicant..... Frank Paxton & Family

c/o Chilton Engineering 421 Court of Elko, Nevada 89801

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.)... a partnership consisting of Franklin T. Paxton, aka Taft Paxton; C. Tad Paxton and Genevieve P. Rawson, partners; and Maurine C. Paxton, wife of Franklin T. Paxton

1. The source of the proposed appropriation is..... West Shipley Spring Name of stream, lake or other source.

2. The amount of water applied for is..... 0.1 cfs 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..... stockwater Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

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

(b) Stockwater (state number and kinds of animals to be watered)..... 400head cattle

(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: SE 1/4 SW 1/4 Section 35, T25N,

R50E, MDM, at a point from which the N 1/4 section corner bears N

10° 14' E 4136 feet. 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..... section 35, T25N, R50E, MDB&M Describe by legal subdivision, if on unsurveyed land it should be so stated.

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.) spring collection box and 2" pipeline to stock trough 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.....\$1200.00.....
- 10. Estimated time required to construct works.....1 year.....
- 11. Estimated time required to complete the application to beneficial use.....3 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 Frank Paxton & Family.....

By s/ Mark Chilton
Agent, 421 Court
Elko, Nevada 89801

Compared lp/ga jv/bl.....

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 period of use and the average number of livestock served from the waters of this source. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0125 cubic feet per second, or sufficient water to water 400 head of cattle.

- 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, 1981
- Proof of the application of water to beneficial use shall be filed on or before..... August 16, 1981
- Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed..... JUL 23 1979
 Completion of work filed..... JUL 27 1979
 Proof of beneficial use filed..... AUG 16 1982
 Cultural map filed.....
 Certificate No. 10243 Issued SEP 16 1982
 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
William J. Newman
State Engineer