

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... JUL 26 1978

The applicant... Frank Paxton & Family
c/o Chilton Engineering 421 Court... Elko
Street and No. or P.O. Box No. City or Town
Nevada 89801, hereby make... application for permission to appropriate the public
State and Zip Code No.

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... Cow 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)... 200 head 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: NW 1/4 NE 1/4 section 28, T25N, R50E, MDM, at a point from which the NE corner of said section 28 bears N 68° 40' E 2045 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 NW 1/4 NE 1/4 section 28, 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.)... install 1200 gallon stock trough at point of spring
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 \$2,000.00
- 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 0.0062 cubic feet per second, or sufficient water to water 200 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 23 1979
 Proof of beneficial use filed AUG 16 1982
 Cultural map filed
 Certificate No. 10245 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