

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

Date of filing in State Engineer's Office JUL 13 1978
Returned to applicant for correction AUG 17 1978
Corrected application filed AUG 11 1978
Map filed AUG 11 1978

The applicant Caryl L. Spear and Kent L. Deines
Route 2, Box 198, of Gardnerville, Nevada 89410
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.

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

2. The amount of water applied for is 0.60 cfs second-foot
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) 18.23 17.33 Ac. R.G.D. 10/20/78

(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: within the SW 1/4 NE 1/4 sec. 18, T10N, R22E, MDB&M, from which the west quarter corner of said section 18 bears S 78° 44' 32" W, 3056.70 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 portions of S 1/4 NE 1/4 of sec. 18, T10N, R22E, MDB&M.
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about Jan. 1 and end about Dec. 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.) Well, pump, motor and distribution system
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..... \$5,000.
- 10. Estimated time required to construct works..... 3 months
- 11. Estimated time required to complete the application to beneficial use..... one year
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

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Applicant Caryl L. Spear and Kent L. Deines
 Pro: 11/22/78 by Joseph Lodato

By s/ Robert G. Downer
 Robert G. Downer, State Water
 Rights Surveyor No. 393, 2045
 Calif. St., Carson City, Nev. 89701

Compared lp/ga jr/bk

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 totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. 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.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.60 cubic feet per second, but not to exceed 69.32 acre-feet annually, and 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..... August 23, 1997
- Proof of commencement of work shall be filed before..... September 23, 1997
- Work must be prosecuted with reasonable diligence and be completed on or before..... August 23, 2000
- Proof of completion of work shall be filed before..... September 23, 2000
- Application of water to beneficial use shall be made on or before..... September 23, 2000
- 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..... IN TESTIMONY WHEREOF, L. R. MICHAEL TURNIPSEED, P. E.
 State Engineer of Nevada, have hereunto set my hand and the seal of
 Completion of work filed..... MAY 21 1998 my office, this 23rd day of August
 Proof of beneficial use filed.....
 Cultural map filed..... JUL 24 1978
 Certificate No..... Issued..... A.D. 19... 95
 Recorded..... Bk..... Page.....

CANCELLED MAY 2 2003 BECAUSE OF FAILURE
 OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

Turnipseed, P.E. STATE ENGINEER