AMENDED

No ASSIGNED 35701

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

Date of filing in State Engineer's Office AUG 7 1978

Returned to applicant for correction SEP 27 1978

Corrected application filed NOV 27 1978

Map filed NOV 27 1978

The applicant Imperial Farms Land & Cattle Co., Inc.

Star Route 5, P.O. Box 50 (Street and No. or P.O. Box No.), of Ely, Nevada (City or Town),

89301 (State and Zip Code No.), hereby makes 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 California Corporation qualified with the Nevada Secretary of State on April 9, 1976.

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

2. The amount of water applied for is 0.25 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 stockwatering and domestic (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) 707 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: in the SE¼SW¼ section 20, T7N, R67E, MDB&M, or at a point from which the southwest corner of section 32, T7N, R67E, MDM bears S 8° 53' 12" W, a distance of 11,468.60 feet distant.
   (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 in section 20, T7N, R67E, MDB&M. (Describe by legal subdivision, if on unsurveyed land it should be so stated.)

7. Use will begin about January 1st (Day and Month) and end about December 31st (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.) Existing well will be serviced and equipment maintained for removal and availability of water for stockwatering.
   (State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

35701

9. Estimated cost of works $5,000.00

10. Estimated time required to construct works 3 years

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.

No waiver of vested rights is implied by filing of this application.

Applicant Imperial Farms Land And Cattle Company, Inc.

By s/ Robert W. Millard
Robert W. Millard, Agent
#12 Inglewood Drive
Fernley, Nevada 89408

Compared lp/bl ja/dr

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. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If 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 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 0.0221 cubic feet per second, or sufficient water to water 707 head of cattle.

Actual construction work shall begin on or before July 10, 1980

Proof of commencement of work shall be filed before August 10, 1980

Work must be prosecuted with reasonable diligence and be completed on or before July 10, 1981

Proof of completion of work shall be filed before August 10, 1981

Application of water to beneficial use shall be made on or before July 10, 1982

Proof of the application of water to beneficial use shall be filed on or before August 10, 1982

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed AUG 15 1980
Completion of work filed SEP 17 1980
Proof of beneficial use filed JAN 30 1981
Cultural map filed
Certificate No. 10180 Issued SEP 01 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 10th day of JANUARY, A.D. 19 80

William J. Newman
State Engineer

218 (Rev.)