

AMENDED
APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... SEP 6 1978
Returned to applicant for correction..... OCT 25 1978
Corrected application filed..... DEC 4 1978
Map filed..... DEC 4 1978 under 35765

The applicant..... Imperial Farms Land and Cattle Co., Inc., Star Route 5
P.O. Box 50....., of..... Ely.....
Street and No. or P.O. Box No. City or Town
Nevada..... 89301....., hereby makes.. 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 California Corporation
qualified with the Nevada Secretary of State on April 9, 1976.

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

2. The amount of water applied for is..... 0.25 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..... 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 SW $\frac{1}{4}$ NW $\frac{1}{4}$ section 4,
T8N, R67E, MDB&M, or at a point from which the Southwest 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,
section 33, T9N, R67E, MDM bears N 29° 23' 56" W, a distance of
it should be stated. 1663.41 feet.

6. Place of use..... Section 4, T8N, R67E, MDB&M.....
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about January 1st and end about December 31st, 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 to be cleaned out and maintained and stockwatering facilities constructed for watering live-stock
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.....\$1500.00
- 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.

This Spring was originally filed on as application 35339 on April 26, 1978. No waiver of vested right 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. 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 AUG 28 1980
 Proof of beneficial use filed JAN 30 1981
 Cultural map filed
 Certificate No. 10188 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