

AMENDED
APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... OCT 3 1978
Returned to applicant for correction..... NOV 22 1978
Corrected application filed..... DEC 4 1978
Map filed..... DEC 4 1978 under 35767

The applicant..... Imperial Farms Land and Cattle Company, Inc.
Star Route 5, P.O. Box 50..... of..... Ely, Nevada
Street and No. or P.O. Box No. City or Town
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..... North Fairview Spring #2
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)..... 450 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 SE $\frac{1}{4}$ SE $\frac{1}{4}$ section 9, T4N, R65E, MDB&M, or at a point from which the southeast corner of said section 9 bears S 89° 47' 28" E, a distance of 526.32 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 16, T4N, R65E, 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.

.....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 0.0141 cubic feet per second, or sufficient water to water 450 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..... SEP 7 1980
 Cultural map filed.....
 Certificate No. 10217 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. 1980

William J. Newman
 State Engineer