ASSIGNED № 37472

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

Date of filing in State Engineer's Office APR 2 1979

Returned to applicant for correction. JUL 19 1979

Corrected application filed

Map filed SEP 17 1979

The applicant Ardyth Smith

Box 320 (Street and No. or P.O. Box No.), of Pioche (City or Town),

Nevada 89043 (State and Zip Code No.), hereby make.... 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.)

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

2. The amount of water applied for is 2.7 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 irrigation and domestic (Irrigation, power, mining, manufacturing, domestic, or other use.)

4. If use is for:

   (a) Irrigation (state number of acres to be irrigated) 160

   (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: SE¼NE¼ of Section 7, T.1N., R.68E., MDB&M, the NE corner of section 36, T.1N., R.68E., MDB&M, bears S 54°14'E, a distance of 34,042.2 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 NE¼ of Section 7, T.1N., R.68E., MDB&M.
   (Describe by legal subdivision, if on unsurveyed land it should be so stated.)

7. Use will begin about 1 January (Day and Month) and end about 31 December (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.) drill and case well, install pump and pipe to irrigation 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 $12,000.00

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.

Filed in conjunction with a Desert Land Entry.

Applicant Ardyth Smith

By s/ Eldon Crawford
Eldon Crawford, Agent
Box 320
Pioche, NV 89043

Compared lp/bl bp/se

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 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 at permittee's well due to other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept. 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.

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 2.7 cubic feet per second, but not to exceed 640 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

Proof of commencement of work shall be filed before

Work must be prosecuted with reasonable diligence and be completed on or before March 12, 1990

Proof of completion of work shall be filed before March 12, 1990

Application of water to beneficial use shall be made on or before March 12, 1990

Proof of the application of water to beneficial use shall be filed on or before March 12, 1990

Map in support of proof of beneficial use shall be filed on or before March 12, 1990

Commencement of work filed
Completion of work filed
Proof of beneficial use filed
Cultural map filed
Certificate No. Issued
Recorded Bk Page
County Recorder

IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E. State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 12th day of March A.D. 19 90

State Engineer

218 (Rev.)

Revised By 49040 2.7cfs