

SECOND AMENDED APPLICATION FOR PERMIT

ASSIGNED 38039

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office APR 30 1979
Returned to applicant for correction APR 18 1980
Corrected application filed JUN 11 1980
Map filed JUN 11 1980

The applicant Ann and Fred Ware

P. O. Box 105, of Round Mountain, Nevada 89045

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 Willow Creek
Name of stream, lake or other source.

2. The amount of water applied for is 2.0 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) 90 acres

(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 NW 1/4 of the SE 1/4 of Section 27, T11N, R44E, M.D.M. and from which point the West one-quarter corner of said Section 27 bears N 89° 02' 03" W. a distance of 2651.3 feet.

6. Place of use Portions of the S 1/2 of the NE 1/4 and the N 1/2 of the SE 1/4 of Section 28, and portions of the SW 1/4 of the NW 1/4 and the NW 1/4 of the SW 1/4 of Section 27, all in T11N, R44E, M.D.M.

7. Use will begin about January 1 and end about December 31, 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.) Diversion dam and a ditch 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..... \$5,000.00
- 10. Estimated time required to construct works..... 2 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.

Applicant /s/ Mike Edwards

By Haskew Engineering, Inc.
P. O. Box 956
Fernley, Nevada 89408

Compared vw/bl gk/bc

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. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.0 cubic feet per second, but 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..... September 9, 1981
- Proof of commencement of work shall be filed before..... October 9, 1981
- Work must be prosecuted with reasonable diligence and be completed on or before..... September 9, 1982
- Proof of completion of work shall be filed before..... October 9, 1982
- Application of water to beneficial use shall be made on or before..... September 9, 1983
- Proof of the application of water to beneficial use shall be filed on or before..... October 9, 1983
- Map in support of proof of beneficial use shall be filed on or before..... October 9, 1983

Commencement of work filed..... IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN
Completion of work filed..... OCT 20 1982 State Engineer of Nevada, have heretunto set my hand and the seal of
Proof of beneficial use filed..... my office, this 9th day of MARCH

Cultural map filed.....
Certificate No..... Issued..... A.D. 1981
Recorded..... Bk..... Page.....
County Recorder NOV 21 1986
State Engineer

CANCELLED
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
STATE ENGINEER