ASSIGNED
NO. 38441

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

Date of filing in State Engineer's Office JUN 27 1979

Returned to applicant for correction

Corrected application filed

Map filed SEP 16 1948 under 12638

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The applicant **Four Rent, Inc.**, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

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1. The source of the proposed appropriation is **Cave Springs**

2. The amount of water applied for is **1 CFS** second-feet

   (a) If stored in reservoir give number of acre-feet

3. The water to be used for **stock watering**

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 **100**

   (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 **SE¼ NE¼ SEC. 26, T2S, R36E, M.D.M. or at a point from which the SE cor. Sec. 36, T2S, R35E, M.D.M. S 70° 54' W, 27,659 feet.**

6. Place of Use **SE¼ NE¼ Sec. 26, T2S, R36E, M.D.M.**

7. Use will begin about **1 January** and end about **31 December** of each year.

8. Description of proposed works **water will be diverted from springs by use of pipes and watering troughs.**

9. Estimated cost of works **$3,000.00**

10. Estimated time required to construct works **3 years**

11. Estimated time required to complete the application of water to beneficial use **5 years**

12. Remarks: **Map to support this application is on file in the name of E. L. Cord and filed September 1948. 12638**

By **s/C. H. Ketcham Agent**
85 S. La Verne
Fallon Nev 89406

Compared **my/bk** hs/bk

Protested **01/14/80 by B.L.M. Pro. Overruled 12/07/99 See Ruling 4813**

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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.

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.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

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(PERMIT TERMS CONTINUED)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed **0.0031** cubic feet per second, **or sufficient to water 100 head of cattle.**

Work must be prosecuted with reasonable diligence and be completed *on or before:*

March 9, 2002

Proof of completion of work shall be filed before:

April 9, 2002

Water must be placed to beneficial use on or before:

March 9, 2005

Proof of the application of water to beneficial use shall be filed on or before:

April 9, 2005

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

N/A

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 9th day of **March** A.D. **2000**

State Engineer

Completion of work filed MAY 0 5 2003

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

UNIVERSITY OF MICHIGAN