

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

Date of filing in State Engineer's Office DEC 3 1979

Returned to applicant for correction

Corrected application filed

Map filed DEC 3 1979 under 39873

The applicant Charles B. Thornton % Boyack Surveying, Inc.

515 South 5th St., of Elko, Street and No. or P.O. Box No. City or Town

Nevada 89801, 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 Feed Lot #2 (Underground well) Name of stream, lake or other source.

2. The amount of water applied for is 0.5 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 Stockwater and Domestic Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one 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) 1000-2000 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: SW 1/4 NW 1/4 Section 1 T.33N.,

R.48E., MDM at a point from which the W 1/4 corner of said Section 1. Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,

bears S 11° 18' 35" W 61.18 ft. it should be stated.

6. Place of use SW 1/4 NW 1/4 Section 1, T.33N., R.48E., MDM Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about January 1 and end about Dec. 31, of each year. Month and Day Month and Day

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.) Well, pipeline and troughs

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.....\$25,000
- 10. Estimated time required to construct works.....3 years
- 11. Estimated time required to complete the application to beneficial use.....5 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..... Charles B. Thornton

By..... s/ Alan S. Boyack
515 So. 5th St.
Elko, Nev. 89801

Compared..... lp/js 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. 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. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. 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 but does not take responsibility for the use of the Federal range.

The total combined duty of water under this permit and Permit 39873 is limited to sufficient water to water 2,000 head of cattle.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.0625 cubic feet per second, or sufficient water to water 2,000 head of cattle.

- Actual construction work shall begin on or before..... November 8, 1981
- Proof of commencement of work shall be filed before..... December 8, 1981
- Work must be prosecuted with reasonable diligence and be completed on or before..... November 8, 1982
- Proof of completion of work shall be filed before..... December 8, 1982
- Application of water to beneficial use shall be made on or before..... November 8, 1983
- Proof of the application of water to beneficial use shall be filed on or before..... December 8, 1983
- Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....
 Completion of work filed.....
 Proof of beneficial use filed.....
 Cultural map filed.....
 Certificate No..... Issued.....

IN TESTIMONY WHEREOF, I..... WILLIAM J. NEWMAN
State Engineer of Nevada, have hereunto set my hand and the seal of my office, this..... 8th day of..... MAY.....

A.D. 19..... 81
William J. Newman
State Engineer