

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

Date of filing in State Engineer's Office JAN 14 1980
Returned to applicant for correction MAY 22 1980
Corrected application filed JUN 9 1980
Map filed JUL 18 1980 Under 36479

The applicant United States Government, Department of Interior, Bureau of Land Management
705 East Fourth Street, of Winnemucca, Nevada 89445, 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.) N/A

- 1. The source of the proposed appropriation is Lower Blue Lake
2. The amount of water applied for is N/A second-foot
(a) If stored in reservoir give number of acre-feet 52.9 acre/feet (Sum of the frustrum volumes from a bathymetric map prepared by NDOW.)
3. The water to be used for Fisheries, Recreation, Stock water, Wildlife water
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) 150 cattle from June 1 to October 15; 25 deer - June 1 to Nov. 30
(c) Other use (describe fully under "No. 12. Remarks")
(d) Power:
(1) Horsepower developed N/A
(2) Point of return of water to stream N/A

5. The water is to be diverted from its source at the following point: Lower Blue Lake outlet from which the NE corner of Sec. 1, T.43N., R.28E., bears N. 46° 30' E and a distance of 5,955 feet or the NE1/4 SW1/4 of Sec. 1, T.43N., R.28E., MDB&M it should be stated.

6. Place of use Lower Blue Lake: SE1/4NW1/4 and NE1/4SW1/4 of Sec. 1, T.43N., R.28E., MDB&M.

"The United States does not by the filing of this application waive its claim to water originating on public lands of the United States, nor its claim that it has a right to use such water without the filing of this application. This filing and the accompanying payment of filing fees is made under protest"

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.) Lake Basin

* 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 N/A
- 10. Estimated time required to construct works N/A
- 11. Estimated time required to complete the application to beneficial use immediately
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

A rainbow and brook trout fishery exists in Lower Blue Lakes and significantly contributes to its high recreational value. A minimum pool in Lower Blue Lakes of 52.9 acre/feet which is at or below the existing outlet is necessary to protect the fishery and maintain the high recreational value of the lake.

Applicant U.S. Government, Department of Interior
Bureau of Land Management

By s/Robert J. Neary
 acting Winnemucca District Manager
 705 East Fourth Street
 Winnemucca, Nevada 89445

Compared bl/aa js/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 permit is being issued for the purpose of maintaining a minimum pool in Lower Blue Lake for recreation, fisheries, stockwater and wildlife watering. It is understood that the 52.9 acre-feet 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 a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. 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.

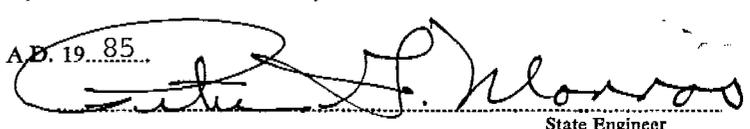
The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 52.9 ~~acre-~~ acre- ~~cubic feet per second.~~

- 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..... September 10, 1987
- Proof of completion of work shall be filed before..... October 10, 1987
- Application of water to beneficial use shall be made on or before..... September 10, 1989
- Proof of the application of water to beneficial use shall be filed on or before..... October 10, 1989
- Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....
 Completion of work filed MAR 14 1986
 Proof of beneficial use filed NOV 3 1986
 Cultural map filed.....
 Certificate No. 12101 Issued MAR 16 1989

IN TESTIMONY WHEREOF, I PETER G. MORROS
 State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 10th day of September

APR 19 85

 State Engineer