

AMENDED

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office MAY 1 1980

Returned to applicant for correction JUN 16 1980

Corrected application filed AUG 11 1980

Map filed AUG 11 1980

The applicant Hill and Dale Land Company

5272 Scotts Valley Drive, of Scotts Valley,  
Street and No. or P.O. Box No. City or Town

Calif. 95066, hereby make... application for permission to appropriate the public  
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-  
tion; if a copartnership or association, give names of members.) A California Corporation

Incorporated Nov. 4, 1966, Authorized to do business in Nevada

10/23/79

1. The source of the proposed appropriation is McLeod Creek  
Name of stream, lake or other source.

2. The amount of water applied for is 10 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 Irrigation  
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) 480 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: SE1/4 of NE1/4, Section 29,

T 14 N, R 43 E at a point that bears N 13°49' E a distance of

2420.86 feet from NE cor. of Sec. 29, T 14 N, R 43 E, MDB&M.

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 N1/2 of NW1/4, Sec. 27; S1/2 of NE1/4 & N1/2 of SE1/4, Sec.  
Describe by legal subdivision, if on unsurveyed land it should be so stated.

28; NE1/4 of NW1/4, W1/2 of NE1/4, NE1/4 of SW1/4, NW1/4 of SE1/4,

Sec. 33; T 14 N, R 43 E, MDB&M.

7. Use will begin about Jan. 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.) Diversion structure & ditches

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 Existing-New ditches estimated cost \$4,000
- 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.

Full flow of stream will be used during peak spring runoff, during the dryer portion of the year, stream flow will be supplemented with water from an underground source-Permits #40007 & #40008

Applicant Hill and Dale Land Co.  
 Pro. 10/10/80 by BLM  
 Protest withdrawn 10-19-82

Lowell D. Emery, SWRS 536  
 By s/ Lowell D. Emery  
 P.O. Box 84  
 Fallon, Ndv. 89406

Compared kc/js 11/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.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

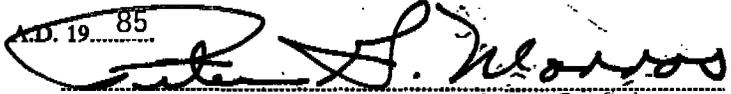
The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal, and local agencies.

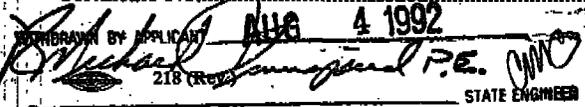
The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 10.0 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

- Actual construction work shall begin on or before N/A
- Proof of commencement of work shall be filed before N/A
- Work must be prosecuted with reasonable diligence and be completed on or before June 9, 1986
- Proof of completion of work shall be filed before July 9, 1986
- Application of water to beneficial use shall be made on or before June 9, 1987
- Proof of application of water to beneficial use shall be filed on or before July 9, 1987
- Map in support of proof of beneficial use shall be filed on or before July 9, 1987

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

IN TESTIMONY WHEREOF, I PETER G. MORROS  
 State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 5TH day of MARCH

A.D. 19 85  
  
 State Engineer

  
 218 (REV) STATE ENGINEER