

AMENDED APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office MAY 12 1980
Returned to applicant for correction JUL 17 1980
Corrected application filed SEP 15 1980
Map filed SEP 15 1980 under 41287

The applicant Borda Brothers
909 West Musser, of Carson City
Nevada 89701, 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 Spring No. 11
2. The amount of water applied for is 0.5 cfs
3. The water to be used for Stockwater & Domestic
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: 2,000 sheep
5. The water is to be diverted from its source at the following point: Within the SW 1/4 NW 1/4, Section 13
6. Place of use NW 1/4 SW 1/4, SW 1/4 NW 1/4, Section 13, T. 17 N., R. 21 E., M.D.B.&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 pipelines to place
9. Estimated cost of works \$5,000

10. Estimated time required to construct works..... 2 years
If well completed, describe works.

11. Estimated time required to complete the application of water 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.

The springs will not be completely cut off from access by stock or wildlife.
A minimum of 25% of the spring flow will be left in the natural drainage.
These applications in no way waive any claim of vested rights related to the springs in this area.

By s/Bruce R. Scott

Compared..... 11/bm..... 11/bm.....

Bruce R. Scott
Resource Concepts, Inc., 340 N. Minnesota St.
Carson City, Nevada 89701

Protested.....

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 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.

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

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.0124..... cubic feet per second, or sufficient to water 2000 head of sheep.

Work must be prosecuted with reasonable diligence and be completed on or before..... December 11, 1985

Proof of completion of work shall be filed before..... January 11, 1986

Application of water to beneficial use shall be made on or before..... December 11, 1988

Proof of the application of water to beneficial use shall be filed on or before..... January 11, 1989

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

Completion of work filed.....

IN TESTIMONY WHEREOF, I..... PETER G. MORROS
State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed.....

my office, this..... 9TH..... day of..... JANUARY.....

Cultural map filed.....

A.D. 1985

Certificate No..... Issued.....

Peter G. Morros
State Engineer

FEB 16 1988

Peter G. Morros SS
STATE ENGINEER

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The applicant Borda Brothers
909 West Musser, of Carson City, Nevada 89701, 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 Spring No. 11
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 & 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) 2,000 sheep

(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 SW 1/4 NW 1/4, Section 13 T. 17 N., R. 21 E., M.D.B.& M., or at a point from which the Southwest corner of Said Section 13 bears South 09° 34' West, 2,907 feet.
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 NW 1/4 SW 1/4, SW 1/4 NW 1/4, Section 13, T. 17 N., R. 21 E., M.D.B.&M.
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about January 1 and end about December 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 dam and pipeline to place of use.
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
- 10. Estimated time required to construct works 2 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.

The springs will not be completely cut off from access by stock or wildlife.

A minimum of 25% of the spring flow will be left in the natural drainage.

These applications in no way waive any claim of vested rights related to the springs in this area.

Applicant.....

By s/Bruce R. Scott

Bruce R. Scott

Compared js/ja pr/bc

Resource Concepts, Inc., 340 N. Minnesota St.
Carson City, Nevada 89701

APPROVAL OF STATE ENGINEER

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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.

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

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.124 cubic feet per second, or sufficient to water 2000 head of sheep.

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 December 11, 1985

Proof of completion of work shall be filed before January 11, 1986

Application of water to beneficial use shall be made on or before December 11, 1988

Proof of the application of water to beneficial use shall be filed on or before January 11, 1989

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

IN TESTIMONY WHEREOF, I, PETER G. MORROS
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 11th day of December

Certificate FEB 16 1988 Issued 1984

WITHDRAWN BY APPLICANT

[Signature]
STATE ENGINEER

[Signature]
State Engineer