

SECOND AMENDED
APPLICATION FOR PERMIT

No 42362

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office AUG 29 1980
Returned to applicant for correction FEB 6 1981
Corrected application filed FEB 11 1981
Map filed FEB 11 1981 under 42360

The applicant JAMES M. BALDWIN

Post Office Box 4612

Street and No. or P.O. Box No.

of Incline Village

City or Town

Nevada 89450

State and Zip Code No.

, 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 underground
Name of stream, lake or other source.
2. The amount of water applied for is 0.10 c.f.s. second-feet
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 quasi-municipal
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) _____
 - (c) Other use (describe fully under "No. 12. Remarks") quasi-municipal
 - (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 NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10, T.32N., R.44E., M.D.B.&M., or at a point from which the
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, Northeast corner of said Section 10 bears N50 $^{\circ}$ 59'E 1,358'
It should be stated.
6. Place of use NE $\frac{1}{4}$ of Section 10, T.32N., R.44E., M.D.B.&M.
Describe by legal subdivision, if on unsurveyed land it should be so stated.
7. Use will begin about January 1st and end about December 31st, 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.) Drilled well and water distribution system
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..... in excess of \$5,000.00
- 10. Estimated time required to construct works..... three (3) years
- 11. Estimated time required to complete the application to beneficial use..... five (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 intended use is to supply water to a 29-unit subdivision.

Annual consumptive use will be approximately 20,000,000 gallons.

Applicant.....

By..... JOHN H. MILTON, III, R.L.S., Agent
s/John H. Milton, III
146 West Second Street
Winnemucca, Nevada 89445

Compared. ha/bl..... 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 existing rights. 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 amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.1..... cubic feet per second, but not to exceed
10.6 million gallons annually.

- 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..... July 30, 1982
- Proof of completion of work shall be filed before..... August 30, 1982
- Application of water to beneficial use shall be made on or before..... July 30, 1986
- Proof of the application of water to beneficial use shall be filed on or before..... August 30, 1986
- Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed..... IN TESTIMONY WHEREOF, I PETER G. MORROS
 Completion of work filed..... State Engineer of Nevada, have hereunto set my hand and the seal of
 Proof of beneficial use filed..... my office, this 30th day of JULY

Certificate No..... Issued..... A.D. 19 87
CANCELLED OCT 24 1986 BECAUSE OF FAILURE
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMITS
 218 (Rev.) STATE ENGINEER Peter G. Morros State Engineer