

AMENDED

Nº 42847

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office NOV 20 1980
Returned to applicant for correction APR 9 1981
Corrected application filed MAY 15 1981
Map filed MAY 20 1981 under 42846

The applicant U.S. Government, Ballistic Missile Office AERCE-MX, Norton Air Force Base, of San Bernardino, California 92409, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

- 1. The source of the proposed appropriation is underground.
2. The amount of water applied for is 1.0 second-feet.
3. The water to be used for Quasi-Municipal.
4. If use is for: (a) Irrigation, (b) Stockwater, (c) Other use, (d) Power.
5. The water is to be diverted from its source at the following point: NW 1/4 SE 1/4 Section 9, T. 22N., R. 60E., M.D.M., from which the northwest corner of Section 7, T. 22N., R. 60E., M.D.M., bears N75° 59' W., 14,240 feet.
6. Place of use Butte Valley; includes only federally owned land within the following townships: T. 19N thru 24N., R. 60E thru 62E., M.D.M., inclusive.
7. Use will begin about January 1 and end about December 31, of each year.
8. Description of proposed works. Diverted through pipes for construction purposes from a drilled well.

State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

- 9. Estimated cost of works. Approximately \$250,000
- 10. Estimated time required to construct works. One (1) year
If well completed, describe works.
- 11. Estimated time required to complete the application to beneficial use. Two (2) years
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.
See attachment A for explanation of total annual quantity of
ground water requested for the basin and its intended use.

Pro. 4/3/81 by Bertrand Paris & Sons
 Pro. 7/1/81 by Gracian & Gracian N. By. s/Bruce L. Golden
Uhalde Signature, applicant or agent
 Compared sb/bl 3777 Long Beach Blvd.
 Pro. 2/6/81 by Imperial Farms Land & Cattle Co. Long Beach, Calif. 90807
 Pro. 2/18/81 by Gracian Uhalde

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:

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....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.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

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

Commencement of work filed..... IN TESTIMONY WHEREOF, I.....
 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..... day of.....
 Cultural map filed.....

Certificate No. Issued AUG 4 1983.....

WITHDRAWN BY APPLICANT th
Peter J. Morris
 STATE ENGINEER

Attachment A

The attached application for the appropriation of ground water is for the purpose of supplying water for the construction and operational phases of the MX Missile System in Butte Valley. The attached application is one of four for appropriation of ground water in the valley. Each application is for 616 acre-feet per year of ground water resulting in a total quantity of 2464 acre-feet per year for the ground-water basin. This is a conservative figure and is greater than that which will likely be required annually during the construction period. The 2464 acre-feet are requested for only a one to two year shelter construction period within a span of five years beginning in 1984 and ending in 1989. Construction of roads and a possible construction plant and camp are expected to commence about one year prior to shelter construction and will require less than one-fifth of the 2464 acre-feet figure. Ground water required for road construction is included in the 2464 acre-feet for shelter construction. Following construction the operational ground-water use is expected to be less than 300 acre-feet per year. This reduced quantity of ground water will be needed for the life span of the system which will be approximately 20 years.

The ground water for construction will be used for road compaction, dust suppression, shelter construction, miscellaneous structures, and possibly construction plants and camps. Ground water for the operational phase will be used for maintenance and surveillance facilities personnel as well as other possible support systems.

The place of use of the ground-water, as indicated on the attached water rights survey map, covers the entire valley in anticipation of the probably broad areal extent of construction activities. It is possible that once the construction planning has been completed, a request may be filed to change the point of diversion on the attached application to a more strategic location, however, the above stated total quantity of ground water will remain the same.

Protested August 11, 1981 by Citizen Alert

Protested August 14, 1981 by Duckwater Shoshone Tribe