AMENDED

№ 43237

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

Date of filing in State Engineer's Office FEB 20 1981

Returned to applicant for correction APR 3 1981

Corrected application filed JUN 2 1981

Map filed JUN 2 1981

The applicant Robert M. McElrath

2130 Brooksboro Circle (Street and No. or P.O. Box No.), of Reno (City or Town),

Nevada 89509 (State and Zip Code No.), hereby makes 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 5.4 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 Irrigation and 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) 320

   (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: NE¼ NW¼ Section 1, T.30N., R.35E., M.D.B.&M. or at a point which bears S. 83 degrees 20' W. a distance of 13,105' to the W¼ corner of Section 3, T.30N., R.35E., M.D.B.&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 N½ Section 1, T.30N., R.35E., M.D.B.&M.
   (Describe by legal subdivision, if on unsurveyed land it should be so stated.)

7. Use will begin about Jan. 1 (Month and Day) and end about Dec. 31 (Month and Day), 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.) Well, pump, motor, irrigation system.
   (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 $10,500.00

10. Estimated time required to construct works 3 years
If well completed, describe works.

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.

D.L.E.

By s/James P. Haddan
Signature, applicant or agent

Compared ha/bl

JAMES P. HADDAN, Agent
1807 North Nevada Street
Carson City, Nevada 89701

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby ~~grant~~ deny the same, subject to the following limitations and conditions:

This application is denied on the grounds that the appropriation of additional water for irrigation in Buena Vista Valley would tend to impair the value of existing rights and be otherwise detrimental to the public welfare.

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 .....
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 29th day of January, A.D. 1982

Peter G. Morros
State Engineer

218 (Rev. 9-80)