SECOND AMENDED

№ 44824

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

Date of filing in State Engineer's Office OCT 29 1981

Returned to applicant for correction JAN 7 1983

Corrected application filed FEB 16 1983

Map filed FEB 16 1983

The applicant Bureau of Land Management, Winnemucca District,

705 E. 4th Street (Street and No. or P.O. Box No.), of Winnemucca (City or Town),

Nevada 89445 (State and Zip Code No.), hereby make S 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 Brady Spring Well, an underground source (Name of stream, lake, spring, underground or other source)

2. The amount of water applied for is .025 second-feet (One second-foot equals 448.83 gals. per min.)

   (a) If stored in reservoir give number of acre-feet

3. The water to be used for stockwater, other use (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: 222 cattle, 420 sheep

   (c) Other use (describe fully under "No. 12. Remarks" 139 wild horses

   (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: NE¼NE¼ of Section 4, T. 23 N. (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 so stated.) R. 26 E., M.D.B.&M. At a point from which the SE corner of Section 33, T. 24 N., R. 26 E., bears N. 31°19'51" E. 675.56 feet.

6. Place of use NE¼NE¼ of Section 4, T. 23 N., R. 26 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 (Month and Day) and end about December 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.) (Existing) Well, 6" casing, windmill, (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.) and 30' diameter x 2' deep trough

9. Estimated cost of works $5,600.00

10. Estimated time required to construct works See attachment
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use three years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

By s/Frank C. Shields
Frank C. Shields
Bureau of Land Management
705 E. 4th, Winnemucca, NV 89445

Compared bc/bl jlm/br

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. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. 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 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 0.014 cubic feet per second or sufficient water to water 222 head of cattle, 139 head of horses and 420 head of sheep.

Work must be prosecuted with reasonable diligence and be completed on or before November 21, 1984

Proof of completion of work shall be filed before December 21, 1984

Application of water to beneficial use shall be made on or before November 21, 1986

Proof of the application of water to beneficial use shall be filed on or before December 21, 1986

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

Completion of work filed DEC 14 1984

Proof of beneficial use filed OCT 20 1987

Cultural map filed

Certificate No. 13586 Issued FEB 16 1993

IN TESTIMONY WHEREOF, I PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 21st day of NOVEMBER, A.D. 19 83

State Engineer

218 (Rev.)

DESCRIPTION OF

EXISTING IMPROVEMENTS

NAME: Brady Spring Well

LOCATION: N.E.¼, N.E.¼, of Section 4 T.23N., R.26E., M.D.B.&M.

The following is a general description of the existing well and improvements found either by the undersigned or by personnel supervised by the undersigned. Where information regarding well depth and/or well casing depth are given, the source is from BLM record data.

GENERAL DESCRIPTION(1981): Well and 6" casing are 300' deep. On site equipment consists of a windmill set on a 11' x 11' concrete platform and a 30' diameter x 2' deep trough with a concrete pad.

SN 44824

s/William F. Pillsbury
State Water Rights Surveyor No. 478