AMENDED

No 46294

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

Date of filing in State Engineer's Office NOV 4 1982

Returned to applicant for correction DEC 29 1982

Corrected application filed JAN 10 1983

Map filed JAN 10 1983

The applicant Pilot Creek Ranches, Inc.

P.O. Box 5 (Street and No. or P.O. Box No.), of Montello (City or Town),

Nevada 89830 (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.) Nevada, Sept 7 1982

1. The source of the proposed appropriation is underground (Name of stream, lake, spring, underground or other source)

2. The amount of water applied for is 4.0 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 irrigation & 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: 240 acres

   (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: SW¼, NE¼, Sec 1, T37N, R69E MDB&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 so stated.)

   The point of diversion bears S 45 30' 20" W a distance of 2030.75 feet from the found corner at the Northeast corner of Sec.1 T37N R 69E MDB&M as described on Map on File.

6. Place of use NW¼, NE¼; SW¼, NE¼; SE¼, NW¼; NW¼, SW¼; NE¼, SW¼; NW¼, SE¼; Sec 1, T37N, R69E, MDB&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.) Drilled well, pump & distribution 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 Existing well $25,000.00

10. Estimated time required to construct works 3 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.

s/ Joseph R. Payne
By Joseph R. Payne President
P.O. Box 5
Montello, Nv., 89830

Compared ds/bl dcb/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 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 at permittee's well due to other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept. 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.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 4.0 cubic feet per second, but not to exceed a yearly duty of 3.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before May 3, 1986

Proof of completion of work shall be filed before June 3, 1986

Application of water to beneficial use shall be made on or before May 3, 1989

Proof of the application of water to beneficial use shall be filed on or before June 3, 1989

Map in support of proof of beneficial use shall be filed on or before June 3, 1989

Completion of work filed DEC 26 1984

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 3rd day of MAY, A.D. 1984

Peter G. Morros
State Engineer

218 (Rev.)
CANCELLED AUG 11 1994 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

R. Michael Turnipseed P.E. STATE ENGINEER