№ 47495

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office DEC 9 1983

Returned to applicant for correction

Corrected application filed

Map filed DEC 9 1983 under 47491

The applicant Dalton Livestock

Clover Valley (Street and No. or P.O. Box No.), of Wells (City or Town),

Nevada 89835 (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 Spring "C" (Name of stream, lake, spring, underground or other source)

2. The amount of water applied for is 0.032 cfs (One second-foot equals 448.83 gals. per min.) second-feet

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

3. The water to be used for Stockwater (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 1000 Cattle

   (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 NW¼ of Section 10, T 38 N, R 62 E, MDB & M., at a point from which the NW corner of Section 9, T 38 N, R 62 E, MDB & M., bears N 77° 33' 10" W 6718.21 feet. (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.)

6. Place of use SW¼ NW¼ of Section 10, T 38 N, R 62 E, MDB & 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.) Developed spring with trough. (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 $1000

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.

Sufficient water will be left for wildlife.

By s/Alan S. Boyack
Alan S. Boyack, Agent
515 South Fifth Street
Elko, Nevada 89801

Compared js/br am/vjw

Protested Pro. 3/12/84 by Bureau of Land Management;
Pro. Overruled; See Ruling #3741 9/19/90

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. 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.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued pursuant to the State Engineer's ruling No. 3741 dated September 19, 1990.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0312 cubic feet per second, or sufficient to water 1000 head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before October 16, 1992

Proof of completion of work shall be filed before November 16, 1992

Application of water to beneficial use shall be made on or before October 16, 1995

Proof of the application of water to beneficial use shall be filed on or before November 16, 1995

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

Completion of work filed NOV 9 - 1992

Proof of beneficial use filed NOV 09 1992

Cultural map filed

Certificate No. 13587 Issued FEB 16 1993

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E. State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 16th day of October, A.D. 19 90

R. Michael Turnipseed P.E.
State Engineer

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