AMENDED

APPLICATION FOR PERMIT

Nº 49339

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office SEP 05 1985

Returned to applicant for correction SEP 24 1985

Corrected application filed FEB 18 1986

Map filed FEB 18 1986

The applicant Earl Melroy Terry

2793 W. Gilbert Drive (Street and No. or P.O. Box No.), of Riverton (City or Town),

Utah 84065 (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 (well) (Name of stream, lake, spring, underground or other source)

2. The amount of water applied for is 2.0 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 irrigation (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 none

   (c) Other use (describe fully under "No. 12. Remarks" none

   (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 within the SE¼ of the NE¼ of Sec. 10, T.32N.,R.69E., M.D.M., from which the east quarter corner of said Sec. 10 bears S45°02'E, 1,750 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 N½ Sec. 10, T.32N.,R.69E., M.D.M. (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)

7. Use will begin about April 10 (Month and Day) and end about Oct. 20 (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 head diversion, 300 h.p. pump. 40 acre divit irrigation systems. (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 $24,300

10. Estimated time required to construct works 1 year
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 1 year

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/ Robert C. Downer WRS 314
2045 California St.
Carson City, NV 89701

Compared js/se

Protested

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:

Application 49339 is hereby denied on the grounds that its approval would threaten to prove detrimental to the public interest.

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

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed on or 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

Completion of work filed

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

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 31st day of March, A.D. ~~19~~ 2000

State Engineer

218 (Rev.)