№ 51489

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

Date of filing in State Engineer's Office NOV 5 1987

Returned to applicant for correction

Corrected application filed

Map filed JAN 12 1988 under 51329

The applicant Lands of Sierra, Inc.

50 West Liberty St. #720 (Street and No. or P.O. Box No.), of Reno (City or Town),

Nevada 89501 (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.) Nevada - May, 1964

1. The source of the proposed appropriation is Wine Cup Well No. 7 (Name of stream, lake, spring, underground or other source)

2. The amount of water applied for is 0.05 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 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

   (b) Stockwater, state number and kinds of animals to be watered 700 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 within the SE¼ SE¼ Section (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.) 26, T 41 N, R 64 E, MDM, from which the SE corner of said section bears S 57° 20' E, 880 feet distance

6. Place of use SE¼ SE¼ Section 26, T 41 N, R 64 E, MDM (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.) drilled well with casing, submersible pump, small storage tank and stock watering troughs (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 $6,000.00

10. Estimated time required to construct works two years
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.

Please send copies of notices and correspondence to:

William A. Nisbet 421 Court - Elko, Nevada 89801

s/Jack S. Ross
By Jack S. Ross
50 West Liberty Street #720
Reno, Nevada 89501

Compared jm/se pm/se

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 followng 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.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.022 cubic feet per second or sufficient to water 700 head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before May 19, 1989

Proof of completion of work shall be filed on or before June 19, 1989

Application of water to beneficial use shall be made on or before May 19, 1991

Proof of the application of water to beneficial use shall be filed on or before June 19, 1991

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

Completion of work filed JUN 30 1989

Proof of beneficial use filed JUN 30 1989

Cultural map filed

Certificate No. 12713 Issued MAR 29 1991

IN TESTIMONY WHEREOF, I PETER G. MORROS State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 19th day of May, A.D. 19 88

Peter G. Morros
State Engineer

(O)-5314 (Rev.)