

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

MAY 27 1988

Date of filing in State Engineer's Office

Returned to applicant for correction

Corrected application filed

Map filed MAY 27 1988 under 52146

The applicant Joe B. Fallini, Jr., Helen L. Fallini & Susan L. Fallini

Street and No. or P.O. Box No. of Twin Springs via Tonopah City or Town

Nevada 89049 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 Flat Top Spring Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.032 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 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, 25 horses

(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 NE 1/4 SW 1/4, Sec. 12, T. 4N., R. 52E., Describe as being within a 40-acre subdivision of public

M.D.B. & M. (unsurveyed) or at a point from which the SW Cor. Sec. 31, survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

T. 4N., R. 53E., M.D.B. & M. bears S 6° 59' E a distance of 23,480 feet.

6. Place of use NE 1/4 SW 1/4, Sec. 12, T. 4N., R. 52E., M.D.B. & M. (unsurveyed) Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about January 1 and end about December 31, of each year. Month and Day

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.) Spring Water 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 \$1000.00

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

11. Estimated time required to complete the application of water to beneficial use. 2 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/Bruce L. Rice
P.O. Box 130
Smith, NV 89430

Compared jm/kh cl/bk

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. 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.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.032 cubic feet per second, or sufficient to water 1000 head of cattle and 25 horses.

Work must be prosecuted with reasonable diligence and be completed on or before March 14, 1997

Proof of completion of work shall be filed on or before April 14, 1997

Application of water to beneficial use shall be made on or before March 14, 1999

Proof of the application of water to beneficial use shall be filed on or before April 14, 1999

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

Completion of work filed MAY 06 1997

Proof of beneficial use filed MAY 12 1999

Cultural map filed.....

Certificate No. 15223 Issued JUL 01 1999

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 14th day of March

A.D. 19 96

[Signature]
State Engineer