

AMENDED

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

SEP 28 1988

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

OCT 28 1988

Map filed.....

The applicant D.C. Layton Ranches

P.O. Box 68 of Elko, Nevada 89801

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.) D.C. Layton, Sam Layton Scott Layton

1. The source of the proposed appropriation is underground

2. The amount of water applied for is 0.25 cfs second-feet

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

3. The water to be used for stockwater and domestic

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 600 cattle and 75 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 NW 1/4 NE 1/4 Section 20 T35N, R56E,

MDM at a point from which the NW corner of said Section 20 bears N 83°20'04"

W, a distance of 3,141.95 feet

6. Place of use NW 1/4 NE 1/4 Section 20 T35N, R56E, MDM

7. Use will begin about January 1 and end about December 31, 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 and cased well equipped with motor, pump and pipeline

9. Estimated cost of works \$20,000

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 five 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/ Michael D. Buschelman, Agent  
5405 Mae Anne Avenue  
Reno, NV 89523

Compared kh/Jm 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 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. 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 0.02 cubic feet per second or sufficient to water 600 head of cattle and 75 head of horses.

Work must be prosecuted with reasonable diligence and be completed on or before March 29, 1990

Proof of completion of work shall be filed on or before April 29, 1990

Application of water to beneficial use shall be made on or before March 29, 1992

Proof of the application of water to beneficial use shall be filed on or before April 29, 1992

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

Completion of work filed MAY 10 1990

Proof of beneficial use filed JUN 04 1993

Cultural map filed

Certificate No. 13766 Issued NOV 09 1993

IN TESTIMONY WHEREOF, I PETER G. MORROS  
State Engineer of Nevada, have hereunto set my hand and the seal of my  
office, this 29th day of March,

A.D. 19 89  
Peter G. Morros  
State Engineer