

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

Date of filing in State Engineer's Office JAN 23 1989

Returned to applicant for correction

Corrected application filed

Map filed JAN 23 1989 under 52598

The applicant Joe Sustacha, Jr., and Son P. O. Box 1149 of Lamoille Nevada 89828 hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is Underground

2. The amount of water applied for is 1.0 cfs second-feet

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

3. The water to be used for Quasi-Municipal

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

(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 NE 1/4 of Section 31, T 33 N,

R 58 E, MDB & M., at a point from which the NE corner of said Section 31 bears

N 19° 09' 33" E, 952.41 feet.

6. Place of use E 1/2 Section 31, E 1/2 Section 30, SE 1/4 Section 19, N 1/2 Section 32, All of

Section 29, T 33 N, R 58 E, MDB & M.

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.) Well, Pipeline, Storage Tank

9. Estimated cost of works \$10,000

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.

This application is to service five residences.

BOYACK SURVEYING, AGENT  
By s/Duane V. Merrill  
Duane V. Merrill

Compared bk/ jjs pm/se 515 South Fifth Street, Elko, Nevada 89801

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 existing rights. 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 amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water place to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed 1.825 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before May 26, 1991

Proof of completion of work shall be filed on or before June 26, 1991

Application of water to beneficial use shall be made on or before May 26, 1994

Proof of the application of water to beneficial use shall be filed on or before June 26, 1994

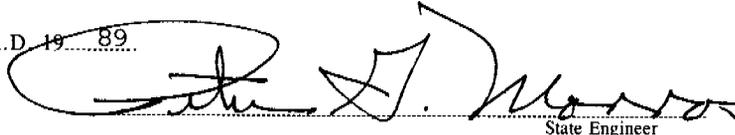
Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed JUL 25 1991 IN TESTIMONY WHEREOF, I PETER G. MORROS

Proof of beneficial use filed..... State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 26th day of May

Cultural map filed.....

Certificate No. .... Issued.....

A.D. 19 89  
  
State Engineer

(PERMIT TERMS CONTINUED)

No perforations shall be put in the production casing from ground level to 100 feet.

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