№ 53840

AMENDED

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

Date of filing in State Engineer's Office SEP 11 1989

Returned to applicant for correction OCT 11 1989

Corrected application filed NOV 27 1989

Map filed NOV 29 1989

The applicant Bureau of Land Management U.S. Dept. of Interior

Rt. 3 Box 1 (Street and No. or P.O. Box No.), of Burley (City or Town),

Idaho 83318 (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 Horse Spring Pipeline Overflow (Name of stream, lake, spring, underground or other source)

2. The amount of water applied for is 0.02 cfs (One second-foot equals 448.83 gals. per min.) second-feet

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

3. The water to be used for Livestock and wildlife (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 420 Cattle

   (c) Other use (describe fully under "No. 12. Remarks") 30 Mule Deer

   (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 SE¼ SW¼ of Section 22, T 47 N, R 66 E, MDB&M, from which point the SW corner of said Section 22 bears S 53°40' W 2031 feet. The new line will divert water from the end of the existing Salmon River Assoc. pipeline in the SE¼ SW¼ of Section 8, T 47 N, R 66 E, MDB&M. (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 NEVADA-- Lot 11 of Section 5, T 47 N, R 66 E, MDB&M (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)

   IDAHO-- Lot 1 of Section 36, T 16 S, R 16 E, Boise Base & Meridian (BB&M)

   Lot 3 of Section 31, T 16 S, R 17 E, BB&M

7. Use will begin about 03/01 (Month and Day) and end about 11/30 (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.) Tie into established Horse Creek Pipeline to collect waste water at point in #5 above, and pipe to 3 troughs (800 Gal. ea.) (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 $8,000.00

10. Estimated time required to construct works 2 years
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use Work will be complete by the end of 1990.

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Through a cooperative agreement with the Salmon River Cattlemans Association (SRCA), the BLM Idaho proposes to apply overflow water from their (SRCA) pipeline to beneficial use in Nevada and Idaho. The new pipeline will supply a trough in Nevada near the state line and two troughs in Idaho. The pipelines water source is a privately owned spring in the SE¼ SW¼ of Sec. 22, T 47 N, R 66 E, MDB&M.

Ted Milesnick
Snake River Area Manager
By s/Ted S. Milesnick
Rt 3 Box 1, Burley, Idaho 83318

Compared bk/db bp/vw

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. 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 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.

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.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.013 cubic feet per second, or sufficient to water 420 head of cattle and 30 deer.

Work must be prosecuted with reasonable diligence and be completed on or before April 19, 1992

Proof of completion of work shall be filed on or before May 19, 1992

Application of water to beneficial use shall be made on or before April 19, 1993

Proof of the application of water to beneficial use shall be filed on or before May 19, 1993

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

Completion of work filed JUN 1 8 1992

Proof of beneficial use filed JUN 1 7 1993

Cultural map filed

Certificate No. 13769 Issued NOV 0 9 1993

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 19th day of April, A.D. 19 90.

R. Michael Turnipseed P.E.
State Engineer

(O)-5314 (Rev.)