

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

Date of filing in State Engineer's Office MAY 11 1990

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed MAY 11 1990

The applicant Elko Ready Mix DBA Elko Sand and Gravel  
Suite 305 Henderson Bank Bldg., of Elko  
Street and No. or P.O. Box No. City or Town  
Nevada 89801, hereby make<sup>s</sup> application for permission to appropriate the public  
State and Zip Code No.

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.) A Nevada Corporation, January 1989

1. The source of the proposed appropriation is Underground  
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 1 cfs second-feet  
One second-foot equals 448.83 gals. per min.  
 (a) If stored in reservoir give number of acre-feet Less than 1 acre feet

3. The water to be used for Industrial (Gravel Plant)  
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 \_\_\_\_\_  
 (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 NW¼ NE¼ (Lot 2) of Section 4, T 32 N,  
Describe as being within a 40-acre subdivision of public  
R 52 E, MDB & M., at a point from which the NW corner of said Section 4 bears  
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.  
N 79° 36' 00" W, 3550.00 feet.

6. Place of use All of Section 4, T 32 N, R 52 E, MDB & M.  
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 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.) Sump, Pipelines, Small Pond for recirculation  
State manner in which water is to be diverted, i.e. diversion structure, ditches and  
water to gravel plant.  
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$50,000

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.

Small pond for recirculating waters, having one surface acre. Evaporation Loss = 48" per year, 1,303,315.2 gallons. Recirculation of 300 gallons/min, estimated loss = 20% or 60 gals/min x 60 min. x 10 hrs/day, 260 days/year = 9,360,000 gallons/year. Total consumptive use = 10,663,315 gallons annually.

HIGH DESERT ENGINEERING, AGENT  
By/Duane V. Merrill  
Duane V. Merrill  
515 South Fifth Street  
Elko, Nevada 89801

Compared pm/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 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 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.

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

(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 a yearly duty of 10.66 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before May 10, 1992

Proof of completion of work shall be filed on or before June 10, 1992

Application of water to beneficial use shall be made on or before May 10, 1994

Proof of the application of water to beneficial use shall be filed on or before June 10, 1994

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

Completion of work filed IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E.

Proof of beneficial use filed State Engineer of Nevada, have hereunto set my hand and the seal of my

Cultural map filed office, this 10th day of May

Certificate No. Issued A.D. 1991

[Signature of R. Michael Turnipseed, P.E.]  
State Engineer

(0)-5314 (Rev.)  
582407 0.016 eyp  
582477 0.016 11-18-93  
Abrogated By  
WITHDRAWN BY APPLICANT  
JUL 03 2000  
Agent  
J. Ricci, P.E. STATE ENGINEER

(PERMIT TERMS CONTINUED)

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

Prior to the installation of casing in the well drilled under this permit, the permittee shall submit the well log to the State Engineer who will determine where the perforations are to be placed.

