

AMENDED

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

Date of filing in State Engineer's Office JUN 06 1990
Returned to applicant for correction JUL 25 1990
Corrected application filed AUG 03 1990
Map filed AUG 03 1990

The applicant TONOPAH PUBLIC UTILITIES
P.O. Box 151, of TONOPAH
NEVADA 89049, 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 - Rye Patch Basin, Ralston Valley

2. The amount of water applied for is 1 c.f.s. second-foot

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

3. The water to be used for Municipal purposes, Town of Tonopah & Airport Complex

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 in the SE 1/4 SE 1/4 of Section 5, T.4N.,

R. 44E., M.D.B. & M., whence the SW corner of said Section 5 bears S. 89° 31' 38"

W. 4,282.18 feet distant.

6. Place of use SEE ATTACHMENT

7. Use will begin about January 1st and end about December 31st, 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.) It is proposed to drill, case and equip an underground well.

9. Estimated cost of works \$15,000

10. Estimated time required to construct works 1 year
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 3 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 water source is intended, with all other water rights, to serve an estimated equivalent population of 10,000 people.

By s/Wallace T. Boundy
P.O. Box 242
Tonopah, NV 89049

Compared bc/ap ap/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 placed 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.
(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 235.9 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before June 8, 1993

Proof of completion of work shall be filed on or before July 8, 1993

Application of water to beneficial use shall be made on or before June 8, 2002

Proof of the application of water to beneficial use shall be filed on or before July 8, 2002

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

Completion of work filed AUG 6 - 1993

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have herunto set my hand and the seal of my
office, this 8th day of June

A.D. 19 92

[Signature]
State Engineer

(PERMIT TERMS CONTINUED)

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 total combined duty of water under Permits 45148, 45149, 45150, 45151, 45221 and 54929 shall not exceed 506.35 million gallons annually.



Re: Tonopah Public Utilities Application to Appropriate Water.**Question #6**

Place of use is in the NW 1/4 SW 1/4 of Section 8 and in the S 1/2 SW 1/4 of Section 8, the N 1/2 NW 1/4 of Section 17, the SE 1/4 NE 1/4 of Section 18, the E 1/2 SE 1/4 of Section 18, the NE 1/4 NE 1/4 of Section 19, T.4N., R.44E., M.D.B. & M.; portions of the S 1/2 N 1/2 of Section 31 and the S 1/2 of Section 31, T.3N., R.44E., M.D.B. & M.; Sections 5, 6, & 8, N 1/2 and the SW 1/4 of Section 7, T.2N., R.44E., M.D.B. & M., Sections 30 & 31, the S 1/2 N 1/2 of Section 35 and the S 1/2 of Section 35; portions of the S 1/2 N 1/2 of Section 36 and the S 1/2 of Section 36; T.3N., R.43E., M.D.B. & M.; Sections 1 and 12, E 1/2 of Section 2, E 1/2 of Section 11, T. 2N., R. 43E., M.D.B. & M.; Sections 1 and 2, T.2N., R.42E., M.D.B. & M.; Sections 25, 26, 27, 35, 36 and the E 1/2 E 1/2 and portions of the NW 1/4 NE 1/4 of Section 28, the N 1/2 N 1/2 and portions of the SE 1/4 NE 1/4 and portions of the NE 1/4 SE 1/4 of Section 34, T. 3N., R. 42E., M.D.B. & M.

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