

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

Date of filing in State Engineer's Office..... SEP 27 1990

Returned to applicant for correction..... NOV 07 1990

Corrected application filed.....

Map filed..... NOV 14 1990

The applicant..... Felix A. & Irene M. Scott, as Co-Trustees under the FELIX A. SCOTT FAMILY TRUST AGREEMENT, and Fred M. & Josephine S. Twichell, as Co-Trustees under THE TWICHELL FAMILY TRUST AGREEMENT

P. O. Box 672 of Winnemucca

Nevada 89445, 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.)..... N/A

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

2. The amount of water applied for is..... .011 c.f.s. second-feet  
One second-foot equals 448.83 gals. per min.

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

3. The water to be used for..... domestic purposes  
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..... N/A

(b) Stockwater, state number and kinds of animals to be watered..... N/A

(c) Other use (describe fully under "No. 12. Remarks")..... N/A

(d) Power:

(1) Horsepower developed..... N/A

(2) Point of return of water to stream..... N/A

5. The water is to be diverted from its source at the following point..... within the SE¼ NW¼ of Section 26,  
Describe as being within a 40-acre subdivision of public

T.44N., R.39E., M.D.B.&M., or at a point from which the S¼ Corner of said  
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

Section 26 bears S 11° 56' E 3205.0 feet

6. Place of use..... a parcel of land containing 3.5 acres, more or less, within the SE¼  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

NW¼ of Section 26, T.44N., R.39E., M.D.B.&M.; see legal description on the

attached copy of a memorandum of lease agreement, recorded in Book 290 Page 49

of the Official Humboldt County Records

7. Use will begin about..... January 1st and end about..... December 31st, of each year.  
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.)..... clean out spring, install holding tank and  
State manner in which water is to be diverted, i.e. diversion structure, ditches and

buried pipeline to cabin  
fumes, drilled well with pump and motor, etc.

9. Estimated cost of works..... in excess of \$1,000.00

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 2 years

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

Annual consumptive use will be 657,000 gallons

By Desert-Mountain Inc., agent  
s/John H. Milton III  
146 West Second Street  
Winnemucca, Nevada 89445

Compared bc/ bc am/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 0.011 c.f.s., 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 a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. 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.

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.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.011 cubic feet per second, but not to exceed 1800 gallons per day.

Work must be prosecuted with reasonable diligence and be completed on or before November 18, 1992

Proof of completion of work shall be filed on or before December 18, 1992

Application of water to beneficial use shall be made on or before November 18, 1993

Proof of the application of water to beneficial use shall be filed on or before December 18, 1993

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

Completion of work filed JUL 31 1992

Proof of beneficial use filed JUL 07 1993

Cultural map filed

Certificate No. 13847 Issued MAR 25 1994

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 18th day of November

A.D. 19 93

*[Signature]*  
State Engineer