

AMENDED

ASSIGNED N<sup>o</sup> 55860

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

Date of filing in State Engineer's Office... FEB 21 1991
Returned to applicant for correction... APR 18 1991
Corrected application filed... MAY 15 1991
Map filed... JUN 12 1991 under 54749

The applicant Lands of Sierra, Inc.
50 West Liberty, Suite 720, of Reno, Nevada 89501
Street and No. or P.O. Box No. City or Town State and Zip Code No.

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.) Incorporated in Nevada. May 12, 1964

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 6.0 c.f.s. second-feet
One second-foot equals 448.83 gals. per min.

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

3. The water to be used for Industrial 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.
(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 NW 1/4 SE 1/4 Section 17, T.41N., R.69E.,
Describe as being within a 40-acre subdivision of public
MDM at a point from which the North 1/4 Corner of Section 35, T.42N., R.68E., MDM
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
bears N 40° 40' 46" W a distance of 25249.5 feet.

6. Place of use Sections 16, 17, 18, 19, 20, 21, 28, 29, 30 all within T40N R66E
Describe by legal subdivision. If on unsurveyed land, it should be so stated.
MDM. Use map filed under application 54749 for proposed place of use.

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.) drilled and cased well equipped with
State manner in which water is to be diverted, i.e. diversion structure, ditches and
pump, motor and pipeline to place of use.
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$150,000.00

10. Estimated time required to construct works..... 5 years  
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... 10 years

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

Total combined duty of this application, Permit 53861, Applications 41626 thru 41634, 54749 thru 54756 and 55859 thru 55868 is not exceed 100,000 acre feet annually. It is not the intent of the applicant to co-mingle any applications or permits for agricultural use with this application. Copies of all notices and correspondence to Chilton Engineering 421 Court Street Elko, Nevada 89801

By s/Michael D. Buschelman  
Michael D. Buschelman, Agent  
5405 Mae Anne Avenue  
Reno, Nevada 89523

Compared bc/ bc

Protested 8/23/91 by; U.S.D.I. Bureau of Land Management:

**DENIAL** 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:

Applications 41627, 41628, 41629, 55859, 55860, 55861 and 55863 are hereby DENIED on the grounds that to approve said applications would threaten to prove detrimental to the public interest and that the assignee of the applications acquired the applications for the purpose of speculation. No ruling is made as to the merits of the protest of the U.S.D.I., Bureau of Land Management.

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

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed on or before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed.....  
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 hereunto set my hand and the seal of my  
office, this **17th** day of **December**,  
A.D. 19**93**

*R. Michael Turnipseed P.E.*  
State Engineer