№ 56090

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

Date of filing in State Engineer's Office MAR 27 1991

Returned to applicant for correction

Corrected application filed

Map filed APR 5 1991 under 56065

The applicant A. Greer Edwards, Jr., d.b.a. Saval Ranching Company

Box 615 (Street and No. or P.O. Box No.), of Boston (City or Town),

Massachusetts 02117 (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 Middle Mahala Spring #5 (Name of stream, lake, spring, underground or other source)

2. The amount of water applied for is 0.0156 c.f.s. (One second-foot equals 448.83 gals. per min.) second-feet

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

3. The water to be used for stock watering and domestic (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 500 cattle

   (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 within the NW¼SE¼ Section 18, (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.) T. 40 N., R. 54 E., MDM, from which the SW corner of said section bears S. 48°55' W., 4228 ft. dist.

6. Place of use NW¼SE¼, Section 18, T. 40 N., R. 54 E., MDM. (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)

7. Use will begin about April 1 (Month and Day) and end about October 31 (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.) small earthen impoundment or intake (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.) collection box, short pipe line to adjacent stock watering tank

9. Estimated cost of works $500.00

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

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

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

By submitting this application, the applicant does not waive any vested rights to this source to which he may be entitled. The appropriation contemplated will not interfere with or preclude the casual use of this source by wild life that have enjoyed customary access. (N.R.S. 533.367). Please send copies of notices and correspondence to the undersigned agent.

By s/William A. Nisbet
421 Court Street
Elko, Nevada 89801

Compared pm/ jm cl/

Protested 6/21/91 by; Gray F. Reynolds, USDA-Forest Service:

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby ~~grant~~ deny the same, subject to the followng limitations and conditions:

This application is hereby denied on the grounds that there is no unappropriated water at the source and that to approve an application for stockwatering on a source where the applicant cannot demonstrate the ability to place the water to beneficial use would not be in the public interest.

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 31st day of March, A.D. 19 99

R. Michael Turnipseed P.E.
State Engineer

(O)-5314 (Rev.)