№ 56194

AMENDED

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

Date of filing in State Engineer's Office APR 18 1991

Returned to applicant for correction

Corrected application filed JUN 10 1991

Map filed JUN 10 1991

The applicant U.S.D.I., Bureau of Land Management and Bertrand Paris and Sons
P.O. Box 831 (Street and No. or P.O. Box No.), of Elko (City or Town),
Nevada 89801 (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.)

1. The source of the proposed appropriation is is surface (rainwater and snowmelt) (Name of stream, lake, spring, underground or other source)
   Cherry Creek Reservoir
2. The amount of water applied for is 0.1 second-feet (One second-foot equals 448.83 gals. per min.)
   (a) If stored in reservoir give number of acre-feet 1.10
3. The water to be used for stockwatering and wildlife 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 1500 sheep, (10 wild horses, 50 mule deer)
   (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 SW¼ SE¼ of Section 5, T26N, R63E, MDM from which point the NW corner of Section 6, T26N, R63E, bears N 61°20'00"W 10,420.00 feet. (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.)
6. Place of use SW¼ SE¼ and SE¼ SE¼ of Section 5, T26N, R63E, MDM. (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)
7. Use will begin about January 1 (Month and Day) and end about December 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 reservoir (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.)
9. Estimated cost of works $2,000.00

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.
10 wild horses and 50 mule deer

By s/ilegible USDI, Bureau of Land /Management
P.O. Box 831
Elko, Nevada 89801

Compared cc/ jjs 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 followng limitations and conditions:

This permit is issued subject to all existing rights on the source. 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 period of use and the average number of livestock served from the waters of this source. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

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.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.01 cubic feet per second, or sufficient to water 1500 head of sheep, 10 wild horses and 50 deer.

Work must be prosecuted with reasonable diligence and be completed on or before February 11, 1993

Proof of completion of work shall be filed on or before March 11, 1993

Application of water to beneficial use shall be made on or before February 11, 1995

Proof of the application of water to beneficial use shall be filed on or before March 11, 1995

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

Completion of work filed FEB 4 - 1993

Proof of beneficial use filed MAR 17 1995

Cultural map filed

Certificate No. 14131 Issued JUN 13 1995

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 11th day of February, A.D. 19 92.

State Engineer

(O)-5314 (Rev.)