

NO. 56848

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

Date of filing in State Engineer's Office OCT 17 1991

Returned to applicant for correction _____

Corrected application filed _____

Map filed OCT 29 1991 under 56845

The applicant **Smith Bros. OX Ranch**, 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, North Murphy's Well**
2. The amount of water applied for is **0.0325 cfs second-feet**
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **Stockwatering**
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 **700 head 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 in **the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 2, T.30N., R.60E., M.D.B.&M., or at a point from which the SE corner of said Section 2 bears S. 07°00'E. 431 feet.**
6. Place of Use **SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 1, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 2, SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 3, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 10, Lot 3 Section 1, all in T.30N., R.60E. M.D.B.&M., and SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 31, T.31N., R.61E., M.D.B.&M.**
7. Use will begin about **January 1** and end about **December 31** of each year.
8. Description of proposed works **clean existing tanks, repair existing water lines.**
9. Estimated cost of works **\$10,000.**

10. Estimated time required to construct works 1 year
11. Estimated time required to complete the application of water to beneficial use 2 years
12. Remarks: Stock watering calculated at 30 gal. per head per day.

Ernest E. Muller, Sr., SWRS 702
By s/Ernest E. Muller
750 W. Pueblo St.
Reno, NV., 89509

Compared jm/cmf dr/cmf

Protested Jan 02 1992 by BLM;
Pro. Overruled 2/27/03 See ruling #5222

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 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. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. 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.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0219 cubic feet per second, or sufficient to water 700 head of cattle.

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

June 12, 2004

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

July 12, 2004

Water must be placed to beneficial use on or before:

June 12, 2006

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

July 12, 2006

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

N/A

IN TESTIMONY WHEREOF, I, HUGH RIGBY, P.E.

State Engineer of Nevada, have hereunto set my hand and the seal of my office,

this 12th day of June, A.D. 2003

State Engineer

NOV 01 2004

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____ N/A _____

Certificate No. _____ Issued _____

