No. 57205

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

Date of filing in State Engineer's Office FEB 19 1992

Returned to applicant for correction

Corrected application filed

Map filed APR 10 1992 under 57204

The applicant Nevada Oil and Mining Company

Box 3043 (Street and No. or P.O. Box No.), of Elko (City or Town),

Nevada 89801 (State and Zip Code No.), hereby make.S 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, June 7, 1984.

1. The source of the proposed appropriation is Dinky Spring (Name of stream, lake, spring, underground or other source)

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

3. The water to be used for Irrigation 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 approximately 350 acres

   (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 within the NE¼NE¼ Section 21, (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. 46 N., R. 58 E., MDM, from which the NE corner of said Section 21 bears N. 58°46' E., 715 Ft. dist.

6. Place of use Portions of S½S½ Sec. 9, portions of Sec. 16, and portions of W½ Sec. (Describe by legal subdivision. If on unsurveyed land, it should be so stated.) 15, T. 46 N., R. 58 E., MDM.

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.) Intake structure, settling basin, storage tank small diameter pipelines to supply nursery (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.) stock of pine and fir trees to be planted within proposed place of use.

9. Estimated cost of works $30,000.00

10. Estimated time required to construct works 4 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:

Wildlife which customarily use this source will not be excluded from continuous use. Irrigation system contemplated will utilize "drip" lines to individual hand-planted trees; hence a low annual duty is anticipated.

By s/William A. Nisbet
421 Court St., Elko, NV 89801

Compared bk/se ab/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. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. 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.

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 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 0.1 cubic feet per second, but not to exceed 72.4 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before April 7, 1994

Proof of completion of work shall be filed before May 7, 1994

Application of water to beneficial use shall be filed on or before April 7, 1997

Proof of the application of water to beneficial use shall be filed on or before May 7, 1997

Map in support of proof of beneficial use shall be filed on or before May 7, 1997

Completion of work filed MAY 31 1996

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

Abrogated By Part 62498 0.1

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 7th day of April, A.D. 1993

R. Michael Turnipseed P.E.
State Engineer

(O)-2145 (Rev. 9-89)