

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

Date of filing in State Engineer's Office. APR 17 1992

Returned to applicant for correction.

Corrected application filed.

Map filed. APR 17 1992 under 57450

The applicant William R. and Phyllis B. Allen

PO Box 792, of Battle Mountain

Nevada 89820, 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 Underground

2. The amount of water applied for is 0.01 second-feet

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

3. The water to be used for Stockwater and Domestic

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. 100 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. Lot 6, Section 10, T. 32N., R. 44E.,

MDM, at a point from which the East 1/2 Section corner of said Section 10, bears N. 46° 21' E., 2,165 feet.

6. Place of use. Lots 6, 11, 12, and 14, Section 10, T. 32N., R. 44E., MDM.

7. Use will begin about January 1st and end about December 31st, 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.) Proposed drilled well casing, pump, motor and distribution system.

- 9. Estimated cost of works..... \$30,000
- 10. Estimated time required to construct works..... 3 years  
If well completed, describe works.
- 11. Estimated time required to complete the application of water to beneficial use..... 5 years
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Compared bc/bc lw/cms By s/William A. Nisbet  
421 Court St.  
Elko, NV 89801

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. 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.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0031 cubic feet per second, or sufficient to water 100 head of cattle.

- Work must be prosecuted with reasonable diligence and be completed on or before..... February 18, 2000
- Proof of completion of work shall be filed before..... March 18, 2000
- Application of water to beneficial use shall be filed on or before..... February 18, 2003
- Proof of the application of water to beneficial use shall be filed on or before..... March 18, 2003
- Map in support of proof of beneficial use shall be filed on or before..... N/A

Completion of work filed..... JAN 02 2001  
 Proof of beneficial use filed..... DEC 23 2002  
 Cultural map filed..... APR 17 1992 under 57450  
 Certificate No. 16163 Issued..... APR 23 2003

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 18th day of February,  
 A.D. 1998  
[Signature]  
 State Engineer

(PERMIT TERMS CONTINUED)

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.