

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

Date of filing in State Engineer's Office JUL 28 1992
Returned to applicant for correction AUG 10 1992
Corrected application filed OCT 13 1992
Map filed OCT 09 1992

The applicant U.S.D.I., Bureau of Land Management
P.O. Box 831, of Elko, Nevada 89803
Street and No. or P.O. Box No. City or Town 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 underground (South Cross Well)
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.10 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 stockwater
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 3200 cattle

(c) Other use (describe fully under No. 12. "Remarks" wildlife

(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 NE 1/4 NE 1/4 of Section 35, T38N, R59E, MDM, at a point from which the NE corner of said Section 35 bears N 43° 04' 06" E, 797.43 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 NE 1/4 NE 1/4 and SE 1/4 NE 1/4 of Section 35, and NW 1/4 NW 1/4 and NW 1/4 SW 1/4 of Section 36, T38N, R59E, MDM Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about January 1 and end about December 31, of each year. Month and Day Month and Day

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.) Drilled well with submersible pump, storage tank, and a pipeline with four troughs. 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.....\$28,000

10. Estimated time required to construct works..... Three years
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... One year

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

25 antelope and 25 deer will also use this water.

By s/Rodney Harris
P.O. Box 831
Elko, NV 89803

Compared bc/bc ab/vw

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.

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.

This permit is issued with the express understanding and on the condition that existing grazing use of the public range by authorized users or permittees will not be impaired or adversely affected by approval and issuance of this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.10 cubic feet per second, or sufficient to water

3200 head of cattle, 25 head of antelope and 25 head of deer.

Work must be prosecuted with reasonable diligence and be completed on or before May 23, 1996

Proof of completion of work shall be filed before June 23, 1996

Application of water to beneficial use shall be filed on or before May 23, 1998

Proof of the application of water to beneficial use shall be filed on or before June 23, 1998

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

Completion of work filed JUN 23 1998

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No..... Issued.....

IN TESTIMONY WHEREOF, I, MICHAEL TURNIPSEED, P.E. State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 23rd day of May

A.D. 1994

Michael Turnipseed
State Engineer