

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

Date of filing in State Engineer's Office JUN 29 1993
Returned to applicant for correction JUL 28 1993
Corrected application filed JUL 30 1993
Map filed JUL 30 1993

The applicant Esmeralda County c/o Esmeralda County Board of Commissioners
P.O. Box 536, of Goldfield
Nevada 89013, 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
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 1.0 c.f.s., 125 AFY 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 Recreation & 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

(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 SW 1/4 NE 1/4, Sec. 9, T. 3S., R. 35E.
Describe as being within a 40-acre subdivision of public

M.D.B.&M., or at a point from which the NE Corner of said Sec. 9 bears N 34°

32' 51" E a distance of 3049.28'

6. Place of use SW 1/4 NE 1/4, Sec. 9, T. 3S., R. 35E., M.D.B.&M.
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

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.) well, pump and distribution system
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.....\$20,000

10. Estimated time required to construct works.....2 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:

Water will be used to expand the yard and tree area at the Fish Lake Valley Community Center--see attached letter from Bob Hammond regarding estimated usage totalling 125 AFY.

By s/Katherine A. Rice
P.O. Box 130
Smith NV 89430

Compared bc/bc cl/cms

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 existing rights. 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 amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. 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.
(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 1.0 cubic feet per second, but not to exceed 27.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before April 24, 1998
Proof of completion of work shall be filed before May 24, 1998
Application of water to beneficial use shall be filed on or before April 24, 2000
Proof of the application of water to beneficial use shall be filed on or before May 24, 2000
Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed SEP 10 1999

Proof of beneficial use filed MAY 12 2000

Cultural map filed.....

Certificate No. 15656 Issued JAN 17 2001

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 24th day of April

A.D. 1997
[Signature]
State Engineer

(PERMIT TERMS CONTINUED)

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

