

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

Date of filing in State Engineer's Office DEC 09 1993

Returned to applicant for correction

Corrected application filed

Map filed JAN 26 1994

The applicant County of Elko

Courthouse, 571 Idaho Street, of Elko City or Town

Nevada 89801, hereby makes 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 (Raceway well) Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.044 c.f.s. (20gpm) second-foot 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 Quasi-municipal 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 within the SW1/4SE1/4 Section Describe as being within a 40-acre subdivision of public

24 T.34N., R.55E., MDM, from which the NW corner of said section bears survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated. N.35° 58' W., 5615 ft. dist.

6. Place of use T.34N., R.55E., Sec. 24: SW1/4, W1/2SE1/4, and that portion Describe by legal subdivision. If on unsurveyed land, it should be so stated.

of the W1/2NE1/4 on which access road traverses, connecting to state highway #229.

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.) Drilled and cased 12" well, with 8"

or 10" casing; surface seal, gravel packing; submersible electric flumes, drilled well with pump and motor, etc.

pump, storage tanks and distribution pipelines.

9. Estimated cost of works..... \$25,000.00

10. Estimated time required to construct works..... one year
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... five 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 for public restrooms, track and access road maintenance and dust control, concession stand operation.
Estimated annual consumption: - track maintenance: 20,000 gallons x24 events: 480,000 gal.; - road dust control: 10,000 gallons x 24 events: 240,000 gal.; - restrooms: 5,000 gallons x 24 events: 120,000 gal.; - concession stand: 1,000 gallons x 24 events: 24,000 gal.; TOTAL 864,000 (=gallons - 2.65 acre-feet per year).
Please send copies of notices and correspondence to undersigned agent.

s/ William A. Nisbet
By 421 Court Street
Elko, Nevada 89801

Compared jv/ gkl jr/vjw

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 0.044 cubic feet per second but not to exceed 2.65 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before November 17, 1995

Proof of completion of work shall be filed before December 17, 1995

Application of water to beneficial use shall be filed on or before November 17, 1999

Proof of the application of water to beneficial use shall be filed on or before December 17, 1999

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

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No. Issued.....

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 17th day of November

A.D. 94

[Signature]
State Engineer

AGENT
WITHDRAWN BY APPLICANT
JAN 10 2002
Fusilli, P.E.
STATE ENGINEER

(PERMIT TERMS CONTINUED)

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

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 under the provisions of NRS 534.120(2) as a preferred use.

