AMENDED

No. 59746

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

Date of filing in State Engineer's Office FEB 3 1994

Returned to applicant for correction MAR 23 1994

Corrected application filed MAY 18 1994

Map filed MAY 18 1994

The applicant Humboldt Count, Board of Commissioners

25 West 5th Street, County Courthouse Room 205 (Street and No. or P.O. Box No.), of Winnemucca (City or Town),

Nevada 89445 (State and Zip Code No.), 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 (Name of stream, lake, spring, underground or other source)

2. The amount of water applied for is 1.0 (One second-foot equals 448.83 gals. per min.) second-feet

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

3. The water to be used for Recreation 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

   (b) Stockwater, state number and kinds of animals to be watered

   (c) Other use (describe fully under No. 12. "Remarks" Recreation and Domestic

   (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 SE¼SW¼ of Section 6, T.35N., R.38E., M.D.B.&M. or at a point from which the S¼ corner of said Section 6 bears S18°46'00"E a distance of 695.00 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 NE¼, SE¼, & portions of SW¼ Section 6, T.35N., R.38E., M.D.B.&M. (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)

7. Use will begin about January 1st (Month and Day) and end about December 31st (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.) Drilled well with pump and motor Well size estimated at 12-18 inches, 300-350 feet deep (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 $60,000.00+

10. Estimated time required to construct works 1 year

If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 5 to 7 years

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

Proposed facilities at Regional Recreation Complex- 4 Little League baseball fields, multi-purpose field for youth soccer and football, park, 18 hole championship golf course, equestrian center, tennis courts, basketball courts, handball courts, volleyball courts, horseshoe pits, and tot lot. Additional water uses will include 4-6 restrooms, 14-15 drinking fountains, and landscaping. Estimated annual consumptive use will be 500 acre feet.

By John H. Milton, III as agent for Humboldt County, Board of Commissioners
s/John H. Milton III
146 W. Second St.
Winnemucca, NV 89445

Compared pm/gkl

Protested 6/10/94; Bureau of Land Management, Winnemucca District

DENIAL OF STATE ENGINEER

This application is hereby denied on the grounds that its approval would conflict with existing rights and threaten to prove detrimental to the public interest. No ruling is made on the merits of the protests.

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

Work must be prosecuted with reasonable diligence and be completed on or before .....

Proof of completion of work shall be filed before .....

Application of water to beneficial use shall be filed on or before .....

Proof of the application of water to beneficial use shall be filed on or before .....

Map in support of proof of beneficial use shall be filed on or before .....

Completion of work filed .....

Proof of beneficial use filed .....

Cultural map filed .....

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

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 11th day of February, A.D. 2009

FOR State Engineer

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