

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

Date of filing in State Engineer's Office FEB 21 1995

Returned to applicant for correction

Corrected application filed

Map filed April 6, 1990 under 54493

The applicant EMERALDA COUNTY

P.O. BOX 155, 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

2. The amount of water applied for is 1CFS second-feet

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

3. The water to be used for RECREATION 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

(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 in the NW1/4 of the NE1/4 of section 16, T1S, R 36E MDM or at a point from which the NE corner of said Section 16 bears N 79°20' 32" E a distance of 2277.9 Ft.

6. Place of use W1/2 of the NW1/4 of the NE1/4 of Section 16 T1S, R36E 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.) construct concrete pond approximately 10' square and channel to existing reservoir.

9. Estimated cost of works..... \$5,000.00
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..... 4 years

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

~~At this time water flows into the existing reservoir, then in a southerly direction into the valley of Fish Lake Valley. No interruption of this is intended. Use map from App #54493. This is a refiling of cancelled permit No. 55794.~~

By..... s/ Larry Bennett agent
PO Box 155
Goldfield NV 89013
Compared..... gkl /sm gkl 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.
(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 723.97 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before June 28, 1998

Proof of completion of work shall be filed before July 28, 1998

Application of water to beneficial use shall be filed on or before June 28, 2001

Proof of the application of water to beneficial use shall be filed on or before July 28, 2001

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.....
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 28th day of June
A.D. 1996
[Signature]
State Engineer

Abrogated By L2015-T 05 6/27/97

(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.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

