NO. 62951

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

Date of filing in State Engineer's Office MAR 26 1997

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAR 26 1997

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The applicant **Silver State Ranches**, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

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1. The source of the proposed appropriation is **underground**

2. The amount of water applied for is **6.0 c.f.s.** second-feet

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

3. The water to be used for **irrigation**

4. If use is for:

   (a) Irrigation, state number of acres to be irrigated **80** acres 800.0?

   (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 NE¼ NE¼ Section 35, T.23N., R.56E. M.D.M., or at a point from which the NE corner of said Section 36 T.23N., R.56E., bears N. 88° 11' E., 5,552 ft. dist.**

6. Place of Use **NE¼ SE¼, S½ SE¼ Section 33, S½ N½, S½ Section 34; S½ NW¼, NE¼, S½, Section 35; NW¼ S½ NE¼, NW¼ NE¼, S½, Section 36, all in T.23N., R.56E., M.D.M.**

7. Use will begin about **January 1** and end about **December 31** of each year.

8. Description of proposed works **Drilled and cased well, with gravel packing, submersible or line shaft pump and motor, with diesel engine power supply; distribution pipelines to wheel sprinkler lines and/or pivot system.**

9. Estimated cost of works **$20,000.00**

10. Estimated time required to construct works **three years**

11. Estimated time required to complete the application of water to beneficial use **six years**

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12. Remarks: To the extent water from this source will overlap areas already irrigated from a surface source (#34456) this water will be supplemental to such prior right. Please send copies of notices and correspondence to Silver State Ranches; 10563 Brunswick Road; Grass Valley, California 95945; also to the undersigned agent. All of the described place of use is private land owned by applicant.

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

Compared my/cms dl/cms

Protested _____

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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 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 limited to the irrigation of 800.0 acres within the described place of use.

All surface waters must be used for irrigation prior to the use of any supplemental groundwater.

(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 **6.0** cubic feet per second, **but not to exceed 2,400 acre-feet annually, and not to exceed a yearly duty of 3.0 acre-feet per acre of land irrigated from any and/or all sources.**

Work must be prosecuted with reasonable diligence and be completed on or before:
December 2, 1999

Proof of completion of work shall be filed before:
January 2, 2000

Application of water to beneficial use shall be filed on or before:
December 2, 2002

Proof of the application of water to beneficial use shall be filed on or before:
January 2, 2003

Map in support of proof of beneficial use shall be filed on or before:
January 2, 2003

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 **12th** day of **June**, A.D. **1998**

R. Michael Turnipseed P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____