NO. 63355

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

Date of filing in State Engineer's Office AUG 25 1997

Returned to applicant for correction

Corrected application filed

Map filed OCT 29 1991 under 56885

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The applicant **Bannock Paving Company, Inc.**, hereby make 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 **1.15 cfs.** second-feet

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

3. The water to be used for **Industrial 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 SE¼ SE¼ of Section 9, T35N - R56E, MDB&M, at a point from which the Northeast corner of Section 8, T35N - R56E, bears N 46° 51' 39" W, 5862.60 feet.

6. Place of Use **A portion of the SE¼ of Section 9, T35N - R56E, MDB&M.**

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

8. Description of proposed works **completed 440 foot 12" cased well with one Berkley 20 hp pump, one 2 hp pump and two totalizing meters.**

9. Estimated cost of works **$20,000**

10. Estimated time required to construct works **3 years**

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

12. Remarks: **This application is for water to operate an asphalt paving and a gravel crushing facility to supply the aggregate for the paving plant. The water will also be used for dust control for the yard area and the crusher and domestic uses for restrooms etc., at site. Please use the map that accompanyed permit No. 56885 for this application.**

By HIGH DESERT Engineering, Agent
s/Robert E. Morley
640 Idaho Street
Elko, NV 89803

Compared my/BK jr/cms

Protested 10/1/97 by; Pershing Co. Water Conservation Dist.;

63355

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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 issued under the provisions of NRS 533.371 for a finite period of time. This permit will expire on December 16, 2002 and all rights herein will revert back to the source. 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.

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.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed **1.15** cubic feet per second, **but not to exceed 9.3825 million gallons annually.**

Work must be prosecuted with reasonable diligence and be completed on or before:
N/A

Proof of completion of work shall be filed before:
N/A

Application of water to beneficial use shall be filed on or before:
December 16, 2002

Proof of the application of water to beneficial use shall be filed on or before:
Permit expires December 16, 2002

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

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 **16th** day of **December**, A.D. **1997**

R. Michael Turnipseed P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

BANNOCK PAVING COMPANY, INC.
ANNUAL CONSUMPTIVE USE

USE		GALLONS PER YEAR
Asphalt Paving, Batch Plant, and evaporation from settling ponds.		12,000,000 gallons
Recycle savings through the four settling ponds at 40%.		-4,800,000 gallons
		7,200,000 gallons
Dust control for yard, crusher, and construction activation.		2,000,000 gallons
Domestic use at 500 gallons per day.		182,500 gallons
	total	9,382,500 gallons