NO. 63862

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

NEW PRIORITY DATE:

Date of filing in State Engineer's Office ~~**FEB 20 1998**~~ DEC 16 2005

Returned to applicant for correction _____

Corrected application filed _____

Map filed **MAY 23 1980 under 41420**

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The applicant **André L. Beaupré**, 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 **a surface source, Fremont Spring No. 3**

2. The amount of water applied for is **2.7** 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 **160 acres**

   (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 NE¼ of the NW¼ Section 22, Township 16 North, Range 24 East, M.D.B.&M., from which point the NW corner of said Section 22 Bears North 58° 19' 21" West a distance of 1862.33 feet - Use Map 41420**

6. Place of Use **The SE¼ of the SW¼ of Section 15 and E½ of NW¼ and NE¼ of SW¼ of Section 22 all in Township 16 North, Range 24 East, M.D.B.&M. - Use Map 41420**

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

8. Description of proposed works **construct holding pond and dam, pipes and pumping system, water truck**

9. Estimated cost of works **$12,000.00**

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

11. Estimated time required to complete the application of water to beneficial use **3 years**

12. Remarks: **Use Map Filed under 41420**

By **s/Vicki Beaupré - Vicki Beaupré**
755 Sutro Spring Rd
Dayton, Nevada 89403

Compared my/ hf hf/cmf

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 all existing rights on the source. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. 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.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

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 20.0 acres within the described place of use.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed **0.20** cubic feet per second, **but not to exceed 80.0 acre-feet annually, and not to exceed a yearly duty of 4.0 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:

September 8, 2002

Proof of completion of work shall be filed before:

October 8, 2002

Water must be placed to beneficial use on or before:

September 8, 2005

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

October 8, 2005

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

October 8, 2005

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this **8th** day of, **September** A.D. **2000**

Hugh Ricci, P.E.
State Engineer

Completion of work filed OCT 0 6 2003

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

~~CANCELLED JAN 30 2006 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT~~

~~Hugh Ricci, P.E. BP STATE ENGINEER~~

Can. Rescinded 5-12-06