ASSIGNED
NO. 65494

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

Date of filing in State Engineer's Office SEP 15 1999

Returned to applicant for correction

Corrected application filed

Map filed SEP 15 1999

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The applicant **ROBERT H. SMITH**, 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 **4 AFA** second-feet

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

3. The water to be used for **Commercial & 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 Section 17, T.10N., R.22E., M.D.B.&M., or at a point from which the SW corner of said Section 17 bears S. 81°44'19" W., a distance of 5223.20 feet.**

6. Place of Use **Portion of the SE¼ SE¼ Section 17, T.10N., R.22E., M.D.B.&M., being A.P.N. 37-520-13 (15.26 acres) and A.P.N. 37-520-15 (9.34 acres).**

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

8. Description of proposed works **drilled well, pump motor, storage pond and distribution system.**

9. Estimated cost of works **$15,000.00**

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: **Units to be served consist of one welding shop with restroom facilities, one caretaker dwelling, landscaping and storage pond for fire suppression. The proposed fire suppression pond will hold 0.57 ac.ft. in volume and have an estimated evaporation rate of 0.46 ac. ft./per annum. The fire suppression pond is a requirement of the East Fork Fire Protection District.**

WESTERN ENGINEERING & SURVEYING SERVICES
ROBERT H. CANTLEY
By **s/Robert H. Cantley**
3032 Silver Sage Drive
Carson City, Nevada 89701

Compared **cmf/bk** hs/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 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.

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.

(CONTINUED ON PAGE 3)

(PERMIT TERMS CONTINUED)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed **0.03** cubic feet per second, **but not to exceed 4.0 acre-feet annually.**

Work must be prosecuted with reasonable diligence and be completed on or before:
March 22, 2003

Proof of completion of work shall be filed before:
April 22, 2003

Water must be placed to beneficial use on or before:
March 22, 2005

Proof of the application of water to beneficial use shall be filed on or before:
April 22, 2005

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 **22nd** day of **March** A.D. **2000**

R. Michael Turnipseed P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____