

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

NEW PRIORITY DATE:
OCT 23 2008

Date of filing in State Engineer's Office JAN 09 2004

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAR 12 1987 under 50191

The applicant **John Espil Sheep Company** 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 **0.03** second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **Stockwater, Domestic**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated **2000 head of sheep, 500 head of cattle**
 - (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 **NA**
 - (2) Point of return of water to stream **NA**
5. The water is to be diverted from its source at the following point **NE¼ NW¼ Section 9, T30N R19E, M.D.B.M., or at a point from which the SW corner of Section 9, T30N R19E, M.D.B.M. bears S 28° W, a distance of 5,700 feet.**
6. Place of Use **NE¼ NW¼, Section 9, T30N, R19E, M.D.B.M.**
7. Use will begin about **April 1** and end about **February 1** of each year.
8. Description of proposed works **Drilled well w/pump and motor, pipelines and storage facilities.**
9. Estimated cost of works **\$25,000**
10. Estimated time required to construct works **5 years**
11. Estimated time required to complete the application of water to beneficial use **5 years**
12. Remarks: **This application is the same as Application 50209 which was denied by the State Engineer. It is different in that the beneficial use is stock watering and the place of use is the BLM Range Allotment owned by the applicant.**

By **s/John Espil**
P.O. Box N
Susanville CA. 96130

Compared cmf/sam hcm/ gkl

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 all existing rights on the source. 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 period of use and the average number of livestock served from the waters of this source. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

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 total combined duty of water under Permits 70753, 70754 and 70755 shall not exceed 0.028 cfs, sufficient to water 2000 head of sheep and 500 head of cattle.

(CONTINUED ON PAGE 3)

The amount of water to be changed shall be limited to the amount, which can be applied to beneficial use, and not to exceed 0.028 cubic feet per second, or sufficient to water 2000 head of sheep and 500 head of cattle.

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

April 24, 2008

Proof of completion of work shall be filed on or before:

May 24, 2008

Water must be placed to beneficial use on or before:

April 24, 2011

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

May 24, 2011

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

N/A

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

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 24th day of April, A.D. 2006

Hugh Ricci, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

~~CANCELLED AUG 26 2008 BECAUSE OF
FAILURE OF APPLICANT TO COMPLY WITH THE
PROVISIONS OF PERMIT
Tony T. P.E. STATE ENGINEER
Can. Rescinded 7-31-2009~~