

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

Date of filing in State Engineer's Office FEB 27 2004

Returned to applicant for correction

Corrected application filed

Map filed FEB 27 2004

The applicant Charles E. Day 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 **Sulfur Spring**
- 2. The amount of water applied for is **0.011** second-feet
 - (a) If stored in reservoir give number of acre-feet
- 3. The water to be used for **stock watering**
- 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 **20 head- cattle**
 - (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 being within the SW¼ of the SW¼ of Section 24, T9N, R24E, MDM; said point bears N 89°47' E, 193' from the SW Section Corner of Section 24.
- 6. Place of Use **Assessor's Parcel No. 10-781-02 in the E½ of the SE¼ of Section 23, T9N, R24E, MDM.**
- 7. Use will begin about **January 1** and end about **December 31** of each year.
- 8. Description of proposed works **Diversion Structure- conc. headwall, culvert & gate. Storage Structure- Concrete headwall, culvert & gate to store tail water.**
- 9. Estimated cost of works **\$2,000**
- 10. Estimated time required to construct works **Existing works- conc. headwall, culvert & gate. Storage Structure- one year.**
- 11. Estimated time required to complete the application of water to beneficial use **Two years.**
- 12. Remarks:

By s/John R. Langford, Agent
2575 State Route 338
Wellington, NV 89444

Compared cmf/sam ag / sam

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. 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 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.

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)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.000625 cubic feet per second, or sufficient to water 20 head of cattle.

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

September 1, 2005

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

October 1, 2005

Water must be placed to beneficial use on or before:

September 1, 2007

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

October 1, 2007

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 1st day of September, A.D. 2004


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A _____

Certificate No. _____ Issued _____