

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

Date of filing in State Engineer's Office SEP 21 2005

Returned to applicant for correction OCT 13 2005

Corrected application filed DEC 12 2005

Map filed MAR 11 1976 under 29911

The applicant **Samuel R and Clare Behimer**, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is **underground source**
2. The amount of water applied for is **.1 second-feet**
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **Livestock**
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 **250 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 **located within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 18 T17N, R29E, MDM or at a point which the C $\frac{1}{4}$ corner of said Section 18 bears N 78° 23' 30" E, a distance of 904.12 ft (E of US 95, 10 mi. S of Fallon, NV**
6. Place of Use **within NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 18 T17N R29E MDB&M**
7. Use will begin about **Jan 1** and end about **Dec 31** of each year.
8. Description of proposed works **concrete tank**
9. Estimated cost of works **existing**
10. Estimated time required to construct works **existing concrete tank, aprox 4' x 12' x 4'**
11. Estimated time required to complete the application of water to beneficial use **immediate**

73261

12. Remarks: Use map on file in State Engineer's Office #29911

By s/ Samuel R and Clare Behimer
Samuel R Behimer Clare Behimer
490 Norcutt Lane
Fallon, NV 89406

Compared gkl/sc lb/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 issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Any well drilled under this permit shall be drilled in what has been described in the United States Geological Survey Water Supply Paper 2263 as the intermediate alluvial aquifer. In no instance shall the seal on this well be less than 100 feet below ground level.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

The issuance of this permit is for stockwater within the described place of use. Any attempt to change the place of use and /or manner of use will be denied.

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The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.00625 cubic feet per second, or sufficient to water 200 head of cattle.

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

May 23, 2007

Proof of completion of work shall be filed before:

June 23, 2007

Water must be placed to beneficial use on or before:

May 23, 2008

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

June 23, 2008

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 23rd day of May, A.D. 2006


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A _____

Certificate No. _____ Issued _____