

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

Date of filing in State Engineer's Office SEP 30 2005

Returned to applicant for correction _____

Corrected application filed _____

Map filed SEP 28 1989 under 53899

The applicant **Joseph T. Ferriolo** hereby makes 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**
2. The amount of water applied for is **0.0557** second-feet
 - (a) If stored in reservoir give number of acre-feet
- 3 The water to be used for **Commercial and 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 **within the NE¹/₄ SW¹/₄ SW¹/₄ of Section 9, T.13N., R.61E., M.D.B.&M., or at a point from which the S.¹/₄ corner of said Section 9, bears S. 57° 18' 34" E., 1,742.05 feet distant.**
6. Place of Use **The SE¹/₄ NE¹/₄ SW¹/₄ SW¹/₄ and SW¹/₄ NW¹/₄ SE¹/₄ SW¹/₄ of Section 9, T.13N., R.61E., M.D.B.&M.**
7. Use will begin about **January 1st** and end about **December 31st** of each year.
8. Description of proposed works **A well will be drilled and the water pumped into a storage tank and piped to the buildings.**
9. Estimated cost of works is **\$20,000.00**
10. Estimated time required to construct works **3 years**
11. Estimated time required to complete the application of water to beneficial use **5 years**

73293

12. Remarks: Please use Supporting map under Application No. 53899 The water will be used to serve a Truck Stop and Convenience Store. See attached "Fixture Count for Permit" form. We are requesting 0.0557 cfs to be used 365 days a year at an annual consumptive use of 0.860 Million Gallons.

s/ Dean Neubauer
By Dean Neubauer, P.L.S.
824 East Aultman Street
Ely, Nevada 89301

Compared gkl/bk dl/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 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)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0557 cubic feet per second, **shall not exceed 2.64 acre-feet annually.**

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

May 2, 2008

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

June 2, 2008

Water must be placed to beneficial use on or before:

May 2, 2011

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

June 2, 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 **2nd** 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 _____

Fixture Count for Permit

Type of Fixture	Public Use Multiplier	Number of Fixtures	Fixture Unit Count
Coffee Maker	1	1	1
Drinking Fountain	1	1	1
Ice Maker	8	1	8
Dishwasher Commercial	15	1	15
Disposal-Commercial	10	1	10
Laundry Machine-Com	50	1	50
Laundry Tub/Tray	4	1	4
Lavatory Sink	2	6	12
Sink Kitchen	4	1	4
Sink Service	4	1	4
Sink Wash	2	1	2
Bathtub/Shower	2	4	8
Urinal	1.5	2	3
Water Closet	2.5	5	12.5
Floor Sink	4	3	12
Hose Bib	5	2	10
Total Public			156.5

*Fixture Unit Count x 15 gpd x 365 days
divided by 325851 gal/af gives acre-feet