



THE STATE OF NEVADA

PERMIT TO APPROPRIATE WATER

Name of applicant: ELKO LAND & LIVESTOCK CO.
Source: SPRING
Basin: BOULDER FLAT
Manner of Use: STOCKWATERING
Period of Use: March 1st to November 1st
Priority Date: 6/16/2006

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 does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This permit is subject to the condition that the permittee must ensure that wildlife which has customarily used such water will have access thereto, NRS 533.367.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The point of diversion and place of use are as described on the submitted application to support this permit.

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0217 cubic feet per second or sufficient to water 700 cattle seasonally.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

December 8, 2010

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

December 8, 2011

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

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 8th day of December, A.D. 2008

for R.D. Hull P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

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

Date of filing in State Engineer's Office JUN 16 2006

Returned to applicant for correction _____

Corrected application filed _____

Map filed JUN 16 2006 under 74394

The applicant **Elko Land & Livestock Co.** hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. **incorporated: Nevada 1978**

1. The source of the proposed appropriation is **Welches Seeding Spring**
2. The amount of water applied for is **0.1** 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
 - (c) Other use (describe fully under No. 12. "Remarks") **700 cattle**
 - (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 **SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, T.34N., R.50E., M.D.M. from which the SW corner of said Sec. 4 bears S.25°29'W., 4,049 feet distant.**
6. Place of Use **S $\frac{1}{2}$ NW $\frac{1}{4}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 4, T.34N., R.50E., M.D.M.**
7. Use will begin about **March 1** and end about **November 1** of each year.
8. Description of proposed works **Placement of sealed collection box over spring source, with 1 $\frac{1}{2}$ " diameter pipe line to nearby stock watering tank and dirt pond.**
9. Estimated cost of works **\$2,000.00**
10. Estimated time required to construct works **two years**
11. Estimated time required to complete the application of water to beneficial use **three years**

74398

12. Remarks: **An un-permitted existing spring-fed stock watering system at this site, approximately 40 years old, is in need of replacement. Point of diversion and place of use on BLM land, on which applicant is authorized range lessee. Please send notices and correspondence to the undersigned agent.**

By s/ **William A. Nisbet Agent**
421 Court Street
Elko, NV 89801

Compared **mt/ag** _____

Protested _____
