



THE STATE OF NEVADA

PERMIT TO APPROPRIATE WATER

Name of Permittee: **HAPPY CREEK, INC.**
Source: **UNDERGROUND (FOSTER WELL)**
Basin: **DESERT VALLEY**
Manner of Use: **STOCKWATERING**
Period of Use: **JANUARY 1ST THROUGH DECEMBER 31ST**
Priority Date: **08/05/2013**

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 the 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.

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

The total combined duty of water under Permits 83008, 83009, and 83012 shall not exceed 11.20 acre-feet annually, or sufficient to water 500 head of cattle.

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 0.0155 cubic feet per second, sufficient to water 500 head of cattle, but not to exceed 11.2 acre-feet annually.**

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

May 6 2015

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

May 6 2016
N/A

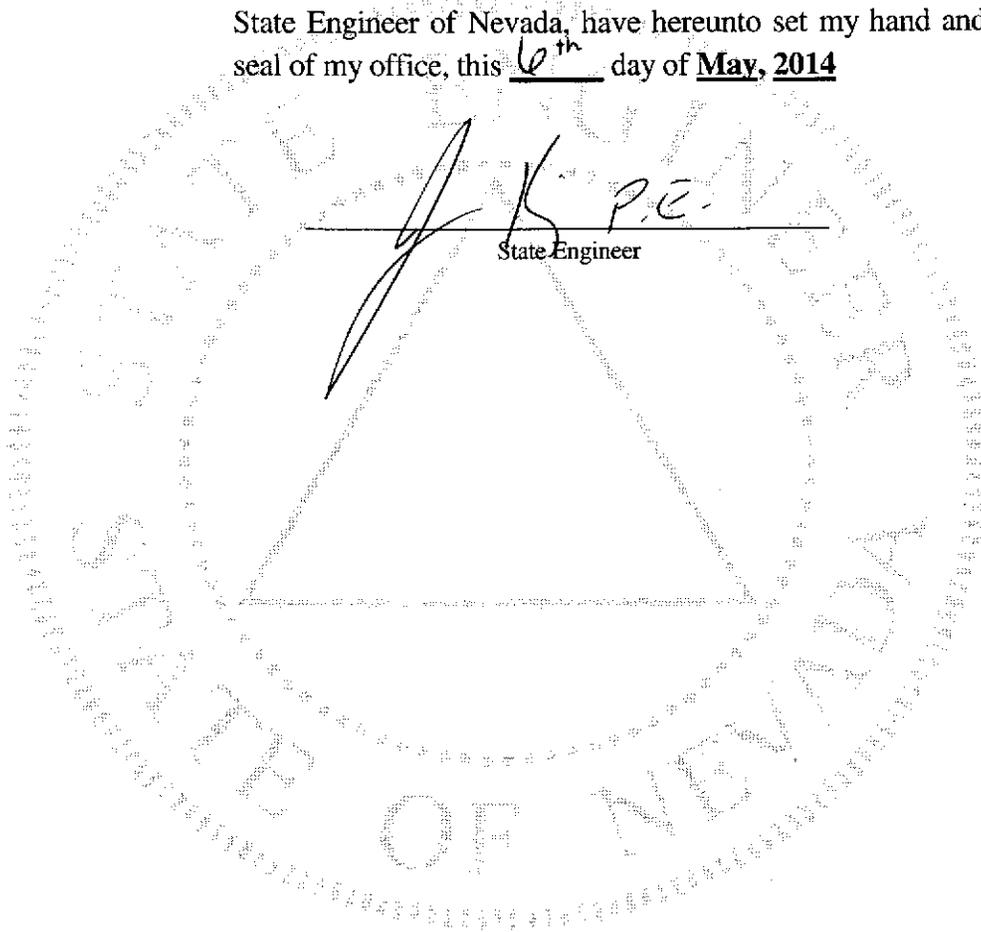
Map in support of proof of beneficial use shall be filed on or before:

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 6th day of May, 2014



State Engineer



AMENDED

Application No. 83009

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

THIS SPACE FOR OFFICE USE ONLY	
Date of Filing in State Engineer's Office	<u> AUG 05 2013 </u>
Returned to applicant for correction	_____
Corrected Application filed	<u> DEC 17 2013 </u>
Map filed	<u> Dec 17 2013 under 83008 </u>

The applicant Happy Creek, Inc.

2489 West Main Street

Street Address or P.O. Box

of Littleton

City or Town

Colorado, 80120

State and ZIP Code

hereby make(s) 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.)

a Nevada Corporation, June 3rd, 1991

1. The source of water is underground (Foster Well)

Name of the stream, lake, underground, spring or other sources.

2. The amount of water applied for is 0.0155 c.f.s.

One second foot equals 448.83 gallons per minute.

(a) If stored in a reservoir give the number of acre-feet _____

3. The water is to be used for stockwatering

Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated _____

(b) Stockwater, state number and kind of animals 500 head of cattle

(c) Other use (describe fully in No. 12) _____

(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: (Describe as being within a 40-acre subdivision of public survey, and by course and distance to a found section corner. If on unsurveyed land, it should be so stated.)
within the NW1/4NE1/4 of Section 22, T.41N.,R.33E., M.D.B.&M.(unsurveyed), or at a point from which the SE corner of Section 33, T.42N.,R.33E., M.D.B.&M., bears N14°39'W 16171.00 feet.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated)
within the NW1/4NE1/4 of Section 22, T.41N.,R.33E., M.D.B.&M. (unsurveyed)

7. Use will begin about January 1st and end about December 31st of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with a pump and motor, etc.)
An existing 6" cased well with a windmill and a 30' diameter water trough

9. Estimated cost of works: \$10,000.00±

10. Estimated time required to construct works: 1 year, an existing 6" well, depth unknown well driller unknown
(If the well is complete, describe works.)

11. Estimated time required to complete the application of water to beneficial use: 2 years

12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)
Applicant is filing 11 application for stockwater, all are existing cased wells, 7 are inside their grazing allotment, 3 are on Happy Creek private ground and 1 is on the Fort McDermitt Indian Reservation. The amount of water proposed to be used for all the wells will not exceed 11.20 acre feet annually.

13. Miscellaneous remarks:

RECEIVED
2013 DEC 17 AM 10:57
STATE ENGINEERS OFFICE

dms@winnemucca.net
E-mail Address
775-623-4414
Phone No. Ext.

John H. Milton III
Type or print name clearly
[Signature]
Signature, applicant or agent
Desert Mountain Surveying
Company Name
146 West Second Street
Street Address or PO Box
Winnemucca, Nevada, 89445
City, State, ZIP Code

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT