

**THE STATE OF NEVADA****PERMIT TO APPROPRIATE WATER**

**Name of Permittee:** CLAIR & DORA SHAW TRUST, DATED NOVEMBER 4, 1993  
**Source:** UNDERGROUND  
**Basin:** MIDDLE REESE RIVER VALLEY  
**Manner of Use:** IRRIGATION  
**Period of Use:** JANUARY 1ST THROUGH DECEMBER 31ST  
**Priority Date:** 06/05/1967

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**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, for diversion rate only, 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 granted herein at any and all times.

The total combined duty of water under Permits 84603, 84604 and 84605 shall not exceed 1,272.66 acre-feet annually for the irrigation of 318.165 acres.

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.

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

(Continued on Page 2)

This permit is issued for diversion rate only. The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 3.0 cubic feet per second or 1,272.66 acre-feet annually but not to exceed 4.0 acre-feet annually from all sources.**

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

April 2 2016

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

April 2 2018

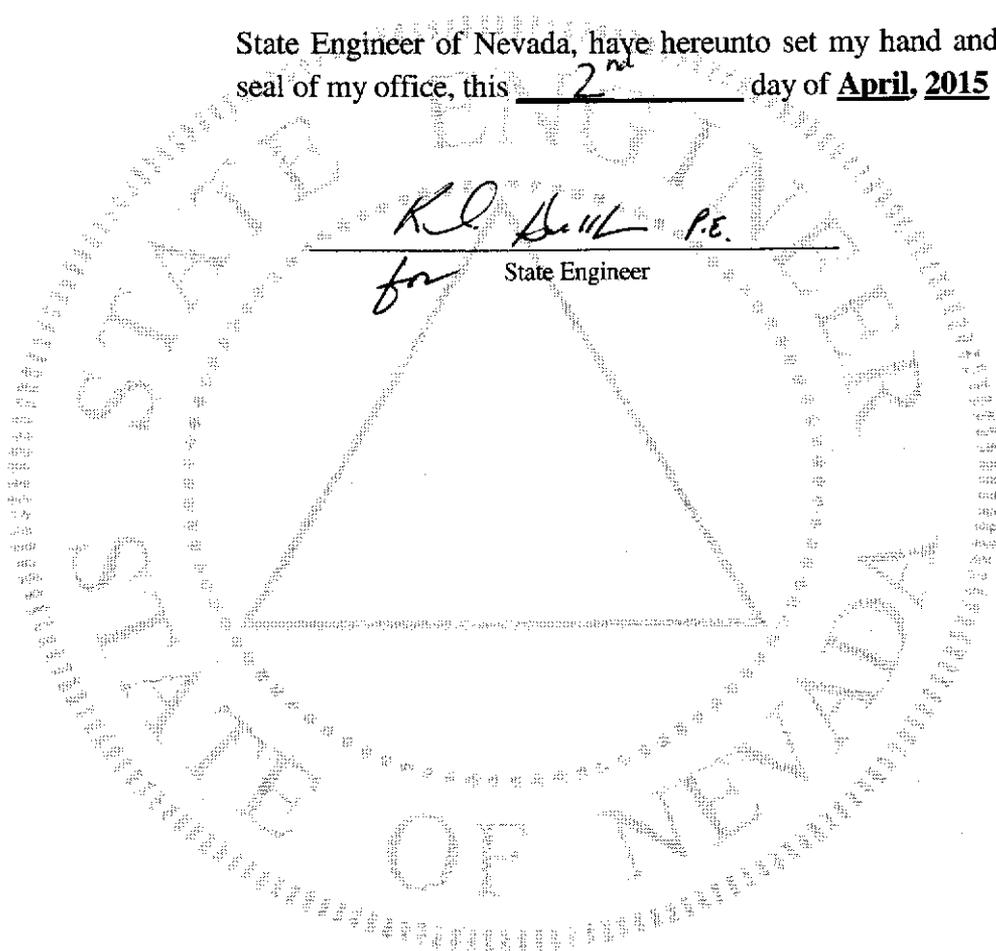
Map in support of proof of beneficial use shall be filed on or before:

April 2 2018

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 2<sup>nd</sup> day of April, 2015

R. L. Smith P.E.  
for State Engineer



# 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 DEC 22 2014

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_ Map filed Dec 22 2014 under 84603

The applicant Clair D. Shaw and Dora Mae Shaw, Trustees of the Clair & Dora Shaw Trust,  
dated November 4, 1993

HC 61 Box 125 of Battle Mountain  
Street Address Or P.O. Box City or Town

Nevada 89820 hereby make(s) application for permission to appropriate  
State and Zip code No.

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.)

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1. The source of water is Underground  
Name of stream, lake, underground, spring or other sources

2. The amount of water applied for is 3.00 cfs second feet.  
One second foot equals 448.83 gallons per minute.

(a) If stored in reservoir give number of acre-feet \_\_\_\_\_

3. The water to be used for Irrigation  
Irrigation, power, mining, commercial, domestic or other use. Must limit to one major use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated 318.165 acres

(b) Stockwater, state number and kind of animals \_\_\_\_\_

(c) Other use (describe fully in No. 12) \_\_\_\_\_

(d) Power:

(1) Horsepower developed \_\_\_\_\_

(2) Point of return of water to stream \_\_\_\_\_

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 STATE ENGINEERS OFFICE

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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.)

SE 1/4 SW 1/4 of Section 15, T.25 N., R.42 E., M.D.B. & M., at a point from which the  
Southwest corner of said Section 15 bears S 87° 28' 11" W, 2301.53 feet.

6. Place of use (Describe by legal subdivision. If on unsurveyed land, it should be so stated)

W 1/2 of Section 15 and the E 1/2 of Section 16, all in T.25 N., R.42 E., M.D.B. & M.

7. Use will begin about January 1 and end about December 31 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 pump and motor, etc.)

Drilled well, pump, motor, totalizing meter, pipelines & sprinkler systems

9. Estimated cost of works: ± \$10,000

10. Estimated time required to construct works: 3 years  
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 5 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.)

This application is being filed for diversion rate only and no additional duty is requested. This application, the application being filed herewith changing the place of use of Permit 19206, and the application being filed herewith changing the place of use of Permit 23921 are being filed in order to allow the applicant the ability to irrigate the certificated acreage allowed under Permits 19206 and 23921 being 318.165 acres anywhere within the proposed place of use. The waters under these applications are to be comingled for the irrigation of 318.165 acres at a duty not to exceed the certificated duty of 1272.66 acre feet. It is our understanding that by filing these applications it will give the applicant the flexibility of pumping the entire duty of 1272.66 acre feet of water from any of the wells individually or pumping the entire duty of 1272.66 acre feet of water using a combination of the three wells to be permitted as long as the total pumped does not exceed 1272.66 acre ft. annually. It is also our understanding that by filing these applications it will correct AV 102, Finding of Violation and Violation Order 1240; Permits 19206 and 23921. If our understandings are not correct with respect to planned pumping capabilities and satisfaction of AV 102 as stated above, we are respectfully requesting that the applicant and the undersigned agent be notified so that adjustments can be made in an attempt to accomplish the above.

13. Miscellaneous remarks:  
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\_\_\_\_\_

remorley@frontiernet.net  
E-mail Address

(775) 738-4053  
Phone No.

Robert E. Morley  
Type or print name clearly

*Robert E. Morley*  
Signature, applicant or agent

High Desert Engineering, LLC  
Company Name

640 Idaho Street  
Street Address or P.O. Box

Elko, Nevada 89801  
City, State, Zip Code

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

\$360 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION