



**TEMPORARY  
THE STATE OF NEVADA**

**PERMIT TO APPROPRIATE WATER**

**Name of Permittee:** DEAN AND SHARON RHOADS TRUST  
**Source:** UNDERGROUND  
**Basin:** WILLOW CREEK VALLEY  
**Manner of Use:** STOCKWATERING  
**Period of Use:** ONE YEAR FROM DATE OF ISSUANCE.  
**Priority Date:** 08/28/2015

\*\*\*\*\*

**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 temporary permit is issued pursuant to NRS 533.504 and is subject to all existing rights on the source. It is 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 temporary permit is issued pursuant to the provisions of NRS 533.504 and will expire 1 year after the approval of the permit at which time all rights herein granted shall revert to the ground water source.

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

The issuance of this temporary 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 0.0156 cubic feet per second or 11.2 acre-feet annually, or sufficient to water 500 head of cattle.**

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

April 1, 2016

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

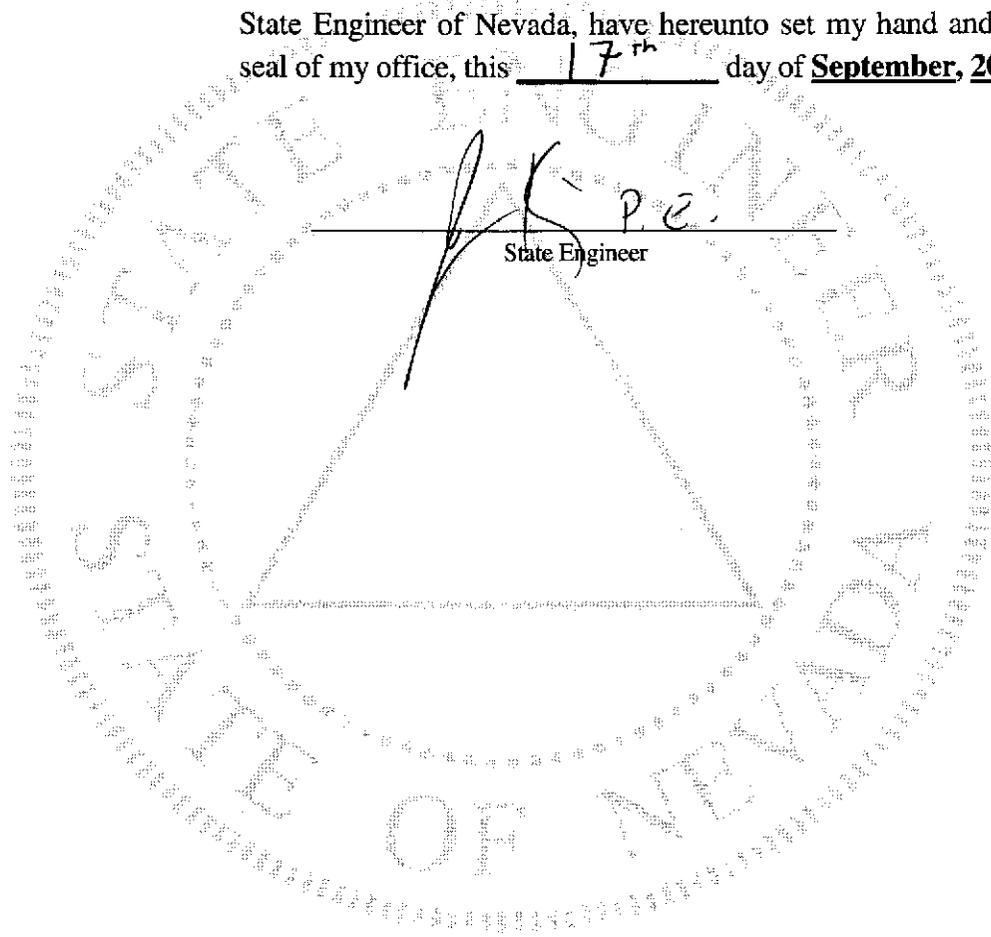
N/A

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

N/A

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 17<sup>th</sup> day of September, 2015



*[Handwritten Signature]*  
\_\_\_\_\_  
State Engineer

85415 T

TEMPORARY

Application No. \_\_\_\_\_ T

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA TO WATER LIVESTOCK UNDER DECLARATION OF DROUGHT PER NRS 533.504**

THIS SPACE FOR OFFICE USE ONLY

AUG 28 2015

Date of filing in State Engineer's Office \_\_\_\_\_

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

Corrected application filed \_\_\_\_\_ Map filed **AUG 28 2015**

The applicant Dean A. Rhoads and Sharon L. Rhoads, Trustees of the Dean and Sharon Rhoads Trust

P.O. Box 8 of Tuscarora  
Street Address Or P.O. Box City or Town

Nevada 89834 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 0.0156 cfs  
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 **STOCKWATER.**

4. State number and kind of animals: 500 cattle

*Willow Creek Valley*  
 4-63  
 21

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.)

SE1/4 SE1/4 of Section 9, T.38 N., R.49 E., M.D.B. & M. at a point from which the Northeast  
Corner of Section 12, T.38 N., R.49 E., M.D.B. & M., bears N 72° 39' 03" E, 17261.84 feet.

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

SE1/4 SE1/4 of Section 9, T.<sup>38</sup> N., R.<sup>49</sup> E., M.D.B. & M.

PER EMAIL  
OF  
9/2/15  
CMT

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, pipelines & troughs.

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

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

11. Provide a detailed description of the proposed project and its water usage including allotment name and number if on public land (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing)

Drilled well with pump and pipelines to supply water to troughs to water 500 head of cattle within  
the proposed place of use.

12. Miscellaneous remarks:

remorley@frontiernet.net  
E-mail Address

(775) 738-4053  
Phone No. Ext.

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

Eiko, Nevada 89801  
City, State, Zip Code

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

\$180 FILING FEE, STOCKWATER AFFIDAVIT, AFFIDAVIT TO ABANDON STOCK WELL AND  
SUPPORTING MAP MUST ACCOMPANY APPLICATION

**AFFIDAVIT IN SUPPORT OF STOCK-WATER APPLICATION**

I [name] SHARON RHOADS TRUSTEE, being first duly sworn, depose and say I or my agent filed a water right application(s) with the Nevada Division of Water Resources to appropriate water for stock-watering purposes. Application Numbers (if numbers have already been assigned).

Whereas, Nevada Revised Statute § 533.503(1) provides that the State Engineer shall not issue a permit to appropriate water for the purpose of watering livestock unless:

- (a) The applicant for the permit is legally entitled to place the livestock on the lands for which the permit is sought, **and**:
  - (1) Owns, leases or otherwise possesses a legal or proprietary interest in the livestock on or to be placed on the lands for which the permit is sought; or
  - (2) Has received from a person described in subparagraph (1), authorization to have physical custody of the livestock on or to be placed on the lands for which the permit is sought, and authorization to care for, control and maintain such livestock;
- (b) The forage serving the beneficial use of the water to be appropriated is not encumbered by an adjudicated grazing preference recognized pursuant to law for the benefit of a person other than the applicant for the permit; and
- (c) The lack of encumbrance required by paragraph (b) is demonstrated by reasonable means, including, without limitation, evidence of a valid grazing permit, other than a temporary grazing permit, that is issued by the appropriate governmental entity to the applicant for the permit.

I testify that I am the (1)  owner ~~or~~ (2) lessee  or (3) possess a legal or proprietary interest in the livestock to be watered under this application  (check applicable criteria) OR I have received  (check if applicable) from the person who owns or leases or otherwise possess a legal or proprietary interest in the livestock authorization to have physical custody of the livestock and authorization to care for, control and maintain such livestock.

Please check one: Private Land  Public Land

**IF THE APPLICATION IS FOR STOCK WATERING ON PRIVATE LAND:** I testify that I am the owner  or lessee  (check one) of the place of use where the livestock is to be watered.

**IF THE APPLICATION IS FOR STOCK WATERING ON PUBLIC LAND:** I testify that I hold the valid federal grazing permit, other than a temporary grazing permit, that is issued by the appropriate governmental entity to the applicant for the water right permit.

I have read all the statements in this Affidavit and the Affiant declares that the statements are true and correct to the best of my knowledge and belief.

State of NEVADA  
County of ELKO

Signed Sharon Rhoads  
Applicant (Cannot be signed by an agent)

Subscribed and sworn to before me on Aug 17, 2015

Address PO Box 8  
Street Address or P.O. Box

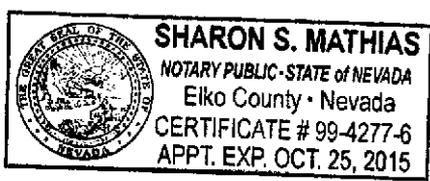
by SHARON RHOADS

Tuscarora, NV  
City, State, Zip Code

Sharon S. Mathias  
Signature of Notary Public Required

Phone 775-756-6582

Email sha.cha1@nrci



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IN THE OFFICE OF THE STATE ENGINEER OF NEVADA

AFFIDAVIT OF INTENT TO ABANDON A TEMPORARY STOCKWATER WELL

Application Number \_\_\_\_\_ Applicant Name Dean and Sharon Rhoads Trust  
(Printed Name)

The well drilled under this temporary new appropriation is allowed under a declaration of drought in accordance with the provisions of NRS 533.504 and, upon approval, must not exceed 1 year in duration.

Location of the Well to be Drilled:

	1/4-1/4	SE	
	1/4	SE	
	Section	9	
	Township	38N	(Specify N/S)
	Range	49	E, M.D.B. & M.

Latitude (N)	<u>41 10 40.38</u>	or	UTM (m) E	_____	Datum
Longitude (W)	<u>116 26 15.90</u>		UTM (m) N	_____	<u>WGS84</u>

I, Sharon L. Rhoads, Trustee, understand that I shall be responsible for and shall cause the above  
(Owner/Applicant)  
identified well drilled under Temporary Permit \_\_\_\_\_ to be plugged and abandoned in accordance with the provisions contained in Nevada Administrative Code (NAC) 534.420 and all other applicable rules and regulations for drilling/plugging wells in the State of Nevada not later than 30 days following the expiration of said permit.

I shall further make any purchaser of this permit aware of this requirement.

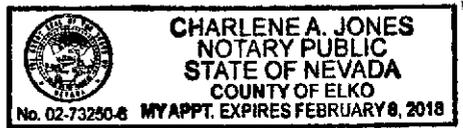
Owner/Applicant Sharon L. Rhoads, Trustee Signature Sharon L. Rhoads Trustee  
(Printed Name)

State of Nevada  
County of Elko

Subscribed and sworn to before me on August 24, 2015

by Sharon L. Rhoads

Charlene A. Jones  
Signature of Notary Public Required



Notary Seal

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*Thomas C. Ballew, P.E., P.L.S.*  
*Robert E. Morley, P.L.S.*  
*Duane V. Merrill, P.L.S.*  
*Floyd M. Fisk, P.E.*



640 Idaho Street  
Elko, Nevada 89801  
(775) 738-4053  
FAX (775) 753-7693

Date August 24, 2015

Division of Water Resources  
901 South Stewart Street, Suite 2002  
Carson City, NV 89701

Permit No.

Gentlemen:

Enclosed find the following:

- Application for Permit to appropriate the Public Waters of the State of Nevada. TEMPORARY UNDER DECLARATION OF DROUGHT
- Application for permission to change Point of Diversion, Manner of Use and Place of Use of the public waters of the State of Nevada heretofore appropriated.
- Proof of Appropriation.
- Proof of Completion of Work.
- Proof of Application of Water to Beneficial Use.
- Application for Extension of Time.
- Map
- Report of Conveyance
- Filing Fee in the amount of \$ 180.00

Agent for: The Dean and Sharon Rhoads Trust

Sincerely,

Robert E. Morley

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Enclosure