

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

Date of filing in State Engineer's Office DEC 21 1979

Returned to applicant for correction

Corrected application filed

Map filed Feb 24, 1972 under 26532

The applicant Eureka Water Association, Inc.

P.O. Box 263, of Eureka, Nevada

89316, hereby make 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.) Nevada - March 22, 1967

1. The source of the proposed appropriation is Lani Spring

Name of stream, lake or other source.

2. The amount of water applied for is .111 cfs second-foot

One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet 200,000 gallon storage tank acre-feet

3. The water to be used for Municipal and Domestic

Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

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: in the SW 1/4 SW 1/4 Section 30,

T.19N., R.54E., MDB&M. or at a point from which the SE corner of said Section 30 bears S.31°23' W., 1,566.12 feet distant.

it should be stated.

6. Place of use SE 1/4 NE 1/4, SE 1/4 Section 14, SE 1/4 NE 1/4, N 1/4 NE 1/4, Section 23, SW 1/4

Describe by legal subdivision, if on unsurveyed land it should be so stated.

NW 1/4, W 1/2 SW 1/4 Section 13, W 1/2 NW 1/4 Section 24, T.19N., R.53E., MDB&M.

7. Use will begin about 1st of January and end about 31st of December 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.) water is piped to a storage tank, and then to the place of use.

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

- 9. Estimated cost of works.....\$15,000.00.....
- 10. Estimated time required to construct works.....completed.....
- 11. Estimated time required to complete the application to beneficial use.....30 days.....
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

.....The water from this spring is presently being used for.....
Municipal and Domestic purposes and has been used since the.....
year 1873.....For the supporting map please refer to No. 26532.....

Applicant Eureka Water Association, Inc.

By s/ Richard Forman.....
 Richard W. Forman, Agent
 P.O. Box 150
 Ely, Nevada 89301

Compared lp/jk bt/bc

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 0.111 c.f.s., 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 a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.111 cubic feet per second.

Actual construction work shall begin on or before N/A

Proof of commencement of work shall be filed before N/A

Work must be prosecuted with reasonable diligence and be completed on or before April 22, 1983

Proof of completion of work shall be filed before May 22, 1983

Application of water to beneficial use shall be made on or before April 22, 1985

Proof of the application of water to beneficial use shall be filed on or before May 22, 1985

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

Commencement of work filed MAY 19 1983

Completion of work filed

Proof of beneficial use filed 6-21-89

Cultural map filed

Certificate No. 12939 Issued AUG 15 1991

IN TESTIMONY WHEREOF, I, PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 22nd day of APRIL, A.D. 1982.

Peter G. Morros
 State Engineer

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

~ ~ ~ ~ ~

WHEREAS, Paul Lumos, Agent has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from Lani Spring through a collector line, storage tanks and distribution system for Municipal and Domestic purposes. The point of diversion of water from the source is as follows:

SW1/4 SW1/4 Section 30, T.19N., R.54E.,
M.D.B.&M. or at a point from which the SW
corner of said Section 30 bears S. 31' 23' W.
a distance of 1,566.12 feet situated in Eureka
County, State of Nevada.

NOW KNOW YE, That the State Engineer, under the provisions of NRS 533.425, has determined the date, source, purpose, amount of appropriation, and the place where such water is appurtenant, as follows:

Name of appropriator: Eureka Water Association, Inc.
Source: Lani Spring
Manner of Use: Municipal and Domestic
Amount of appropriation: 0.111 c.f.s. but not to exceed 26.18
million gallons annually
Period of use: January 1st to December 31st of each
year
Date of priority of
appropriation: December 21, 1979

Description of the works of diversion, manner and place of use:

Water is developed by means of a perforated collector line connected to a 4 inch pipeline to two 300,000 gallon steel tanks and one 200,000 gallon underground concrete tank, thence through a distribution system to the Town of Eureka located in the SE1/4 NE1/4, SE1/4 Section 14; SE1/4 NE1/4, N1/2 NE1/4, Section 23; SW1/4 NW1/4, W1/2 SW1/4, Section 13; W1/2 NW1/4, Section 24, T.19N., R.53E., M.D.B.&M.

The total combined rate of diversion under any certificates issued under Permits 40156, 40157, 40158, 40159, 40160, 40161, 40162, 40163, 40164 and 40165 shall not exceed 0.13 c.f.s.

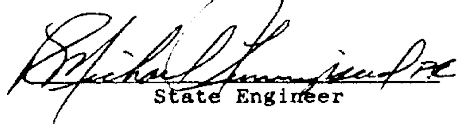
The total combined duty of water under any certificates issued under Permits 40156, 40157, 40158, 40159, 40160, 40161, 40162, 40163, 40164 and 40165 shall not exceed 30.67 million gallons annually.

This certificate is issued subject to the terms of the permit.

continued

The right to water hereby determined is limited to the amount which can be beneficially used, not to exceed the amount above specified, and the use is restricted to the place and for the purpose as set forth herein.

IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 15th day of AUGUST, A.D. 19 91.


State Engineer

bk/vjw

