Serial No. 17882

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

Date of filing in State Engineer's Office MAR 11 1959

Returned to applicant for correction

Corrected application filed

Map filed MAR 25 1959

The applicant Van C. Gardner

of Lund, County of White Pine,

State of Nevada, hereby makes 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.)

1. The source of the proposed appropriation is Underground (Rye Spring)
   Name of stream, lake or other source.

2. The amount of water applied for is 0.25 c.f.s. second-feet.
   One second-foot equals 448.83 gals. per min.

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

3. The water to be used for stockwatering
   Irrigation, power, mining, manufacturing, domestic, or other 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) 300-500 head cattle

   (c) Other use (describe fully under "No. 11. 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 SE¼ SE¼, Sec. 23, T. 13 N., R. 61 E., M.D.B.&M. or at a point from which the SE Cor. Sec. 23 bears S. 80° 16' 34" E., 682.43 ft. distant
   Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land, it should be stated.

6. Place of use In the NW¼ NW¼, Sec. 25, T. 13 N., R. 61 E., M.D.B.&M.
   Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about Jan. 1st (Month) and end about Dec. 31st (Month), of each year.

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, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works $1,000.00

10. Estimated time required to construct works 3 years

11. Remarks Water will be piped from the spring area using 1½" plastic pipe to a round tank (10 ft. diam. x 2 ft. high) and the overflow will be impounded in a small earth-fill reservoir below the tank

s/ Van C. Gardner, Applicant.

By

Compared HS/LB AM/HS

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 cattle 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.

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 sufficient to water 500 head of cattle.

Actual construction work shall begin on or before December 24, 1959

Proof of commencement of work shall be filed before January 24, 1960

Work must be prosecuted with reasonable diligence and be completed on or before December 24, 1960

Proof of completion of work shall be filed before January 24, 1961

Application of water to beneficial use shall be made on or before December 24, 1961

Proof of the application of water to beneficial use shall be filed on or before January 24, 1962

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

Commencement of work filed JAN 25 1960
Completion of work filed DEC 21 1960
Proof of beneficial use filed JUL 13 1961
Cultural map filed
Certificate No. 5204 Issued 9/27/61 for 0.0094 cfs for stock watering
Recorded 10/5/61 Bk 237 Page 479

WITNESS MY HAND AND SEAL this 24th day of June, 1959

Edmund A. Metz
State Engineer

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White Pine County