

**APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA  
SEP 12 1969**

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

Map filed JAN 5 1966, under 22903.....

The applicant Herbert Garms, Jr. & Donna J. Garms, husband & wife  
of....., County of Smith, Lyon County,  
State of Nevada 89430, 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 incorpora-  
tion; if a copartnership or association, give names of members.) Filing as joint tenants with  
rights of survivorship

1. The source of the proposed appropriation is underground  
Name of stream, lake or other source.

2. The amount of water applied for is 2.7 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 Irrigation and Domestic  
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) 160 acres

(b) Stockwater (state number and kinds of animals to be watered).....

(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: NE 1/4 NW 1/4 Sec. 33, T. 11 N.,  
R. 24 E., M.D.B. & M. or at a point from which the N 1/4 corner of said  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,  
Sec. 33 bears N. 44° 10' 35" E. a distance of 1,776.50 ft.  
it should be stated.

6. Place of use SE 1/4 NW 1/4, E 1/4 SW 1/4 Sec. 28; NE 1/4 NW 1/4 Sec. 33; all T. 11 N., R. 24 E.,  
Describe by legal subdivision, if on unsurveyed land it should be so stated.  
M. D. B. & M.

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

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.) Well, pump, motor, & irrigation  
system utilizing ditches  
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 Complete \$13,000
- 10. Estimated time required to construct works Complete \$13,000
- 11. Remarks Use map under 22903 - to supplement Walker R. Storage Rights

Applicant Herbert Garms Jr.

By s/ Herbert Garms Jr.

Compared jls/dc

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, and must be used in conjunction with present water supplies. It is understood that this right must allow for a reasonable lowering of the static water level due to other ground water development, that the water granted under this permit is limited to supplemental use and is appurtenant to 160 acres having existing water rights, and that the duty of water from all sources shall not exceed 4.0 acre-feet annually. A substantial measuring device must be installed and measurements of water use kept, and a method provided, either air line or opening, for measuring depth to water. 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 2.7 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

- Actual construction work shall begin on or before September 3, 1970
- Proof of commencement of work shall be filed before October 3, 1970
- Work must be prosecuted with reasonable diligence and be completed on or before September 3, 1971
- Proof of completion of work shall be filed before October 3, 1971
- Application of water to beneficial use shall be made on or before September 3, 1973
- Proof of the application of water to beneficial use shall be filed on or before October 3, 1973
- Map in support of proof of beneficial use shall be filed on or before October 3, 1973

Commencement of work filed OCT 22 1970  
 Completion of work filed OCT 22 1970  
 Proof of beneficial use filed AUG 15 1974  
 Cultural map filed AUG 15 1974  
 Certificate No. 8423 Issued 2-5-75  
 Recorded 2-11-75 Bk. Page 21623  
9/27/75 County Recorder

IN TESTIMONY WHEREOF, I, Roland D. Westergard,  
 State Engineer of Nevada, have hereunto set my hand and the seal of  
 my office, this 3rd day of March,  
 A.D. 19 70.  
Roland D. Westergard  
 State Engineer