

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

Date of filing in State Engineer's Office JUN 19 1978

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

Corrected application filed \_\_\_\_\_ Map filed \_\_\_\_\_

The applicant ANDREW BOYD  
of Halleck, County of Elko

State of Nevada, hereby makes application for permission to change the  
point of diversion

of water heretofore appropriated under Permit No. 3125 (issued in name of Frank M. Flynn and Len H. Rathfon)  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is south branch of Lamoille Creek  
(Name of stream, lake or other source.)

2. The amount of water to be changed 2.882 cfs  
(Second feet, acre feet.)

3. The water to be used for irrigation  
(If for stock state number and kind of animals.)

4. The water heretofore used for irrigation  
(If for stock state number and kind of animals.)

5. The water is to be diverted at the following point SE<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub> of Section 9, T. 35 N., R. 58 E., MDB&M, from which the SW corner of said Section 9 bears S. 50°12' W. 1875' distant.  
(Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.)

6. The existing point of diversion is located within SE<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>, Sec. 34, T. 35 N., R. 58 E., MDB&M.  
(If point of diversion is not changed, do not answer.)

7. Proposed place of use NE<sup>1</sup>/<sub>4</sub>, Sec. 17, T. 35 N., R. 58 E., MDB&M, 90.2 acres.  
(Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)

8. Existing place of use NE<sup>1</sup>/<sub>4</sub>, Sec. 17, T. 35 N., R. 58 E., MDB&M, 90.2 acres.  
(Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)

9. Use will be from April 15 to Sept. 15 of each year.  
(Month) (Month)

10. Use has been from April 15 to Sept. 15 of each year.  
(Month) (Month)

11. Description of proposed works.

6' x 6' x 14' concrete headgate and diversion ditch

(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.)

12. Estimated cost of works..... \$3,000.00

13. Estimated time required to construct works..... previously constructed

14. Remarks..... This application accompanied by a map showing original and proposed points of diversion.

Compared..... jb/jw

Applicant..... ANDREW BOYD

By..... S/ Stewart R. Wilson  
Agent and Attorney

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:

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

Actual construction work shall begin on or before.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

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

Commencement of work filed..... IN TESTIMONY WHEREOF, I.....  
Completion of work filed..... State Engineer of Nevada, have hereunto set my hand and the seal of  
Proof of beneficial use filed..... my office, this..... day of.....  
Cultural map filed.....  
Certificate No..... Issued..... A.D. 19.....  
Recorded..... Bk..... Page..... State Engineer

WITHDRAWN BY APPLICANT..... JUL 9 1970

*David D. Westergaard*  
STATE ENGINEER