

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

Date of filing in State Engineer's Office JUL 15 1976

Returned to applicant for correction

Corrected application filed

Map filed JUL 15 1976

The applicant Herbert J. Sims % Boyack Surveying, Inc. 582 1/2 West Cedar St., of Elko Nevada 89801

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.)

1. The source of the proposed appropriation is Underground

2. The amount of water applied for is 1 cfs second-feet

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

3. The water to be used for Irrigation and domestic

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) 10 ac.

(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: NW 1/4 NW 1/4 Section 33 T 36 N

R. 56 E, MDM at a point from which the NW Corner of said Section

33 bears N 18° 22' 37" W 1070.96 feet.

6. Place of use Portion of NW 1/4 NW 1/4 Section 33, T 36 N, R 56 E, MDM

7. Use will begin about January 1 and end about December 31 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.) Well with pipes and sprinkler system.

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 \$6,000
- 10. Estimated time required to construct works 1
- 11. Estimated time required to complete the application to beneficial use 3
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Applicant Herbert J. Sims

By s/ Alan S. Boyack  
Alan S. Boyack-Boyack Surveying, Inc.  
582½ West Cedar St.  
Elko, Nevada 89801

Compared bs/jw lk/bs

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 amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If 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.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5 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 June 1, 1977
- Proof of commencement of work shall be filed before July 1, 1977
- Work must be prosecuted with reasonable diligence and be completed on or before June 1, 1978
- Proof of completion of work shall be filed before July 1, 1978
- Application of water to beneficial use shall be made on or before June 1, 1979
- Proof of the application of water to beneficial use shall be filed on or before July 1, 1979
- Map in support of proof of beneficial use shall be filed on or before July 1, 1979

Commencement of work filed.....  
 Completion of work filed.....  
 Proof of beneficial use filed.....  
 Cultural map filed.....  
 Certificate No. .... Issued.....  
 Recorded..... Bk..... Page.....  
 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 1st day of December,

A.D. 19 76  
 NOV 29 1978  
 BECAUSE OF FAILURE  
 OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT  
Roland D. Westergard STATE ENGINEER