

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

NOV 24 1976

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

Returned to applicant for correction.....

Corrected application filed.....

Map filed Nov. 24, 1976, under 30845

The applicant Lynn W. & Elaine Rose % Boyack Surveying, Inc.

582 1/2 West Cedar St., of Elko,
Street and No. or P.O. Box No. City or Town

Nevada 89801, hereby make application for permission to appropriate the public
State and Zip Code No.

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 Well No. 1
Name of stream, lake or other source.

2. The amount of water applied for is 6.0 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) 4700 acres

(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: SW 1/4 NE 1/4 Section 9, T28N, R58E, MDM at a point from which the NW corner of Section 33, T29N, R58E, MDM bears N 11° 45' 25" W 13,467.34 feet.
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. Place of use SE 1/4 SE 1/4 Section 29; SW 1/4 and a portion of E 1/2 Section 28; all of Section 33, T29N, R58E, MDM. NW 1/4, E 1/2 SW 1/4, E 1/2 Section 4; E 1/2 NW 1/4, NE 1/4 SW 1/4, NE 1/4 Section 9; all of Section 10, NE 1/4 of Section 15, in T28N, R58E, MDM.
Describe by legal subdivision, if on unsurveyed land it should be so stated.

A portion of W 1/2 of Franklin Lake, T28 & 29 N, R58E, MDM.

7. Use will begin about January 1 and end about December 31, of each year.
Day and Month Day and 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 pipe line and 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..... \$5,000
- 10. Estimated time required to construct works..... 1 yr.
- 11. Estimated time required to complete the application to beneficial use..... 3 yr.
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Waters to be co-mingled with waters of Certificates 1448 and 1449 and application on Hankins Creek.

Applicant Lynn W. & Elaine Rose

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

Compared jw/bs dc/ga

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 6.0 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..... January 21, 1978
- Proof of commencement of work shall be filed before..... February 21, 1978
- Work must be prosecuted with reasonable diligence and be completed on or before..... January 21, 1979
- Proof of completion of work shall be filed before..... February 21, 1979
- Application of water to beneficial use shall be made on or before..... January 21, 1982
- Proof of the application of water to beneficial use shall be filed on or before..... February 21, 1982
- Map in support of proof of beneficial use shall be filed on or before..... February 21, 1982

Commencement of work filed MAR 9 1978
 Completion of work filed MAR 7 1979
 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 21st day of July

A.D. 1977
 [Signature of Roland D. Westergard]
 State Engineer