

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

Date of filing in State Engineer's Office..... NOV 24 1976

Returned to applicant for correction.....

Corrected application filed.....

Map filed Nov. 24, 1976, under 30845

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

582 1/2 West Cedar, of Elko, Nevada 89801

Street and No. or P.O. Box No. City or Town - State and Zip Code No. 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 Hankins Creek Name of stream, lake or other source.

2. The amount of water applied for is 0.5 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 Stockwater 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) 1000 cattle, 20 horses

(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: SE 1/4 SE 1/4 Section 29, T29N, R58E, MDM at a point from which the SE corner of said Section 29 Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, bears S 36° 38' 35" E 392.00 feet. it should be stated.

6. Place of use SE 1/4 SE 1/4 Section 29; SW 1/4 and a portion of the E 1/2, Section 28; Describe by legal subdivision, if on unsurveyed land it should be so stated. 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 Section 10; NE 1/4 Section 15 in T28N, R58E, MDM. A portion of W 1/2 of Franklin Lake, T28 & 29 N, R.58E, MDM

7. Use will begin about January 1 and end about Dec. 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.) dams 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..... \$1000
- 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 Well No. 1

Applicant Lynn W. & Elaine Rose
 By s/ Alan S. Boyack
 Alan S. Boyack
 582 1/2 West Cedar St.
 Elko, Nevada 89801
 Compared jw/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 period of use and the average number of livestock 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 0.0318 cubic feet per second, or sufficient to water 1000 head of cattle and 20 head of horses.

- 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, 1980
- Proof of the application of water to beneficial use shall be filed on or before February 21, 1980
- Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed MAR 9 1978
 Completion of work filed MAR 7 1979
 Proof of beneficial use filed FEB 10 1982
 Cultural map filed
 Certificate No. 10009 Issued 4-26-82
 Recorded Bk. 33 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. 19 77

Roland D. Westergard
 State Engineer