

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

Date of filing in State Engineer's Office..... DEC 14 1976

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... Dec. 14, 1976, under 30930

The applicant John Fransway, Jr., Marian Fransway & Ray Jane Studebaker  
P. O. Box 509, of Winnemucca,  
Street and No. or P.O. Box No. City or Town  
NV 89445, 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.) Partnership -- John Fransway, Jr., Marian Fransway & Ray Jane Studebaker

1. The source of the proposed appropriation is Hot Pot Springs  
Name of stream, lake or other source.

2. The amount of water applied for is 1.0 cfs 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 commercial and domestic  
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).....  
(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: in the NE¼ SE¼ Sec. 10, T.35N., R.43E., MDB&M; or a point from which the SE 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, it should be stated.  
Sec. 10 bears S. 5° 35' E. 2027 ft.

6. Place of use NE¼ SE¼ Sec. 10, T.35N., R.43E. MDB&M  
Describe by legal subdivision, if on unsurveyed land it should be so stated.

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.) pipelines, swimming pools and baths  
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 in excess of \$5000.00
- 10. Estimated time required to construct works 4 years
- 11. Estimated time required to complete the application to beneficial use 5 years
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Resort facilities

Applicant John Fransway, Jr., Marion Fransway & Ray Jane Studebaker

By s/ J. R. Caldwell

P. O. Box 432

Winnemucca, Nv 89445

Compared jw/bs

lk/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 0.5 c.f.s., 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 a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. 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 1.75 million gallons annually.

Actual construction work shall begin on or before November 11, 1977

Proof of commencement of work shall be filed before December 11, 1977

Work must be prosecuted with reasonable diligence and be completed on or before November 11, 1978

Proof of completion of work shall be filed before December 11, 1978

Application of water to beneficial use shall be made on or before November 11, 1980

Proof of the application of water to beneficial use shall be filed on or before December 11, 1980

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

Commencement of work filed JAN 10 1979

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

Recorded \_\_\_\_\_ Bk. \_\_\_\_\_ Page \_\_\_\_\_

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 11th day of May

A.D. 19 77

*[Signature of Roland D. Westergard]*  
State Engineer

County Recorder  
CANCELLED

JAN 11 1980

BECAUSE OF FAILURE

OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

*[Signature]*