

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

Date of filing in State Engineer's Office DEC 28 1976

Returned to applicant for correction.....

Corrected application filed.....

Map filed DEC 28 1976 under 30972

The applicant Marshall L. Morgan % Boyack Surveying, Inc.

582½ West Cedar St., of Elko, Nevada

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. 5
Name of stream, lake or other source.

2. The amount of water applied for is 6 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 Irrigation
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) 1080 acres to be co-mingled with Well No. 3

(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: Lot 3, Section 11, T37N, R61E, MDM, from which the NW Corner of Section 14, T37N, R61E, MDM, bears S 5 degrees 34' 36" E 526.77 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 NW¼ SW¼, S½ SW¼, Section 2, E½ Section 10, and all of Section 11, T37N, R61E, MDM
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

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 a sprinkler system proposed.
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 yr.
- 11. Estimated time required to complete the application to beneficial use 2 yr.
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water to be co-mingled with Well No. 3, and with the waters of Certificate 00524.

Applicant Marshall L. Morgan

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

Compared dc/ga 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 5.9844 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 March 7, 1978
- Proof of commencement of work shall be filed before April 7, 1978
- Work must be prosecuted with reasonable diligence and be completed on or before March 7, 1979
- Proof of completion of work shall be filed before April 7, 1979
- Application of water to beneficial use shall be made on or before March 7, 1982
- Proof of the application of water to beneficial use shall be filed on or before April 7, 1982
- Map in support of proof of beneficial use shall be filed on or before April 7, 1982

Commencement of work filed APR 28 1978 IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD
 Completion of work filed APR 21 1980 State Engineer of Nevada, have hereunto set my hand and the seal of
 Proof of beneficial use filed..... my office, this 7th day of September

Certificate No..... Issued..... A.D. 19 77
 Recorded..... Bk..... Page OCT 29 1986
 WITHDRAWN BY APPLICANT
 County Recorder
 State Engineer

218 (Rev.)
 STATE ENGINEER [Signature]