

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

JUL 19 1977

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

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... JUL 19 1977 under 32839

The applicant Delbert G. and Jessica Lindsay

Star Route, of Battle Mountain,
Street and No. or P.O. Box No. City or Town

Nv 89820, 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 Petaluma Creek
Name of stream, lake or other source.

2. The amount of water applied for is 5.4 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) 311.8

(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 NW¼NW¼ Sec. 28,
T.26N., R.43E., MDB&M; or a point from which the Se corner of
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
Sec. 21, T.26N., R.43E bears N.89°40'E. 5230 ft.
it should be stated.

6. Place of use SW¼ Sec. 21 and SE¼ Sec. 20, T.26N., 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.) water to be diverted by culvert under county road to existing 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.....constructed.....
- 10. Estimated time required to construct works.....constructed.....
- 11. Estimated time required to complete the application to beneficial use..... 1 year.....
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This is an intermittant stream with natural drainage across the applicant's land. To prevent damage and secure maximum use of the water when it flows the applicants want to control it.

Applicant Delbert G. & Jessica Lindsay

By s/ J R Caldwell
P.O. Box 432
Winnemucca, Nv 89445

Compared mm/ga bl/bc

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 5.26 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..... November 25, 1978
- Proof of commencement of work shall be filed before..... December 25, 1978
- Work must be prosecuted with reasonable diligence and be completed on or before..... November 25, 1979
- Proof of completion of work shall be filed before..... December 25, 1979
- Application of water to beneficial use shall be made on or before..... November 25, 1982
- Proof of the application of water to beneficial use shall be filed on or before..... December 25, 1982
- Map in support of proof of beneficial use shall be filed on or before..... December 25, 1982

Commencement of work filed..... IN TESTIMONY WHEREOF, I..... ROLAND D. WESTERGARD.....
 Completion of work filed..... State Engineer of Nevada, have hereunto set my hand and the seal of
 Proof of beneficial use filed..... my office, this 25th day of..... MAY
 Cultural map filed.....
 Certificate No..... Issued..... A.D. 19 78
 Recorded..... Bk..... Page.....

County Recorder William J. Yecoman CANCELLED FEB 8 1979 BECAUSE OF FAILURE State Engineer
 OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
 STATE ENGINEER