

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

Date of filing in State Engineer's Office... AUG 1 1978
Returned to applicant for correction... SEP 28 1978
Corrected application filed... NOV 28 1978
Map filed... NOV 28 1978 under 35669

The applicant Richard L. Herman, Clifford Herman, and Nancy Metcalfe
1240 Main Street, of Fortuna
California 95540, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is Main Head Spring
Name of stream, lake or other source.

2. The amount of water applied for is 2.0 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 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) 112 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: in the SW 1/4 NW 1/4 of section 36, T24N, R62E, MDB&M, whence the southeast corner of said section 36 bears S 56° 38' 26" E, 5,619.86 feet distant.

6. Place of use Lots 3 and 4 of section 6, T23N, R63E, MDB&M, Lot 4 of section 31, T24N, R63E, MDB&M.

7. Use will begin about 1st of January and end about 31st of December of each year.

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.) the water will be diverted through a 4" diameter pipeline to the place of use then irrigated by a sprinkler system

- 9. Estimated cost of works..... \$10,000.00
- 10. Estimated time required to construct works..... 3 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.

..... This water will be used in conjunction with the Cherry Creek
 Spring Nos. 1 through 4, for a total of 4 acre-feet per acre
 of land irrigated per year.

Applicant..... Richard L. Herman, Clifford
 Herman, Nancy Metcalfe

By..... s/ Richard Forman
 Richard W. Forman, Agent
 P.O. Box 150
 Ely, Nevada 89301

Compared..... 1p/ga..... js/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. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State retains the right to regulate the use of the water herein granted at any and all times.

..... This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

..... The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 2.0..... 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.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before..... June 6, 1988

Proof of completion of work shall be filed before..... July 6, 1988

Application of water to beneficial use shall be made on or before..... June 6, 1990

Proof of the application of water to beneficial use shall be filed on or before..... July 6, 1990

Map in support of proof of beneficial use shall be filed on or before..... July 6, 1990

Commencement of work filed..... IN TESTIMONY WHEREOF, I..... PETER G. MORROS
 Completion of work filed..... JUL 19 1988..... State Engineer of Nevada, have hereunto set my hand and the seal of
 Proof of beneficial use filed..... my office, this..... 6th..... day of June

Cultural map filed.....
 Certificate No..... Issued..... A.D. 19.85.....

Recorded..... CANCELLED Page..... AUG 16 1996.....
 OF APPLICANT RECORDS COMPLY WITH THE PROVISIONS OF PERMIT

..... State Engineer
 STATE ENGINEER