№ 35706

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

Date of filing in State Engineer's Office AUG 7 1978

Returned to applicant for correction OCT 2 1978

Corrected application filed

Map filed NOV 28 1978

The applicant Robert Rude

Star Route #1, Box 23A, Cherry Creek, of Ely,
Street and No. or P.O. Box No. City or Town

Nevada, 89301, 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 Cherry Creek Spring No. 2
Name of stream, lake or other source.

2. The amount of water applied for is .5 second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet none acre-feet

3. The water to be used for Mining, Milling & 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: Being in the NW¼ SE¼ Sec. 36 T 24N, R 62E. From which the SE Cor of said Sec. 36 bears S 51°15'E a dist. of 2207.1 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 A mill in the E½ SE¼ Sec. 36 T 24N, R 62 E M.D.Mer
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about Jan 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.) Sping box & pipeline

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 $3,000.00

10. Estimated time required to construct works 2 yrs.

11. Estimated time required to complete the application to beneficial use 3 yrs.

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

100 G.P.M. 24 hrs./day, 7 days/week for Approx 11 Months/year

Applicant Bob Rude
Pro. 1/24/79 by Dept. of Fish and Game
Pro. 2/7/79 by Clifford Herman

By s/ Arnold C. Wood
P. O. Box 238
Ely, Nev. 89301

Compared ga/jw bl/bc

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby ~~grant~~ deny the same, subject to the following limitations and conditions:

This application is hereby denied on the grounds that the granting thereof would conflict with and impair existing rights.

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

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

Proof of completion of work shall be filed before

Application of water to beneficial use shall be made on or before

Proof of the application of water to beneficial use shall be filed on or before

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

Commencement of work filed
Completion of work filed
Proof of beneficial use filed
Cultural map filed
Certificate No. Issued
Recorded Bk. Page
County Recorder

IN TESTIMONY WHEREOF, I PETER G. MORROS State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of June, A.D. 19 85

State Engineer

218 (Rev.)