

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

JAN 25 1979

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

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... JAN 25 1979

The applicant Board of County Commissioners, County of Elko, State of Nevada, as Trustee for the Tuscarora Water District, c/o Boyack Surveying, Inc.

582 1/2 West Cedar Street, of Elko Nevada, 89801

hereby make application for permission to appropriate the public 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 Springs No. 1

2. The amount of water applied for is 0.50 cfs second-feet

(a) If stored in reservoir give number of acre-feet..... acre-feet

3. The water to be used for Municipal 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: NW 1/4 NW 1/4 of Section 34, T40N,

R51E, MDB&M., at a point from which the SE corner of said Section

34 bears S 45° 55' 21" E 6070.97 feet.

6. Place of use NE 1/4 NE 1/4 Section 33; W 1/4 NW 1/4, SE 1/4 NW 1/4, SW 1/4 NE 1/4, W 1/2 SE 1/4, SE 1/4 SE 1/4

Section 34, T40N, R51E, MDB&M. Lots 1 & 2 Section 3, T39N, R51E,

MDB&M.

7. Use will begin about January 1 and end about December 31, 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.) Pipeline from springs to storage tank, then pipeline to Town of Tuscarora with distribution system.

- 9. Estimated cost of works.....\$50,000
- 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.

Pipelines from springs to a 63,000 gallon minimum storage tank. Water to be co-mingled with Springs No. 2.

Applicant Board of County Commissioners,
 County of Elko, State of Nevada, as
 Trustee for the Tuscarora By s/ Alan S. Boyack
 Water District Alan S. Boyack
 Compared LP/ha ja/dp 582½ West Cedar Street
 Elko, Nevada 89801

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 0.50 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 total combined duty of water under this permit and Permit 36543 shall not exceed 117.96 million gallons annually.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.50 cubic feet per second, but not to exceed 117.96 million gallons annually.

Actual construction work shall begin on or before April 2, 1980
 Proof of commencement of work shall be filed before May 2, 1980
 Work must be prosecuted with reasonable diligence and be completed on or before April 2, 1981
 Proof of completion of work shall be filed before May 2, 1981
 Application of water to beneficial use shall be made on or before April 2, 1983
 Proof of the application of water to beneficial use shall be filed on or before May 2, 1983
 Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed MAY 22 1981
 Completion of work filed MAY 22 1981
 Proof of beneficial use filed
 Cultural map filed
 Certificate No. Issued
 Recorded Bk. Page
 County Recorder

IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 2nd day of OCTOBER

A.D. 19 79

William J. Newman
 State Engineer