

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

Date of filing in State Engineer's Office MAR 20 1979

Returned to applicant for correction JUN 20 1979

Corrected application filed \_\_\_\_\_

Map filed AUG 14 1979

The applicant James Heldman c/o Boyack Surveying, Inc.

515 South Fifth Street, of Elko,  
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. 1  
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 Milling and 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: SE<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub> Section 36, T46N

R53E, MDB&M, at a point from which the SE corner of said section 36  
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.  
bears S 76° 49' 22" E 3804.21 feet.

6. Place of use SW<sup>1</sup>/<sub>4</sub>; NW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub> of section 36, T46N, R53E, 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.) Well, pipelines to Storage Pond then recirculated through Mill.  
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.....\$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.

Applicant James Heldman.....

By s/ Alan S. Boyack  
Alan S. Boyack

Compared 1p / ss gk/ja 515 South Fifth 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 existing rights. 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. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins or before the Proof of Completion of Work is filed.

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 471.8 million gallons annually.

- Actual construction work shall begin on or before..... March 29, 1981
- Proof of commencement of work shall be filed before..... April 29, 1981
- Work must be prosecuted with reasonable diligence and be completed on or before..... March 29, 1982
- Proof of completion of work shall be filed before..... April 29, 1982
- Application of water to beneficial use shall be made on or before..... March 29, 1984
- Proof of the application of water to beneficial use shall be filed on or before..... April 29, 1984
- Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed..... IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN  
 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 29th day of SEPTEMBER  
 Cultural map filed.....  
 Certificate No..... Issued..... A.D. 19 80  
 Recorded..... Bk..... Page.....  
 County Recorder

*William J. Newman*  
State Engineer

218 (Rev.) CANCELLED JUN 1 1983 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

*[Signature]* STATE ENGINEER