ASSIGNED
Nº 38022

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

Date of filing in State Engineer's Office APR 26 1979

Returned to applicant for correction.

Corrected application filed

Map filed APR 26 1979 under 38021

The applicant Blair and Josephine B. Johns c/o Boyack Surveying, Inc.

515 South 5th St., 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 Point Spring
Name of stream, lake or other source.

2. The amount of water applied for is 0.05 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 stockwater
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) 1000 cattle

(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: NE¼NE¼ of Section 35, T34N, R63E, MDM at a point from which the NE corner of said Section 35
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
bears N 48° 40' 48" E 1711.21 feet.
it should be stated.

6. Place of use NE¼NE¼ of Section 35, T34N, R63E, MDM
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.) Develop springs

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 $500

10. Estimated time required to construct works 3 yrs.

11. Estimated time required to complete the application to beneficial use 5 yrs.

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

Applicant Blair and Josephine B. Johns

By s/ Alan S. Boyack
Alan S. Boyack
515 South 5th St.
Elko, Nevada 89801

Compared lp/bl ja/ha

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 period of use and the average number of livestock served from the waters of this source. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0312 cubic feet per second, or sufficient water to water 1,000 head of cattle.

Actual construction work shall begin on or before October 1, 1980

Proof of commencement of work shall be filed before November 1, 1980

Work must be prosecuted with reasonable diligence and be completed on or before October 1, 1981

Proof of completion of work shall be filed before November 1, 1981

Application of water to beneficial use shall be made on or before October 1, 1982

Proof of the application of water to beneficial use shall be filed on or before November 1, 1982

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

Commencement of work filed DEC 4 1980
Completion of work filed DEC 4 1980
Proof of beneficial use filed NOV 19 1982
Cultural map filed
Certificate No. 10532 Issued DEC 13 1982
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 1st day of APRIL, A.D. 19 80

William J. Newman
State Engineer

218 (Rev.)