№ 46493

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

Date of filing in State Engineer's Office DEC 27 1982

Returned to applicant for correction JAN 21 1983

Corrected application filed

Map filed

The applicant Robert O. Vaughan

P.O. Box 1420 (Street and No. or P.O. Box No.), of Elko (City or Town),

Nevada 89801 (State and Zip Code No.), 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 Mayhew Creek (Name of stream, lake, spring, underground or other source)

2. The amount of water applied for is 7.0 cfs (One second-foot equals 448.83 gals. per min.) second-feet

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

3. The water to be used for Irrigation (Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.)

4. If use is for:

   (a) Irrigation, state number of acres to be irrigated: 832 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: Being within Lot 1 (NE¼ NE¼) of (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 so stated.) unsurveyed Section 3, T 29 N, R 58 E, MDB & M.

6. Place of use Portion of SW¼ SW¼ Section 1; Portions of S½ NW¼, SW¼ NE¼, SW¼ SE¼ (Describe by legal subdivision. If on unsurveyed land, it should be so stated.) Section 2; Portion of N½ SE¼ Section 3; N½ NE¼, NE¼ NW¼ Section 11; Portions of Lots 2 & 3 Section 12, All in T 29 N, R 58 E, MDB & M. Also portions of the unsurveyed parts of Section 12 & 13, T 29 N, R 58 E, MDB & M., and Sections 7 & 18, T 29 N, R 59 E, MDB & M., lying between the meander line and the centerline of Franklin Lake. The above Place of Use is intended to include all of the lands described on Exhibit "A" attached hereto and made a part hereof.

7. Use will begin about April 1 (Month and Day) and end about September 1 (Month and Day), 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.) Ditches, Headgates and Small Dams. (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.)

9. Estimated cost of works $20,000

10. Estimated time required to construct works 3 years
If well completed, describe works.

11. Estimated time required to complete the application of water 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.
We request that action on this application be withheld until such time adjudication of the waters of Ruby Valley has been completed. At such time we may wish to reduce the CFS requested. Also, this application to appropriate water for irrigation in no way is intended to jeopardize, hinder, interfere with or effect the applicant's vested and/or decreed water rights to the land described in Item 6 above. This application is also intended to have the same date and time or priority as an application filed for Miller S. Vaughan, Janet C. Pierce and Dorothy M. Kaiser on lands adjoining the Place of Use noted on this application.

s/ Alan S. Boyack
By Alan S. Boyack, Agent
515 South Fifth Street
Elko, Nevada 89801

Compared ds/ ja

Protested

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:

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

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

Completion of work filed

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this day of, A.D. 19

State Engineer

218 (Rev.)

JUN 1 1983
CANCELED BECAUSE OF FAILURE TO REFILE CORRECTED APPLICATION WITHIN STATUTORY TIME.
Peter L. Morros STATE ENGINEER.