

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 Miller S. Vaughan, Janet C. Pierce, Dorothy M. Kaiser

P.O. Box 1420, 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 Mayhew Creek
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 16.0 cfs second-feet
One second-foot equals 448.83 gals. per min.

(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: 1737 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 3 (NE 1/4 NW 1/4) of
Describe as being within a 40-acre subdivision of public
Section 2, T 29 N, R 58 E, MDB & M.
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

6. Place of use Portions of NW 1/4, SW 1/4, SE 1/4, SW 1/4 NE 1/4 Section 1; Portions of NW 1/4, NE 1/4, E 1/4 SE 1/4,
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

NW 1/4 SE 1/4 Section 2; Lot 1, Portions of Lots 2&3 Section 12; All in T 29 N, R 58 E,

MDB & M., Also Lots 2, 3&4, SE 1/4 SE 1/4, Portions of Lot 1 Section 7; Portions of SW 1/4, Lot 3 Section 8; N 1/2 NE 1/4, NE 1/4 NW 1/4 Section 18; T 29 N, R 59 E, MDB & M., Also portions of the unsurveyed parts of Sections 1&12, T 29 N, R 58 E, MDB & M., and Section 6&7, 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 shown in Exhibit "A" attached hereto and made a part hereof.

7. Use will begin about April 1 and end about September 1, of each year.
Month and Day Month and Day

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 Robert O. Vaughan 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.....

JUN 1 1983

CANCELED..... BECAUSE OF FAILURE TO REFILE
CORRECTED APPLICATION WITHIN STATUTORY TIME.

Alan S. Boyack
STATE ENGINEER