

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

Date of filing in State Engineer's Office JUN 18 2004

Returned to applicant for correction \_\_\_\_\_

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

Map filed JUN 18 2004

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The applicant **Boies Ranches** hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. **Boies Ranches (a Nevada Corporation) December 30, 1959, Nevada.**

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1. The source of the proposed appropriation is **Lower Dynamite Spring**
2. The amount of water applied for is **0.022 cfs** second feet.
  - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **Stockwater**
4. If use is for:
  - (a) Irrigation, state number of acres to be irrigated
  - (b) Stockwater, state number and kind of animals to be watered **700 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 **SW¼ SW¼ of Section 26, T.44N., R.62E. M.D.B.&M. at a point from which the SW Corner of said Section 26 bears S 26°48'26" W, 1374.40 feet.**
6. Place of Use **W½ SW¼ of Section 26, T.44N., R.62E., M.D.B.&M.**
7. Use will begin about **January 1** and end about **December 31** of each year.
8. Description of proposed works **improve spring, pipelines and stock troughs**
9. Estimated cost of works **\$5,000**
10. Estimated time required to construct works **3 years**
11. Estimated time required to complete the application of water to beneficial use **5 years**
12. Remarks:

By **High Desert Engineering**  
**s/ Robert E. Morley**  
**640 Idaho Street**  
**Elko, Nevada 89801**

Compared sg/ sam dl/ sam

Protested \_\_\_\_\_

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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.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.022 cubic feet per second, or sufficient to water 700 head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before:

February 4, 2008

Proof of completion of work shall be filed on or before:

March 4, 2008

Water must be placed to beneficial use on or before:

February 4, 2010

Proof of the application of water to beneficial use shall be filed on or before:

March 4, 2010

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

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set  
my hand and the seal of my office,

this 4th day of February, A.D. 2005

  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_ N/A \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_