



**THE STATE OF NEVADA**  
**PERMIT TO APPROPRIATE WATER**

**Name of Permittee:** Y-3 II  
**Source:** STREAM (WHEELER POND-MULE CREEK)  
**Basin:** SALMON FALLS CREEK AREA  
**Manner of Use:** STOCKWATERING  
**Period of Use:** JANUARY 1ST THROUGH DECEMBER 31ST  
**Priority Date:** 04/25/2014

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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.

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

The total combined duty of water under Permits 83794, 83796 and 83797 shall not exceed 7.84 acre-feet annually, sufficient to water 350 head of cattle.

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

The point of diversion and place of use are as described on the submitted application to support this permit.

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, sufficient to water 350 head of cattle, but not to exceed 0.05 cubic feet per second or 7.84 acre-feet annually.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

December 30 2015

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

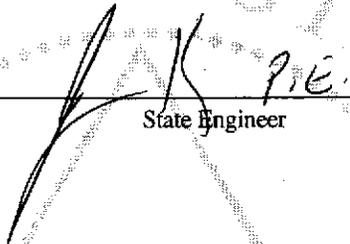
December 30 2017

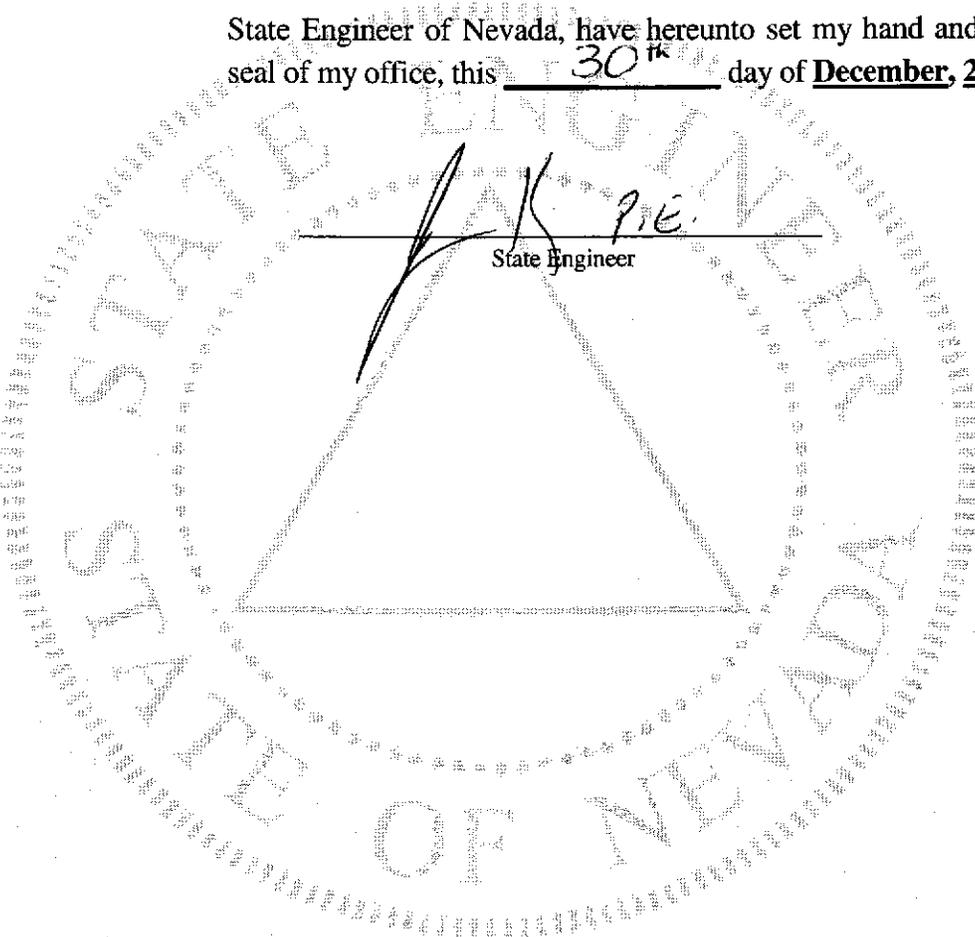
Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 30<sup>th</sup> day of December, 2014

  
\_\_\_\_\_  
State Engineer



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

THIS SPACE FOR OFFICE USE ONLY

Date of Filing in State Engineer's Office APR 25 2014

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

Corrected Application filed \_\_\_\_\_ Map filed Apr 25 2014 under 83791

The applicant Y-3 II  
Box 5405 of Boise  
Street Address or P.O. Box City or Town  
Idaho 83705 hereby make(s) application for permission to appropriate the  
State and ZIP Code

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.)

Y-3 II is an Idaho general partnership  
General partners: Linda L. Yanke, personally, and Pleasant Valley Limited Partnership, of which Linda L. Yanke is the sole general partner.

1. The source of water is Wheeler Pond  
Name of the stream, lake, underground, spring or other sources.
2. The amount of water applied for is 0.05 cfs  
One second foot equals 448.83 gallons per minute.  
 (a) If stored in a reservoir give the number of acre-feet \_\_\_\_\_
3. The water is to be used for stock watering  
Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use.
4. If use is for:
  - (a) Irrigation, state number of acres to be irrigated \_\_\_\_\_
  - (b) Stockwater, state number and kind of animals \_\_\_\_\_
  - (c) Other use (describe fully in No. 12) 350 cattle
  - (d) Power:
    - (1) Horsepower developed \_\_\_\_\_
    - (2) Point of return of water to stream \_\_\_\_\_

STATE ENGINEER'S OFFICE  
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5. The water is to be diverted from its source at the following point: (Describe as being within a 40-acre subdivision of public survey, and by course and distance to a found section corner. If on unsurveyed land, it should be so stated.)

within NE¼SE¼ of Section 5, T.47N.,R.65E., M.D.M., from which the SE corner of said section 5 bears S.24°26'E., 2,563 ft. distant.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated)

NE¼SE¼, Section 5, T.47N.,R.65E., M.D.M.

7. Use will begin about January 1 and end about December 31 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.) (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with a pump and motor, etc.)

Mule Creek, an ephemeral stream, is diverted by means of a low earthen berm, approximately 200 ft. in length, 6 feet maximum height. A spillway is provided for the short season of average flow.

9. Estimated cost of works: estimate \$5,000.00 labor & equipment to construct impoundment.

10. Estimated time required to construct works: existing  
(If the well is complete, describe works.)

11. Estimated time required to complete the application of water to beneficial use: three years

12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary); (Failure to provide a detailed description may cause a delay in processing.)

Applicant, the authorized range user, and predecessors have long enjoyed use of the water from this source. Date of construction of the small dam is estimated as 1970. Flow in creek channel does not reach Shoshone Creek except in times of exceptionally heavy runoff.

13. Miscellaneous remarks:

Applicant is also enclosing a notarized affidavit of declaration of authority to graze livestock in this vicinity. Please send copies of notices and correspondence to the undersigned agent.

bill@farrwestengineering.com  
E-mail Address  
775- 738-2121 111  
Phone No. Ext.

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

William A. Nisbet, agent  
Type or print name clearly  
William A. Nisbet  
Signature, applicant or agent  
Farr West Engineering  
Company Name  
421 Court Street  
Street Address or PO Box  
Elko, Nevada 89801-3527  
City, State, ZIP Code