ASSIGNED

Serial No. 21670

AMENDED

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office NOV 29 1963

Returned to applicant for correction JAN 31 1964

Corrected application filed FEB 11 1964 Map filed NOV 29 1963

The applicant Frank McCleary

of Paradise Valley, County of Humboldt

State of Nevada, hereby makes application for permission to change the

point of diversion

of water heretofore appropriated under application and permit No. 17031

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is underground
(Name of stream, lake or other source.)

2. The amount of water to be changed 5.0 c. f. s.
(Second feet, acre feet.)

3. The water to be used for Irrigation and domestic
(If for stock state number and kind of animals.)

4. The water heretofore used for Irrigation and domestic
(If for stock state number and kind of animals.)

5. The water is to be diverted at the following point NW¼ SW¼ Section 30, T. 40 N., R. 40 E., M.D.B.&M., or at a point from which the S. W. corner of Section 31, T. 40 N., R. 40 E., M.D.B.&M. bears S. 9° 47' W. a distance of 7,917 feet.
(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 stated.)

6. The existing point of diversion is located within SW¼ NW¼ Sec. 30, T. 40 N., R. 40 E., M.D.B.&M., or at a point from which the W¼ corner of said Sec. 30 bears S. 87° 15' W., a distance of 1,227 feet.
(If point of diversion is not changed, do not answer.)

7. Proposed place of use W½ SW¼ Sec. 30 and NW¼ NW¼ Sec. 31, T. 40 N., R. 40 E., M.D.B.&M., and the SE¼ Sec. 25 and N½ NE¼ Sec. 36, T. 40 N., R. 39 E., M.D.B.&M. Total - 328.93 acres.
(Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)

8. Existing place of use W½ SW¼ Section 30 and NW¼ NW¼ Section 31, T. 40 N., R. 40 E., M.D.B.&M., and the SE¼ Section 25 and the N½ NE¼ Section 36, T. 40 N., R. 39 E., M.D.B.&M. Total - 328.93 acres.
(Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)

9. Use will be from April 1 (Month) to October 31 (Month) of each year.

10. Use has been from April 1 (Month) to October 31 (Month) of each year.

11. Description of proposed works.

Drilled 16 inch well, install 100 H. P. electric motor and deep well pump, and
(Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)
construct irrigation ditch system.
(State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

12. Estimated cost of works In excess of $5,000

13. Estimated time required to construct works 5 years

14. Remarks

Compared awb/ns hs/jw

Applicant Frank McCleary

By s/William J. Newman
William J. Newman
State Water Right Surveyor
Professional Bldg., Winnemucca, Nevada

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 to change the point of diversion of the waters of an underground source as heretofore granted under Permit 17031 is issued subject to the terms and conditions imposed in said Permit 17031 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening, an air line and a weir or other type of measuring device at or near the well to facilitate the measurement and control of the water. If well is flowing, a valve must be installed and maintained to prevent waste. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.0 cubic feet per second, but not to exceed a seasonal duty of 3.6 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before August 1, 1967

Proof of commencement of work shall be filed before September 1, 1967

Work must be prosecuted with reasonable diligence and be completed on or before August 1, 1968

Proof of completion of work shall be filed before September 1, 1968

Application of water to beneficial use shall be made on or before August 1, 1968

Proof of the application of water to beneficial use shall be filed on or before September 1, 1968

Map in support of proof of beneficial use shall be filed on or before September 1, 1968

Commencement of work filed Aug 30, 1968
Completion of work filed Aug 30, 1968
Proof of beneficial use filed Aug 30, 1968
Cultural map filed 11-29-63 under 21670
Certificate No. 6913 Issued 1-30-69
Recorded 1-28-69 Bk. 35 Page 334

2407

WITNESS MY HAND AND SEAL this 1st day of February, 1967

GEORGE W. HENNEN
State Engineer

By [signature]
Assistant State Engineer