

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 DEC 18 1963

Returned to applicant for correction

Corrected application filed Map filed DEC 18 1963

The applicant Robert Dufurrena and Philip Gabica and Patricia Gabica of Orovada, 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. 12453

(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 2.7 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 NE 1/4 NE 1/4 Section 32, Township 43 North, Range 37 East, MDM, or at a point from which the Northwest corner of said Section 32 bears N. 88° 09' W. a distance of 5,211.8 feet.

6. The existing point of diversion is located within SE 1/4 NE 1/4 Section 32, Township 43 North, Range 37 East, MDM, or at a point from which the East 1/4 corner of said Section 32 bears S. 45° 00' E. a distance of 141 feet.

7. Proposed place of use NE 1/4 Section 32, Township 43 North, Range 37 East, MDM. 160 acres.

8. Existing place of use NE 1/4 Section 32, Township 43 North, Range 37 East, MDM. 160 acres.

9. Use will be from January 1 to December 31 of each year.

10. Use has been from January 1 to December 31 of each year.

11. Description of proposed works.

Drill 16 inch well, install electric motor driven deep well pump,

(Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)

and 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 rap/hs hs/ns Applicant Robert Dufurrena and Philip Gabica and Patricia Gabica

By s/ James A. Callahan Attorney-at-Law Professional Building 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 application to change the point of diversion of the waters of an underground source as heretofore granted under Permit 12453, is issued subject to the terms and conditions imposed in said Permit 12453 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 2.7 cubic feet per second, and not to exceed a seasonal (Mar. 15th to Sept. 30th) duty of 4.0 acre-feet per acre irrigated.

Actual construction work shall begin on or before October 3, 1964

Proof of commencement of work shall be filed before November 3, 1964

Work must be prosecuted with reasonable diligence and be completed on or before October 3, 1965

Proof of completion of work shall be filed before November 3, 1965

Application of water to beneficial use shall be made on or before October 3, 1967

Proof of the application of water to beneficial use shall be filed on or before November 3, 1967

Map in support of proof of beneficial use shall be filed on or before November 3, 1967

Commencement of work filed Nov 3 1964

Completion of work filed OCT 26 1965

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

Recorded Bk Page

2407

WITNESS MY HAND AND SEAL this 3rd day

of April 1964

ELMO J. DERICCO

State Engineer

By Assistant State Engineer

ABROGATED BY 23458