

**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 MAR 16 1966

Returned to applicant for correction _____

Corrected application filed _____ Map filed MAR 23 1966

The applicant Nye County Development Co, Inc.
of Box 257, Lathrop Wells, County of Nye

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

of water heretofore appropriated under Permit No. 22131

(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 an underground source in Nye County, Nevada
(Name of stream, lake or other source.)
2. The amount of water to be changed 3.0 c.f.s.
(Second feet, acre feet.)
3. The water to be used for Irrigation & domestic use
(If for stock state number and kind of animals.)
4. The water heretofore used for municipal and domestic use
(If for stock state number and kind of animals.)
5. The water is to be diverted at the following point the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 10,
T16S, R49E, MDB&M or at a point from which the SE corner of said
(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.)
Section 10 bears S 45° a distance of 120 feet (no change).

6. The existing point of diversion is located within the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 10,
T16S, R49E, MDB&M or at a point from which the SE corner of said
(If point of diversion is not changed, do not answer.)
Section 10 bears S 45° E a distance of 120 feet.

7. Proposed place of use is the NE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 10,
(Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
T16S, R49E, MDB&M (240 acres) (no change).

8. Existing place of use is the NE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section
(Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)
10, T16S, R49E, MDB&M (240 acres).

9. Use will be from January 1st to December 31 of each year.
(Month) (Month)

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

11. Description of proposed works.

Drilled well, pump, motor and distribution system.

(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, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

12. Estimated cost of works \$11,000.00

13. Estimated time required to construct works Five years

14. Remarks Please use the map submitted in support of Permit No. 21388 to support this application.

Compared ja /hs hs/jw Applicant NYE COUNTY DEVELOPMENT CO, INC. S/ Bennett James Vasey By State Water Right Surveyor c/o Tyson Engineering Co, Inc. Box 1362, Las Vegas, Nev.

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 manner of use of the waters of an underground source as heretofore granted under Permit 22131 is issued subject to the terms and conditions imposed in said Permit 22131 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 3.0 cubic feet per second, but not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before December 12, 1967. Proof of commencement of work shall be filed before January 12, 1968. Work must be prosecuted with reasonable diligence and be completed on or before December 12, 1968. Proof of completion of work shall be filed before January 12, 1969. Application of water to beneficial use shall be made on or before December 12, 1971. Proof of the application of water to beneficial use shall be filed on or before January 12, 1972. Map in support of proof of beneficial use shall be filed on or before January 12, 1972.

Commencement of work filed JAN 31, 1969 IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD, Acting State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 12th day of June

Certificate No. Issued A.D. 1967. Recorded MAR 19 1970 Page Acting State Engineer

CANCELLED BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

Roland D. Westergard