

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 5 1966

Returned to applicant for correction DEC 30 1966

Corrected application filed JAN 9 1967 Map filed DEC 5 1966

The applicant David A. Witts, Vaughn Building of Dallas, County of Dallas

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

of water heretofore appropriated under Permit No. 21718

(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 5.4 s.f. (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 NW 1/4 Section 1, T. 9 N., R. 65 E., M.D.B. & M. or at a point from which the NW corner of said Section 1 bears N. 86° 11' 12" W. 2151.39 feet distant

6. The existing point of diversion is located within SE 1/4 NE 1/4 Section 23, T. 9 N., R. 65 E., M.D.B. & M. or at a point from which the SE corner said Section 23 bears S. 16° 08' 52" E. 3602.72 feet distant (If point of diversion is not changed, do not answer.)

7. Proposed place of use S 1/2 SE 1/4 of said Section 36, T. 10 N., R. 65 E., M.D.B. & M.; E 1/2 NW 1/4, NE 1/4 Section 1, T. 9 N., R. 65 E., M.D.B. & M. (320 acres)

8. Existing place of use SE 1/4 NE 1/4 & NE 1/4 SE 1/4 Section 23, S 1/2 NW 1/4, N 1/2 SW 1/4, SW 1/4 NE 1/4 NW 1/4 SE 1/4 Section 24, T. 9 N., R. 65 E., M.D.B. & M. (Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)

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

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

11. Description of proposed works.

It is proposed to drill, develop, case and equip an irrigation well, (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) 14" diameter, for use as described above. (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 \$15,000.00

13. Estimated time required to construct works 3 years

14. Remarks

Compared dh/jb hs/jw

Applicant David A. Witts

By S/ Robert W. Millard

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 and place of use of the waters of an underground source as heretofore granted under Permit 21718 is issued subject to the terms and conditions imposed in said Permit 21718 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 5.4 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before November 15, 1967

Proof of commencement of work shall be filed before December 15, 1967

Work must be prosecuted with reasonable diligence and be completed on or before November 15, 1967

Proof of completion of work shall be filed before December 15, 1967

Application of water to beneficial use shall be made on or before October 8, 1969

Proof of the application of water to beneficial use shall be filed on or before November 8, 1969

Map in support of proof of beneficial use shall be filed on or before November 8, 1969

Commencement of work filed Nov 8, 1967

Completion of work filed Nov 8, 1967

Proof of beneficial use filed July 1, 1969

Cultural map filed June 30, 1969

Certificate No. 7225 Issued 11-26-69

Recorded 12-17-69 Bk 6 Page 474

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 15th day of August

A.D. 19 67

[Signature of Roland D. Westergard]

State Engineer

Abstracted by PORT. 59113 2.15 cert 11/14/01 PORT. 59114 1.15 cert 07-11-01