

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

Point of Diversion, Place of use

of water heretofore appropriated under Permit No. 21720

(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 sources
2. The amount of water to be changed 4.00 c.f.s.
3. The water to be used for Irrigation & Domestic
4. The water heretofore used for Irrigation & Domestic
5. The water is to be diverted at the following point In the NW 1/4 NW 1/4 Sec. 31 T. 10 N., R. 66 E. M.D.B. & M. or at a point from which the E 1/4 corner Sec. 31 T. 10 N., R. 66 E., M.D.B. & M. bears S. 63° 40' 00" E., 5580.00 feet distant
6. The existing point of diversion is located within The NE 1/4 SE 1/4 Sec. 36 T. 10 N., R. 65 E. M.D.B. & M. or at a point from which the E 1/4 corner Sec. 31 T. 10 N., R. 66 E., M.D.B. & M. bears N. 78° 45' 26" E., 5287.90 feet distant
7. Proposed place of use NW 1/4 and W 1/4 NE 1/4 Sec. 31 T. 10 N., R. 66 E., M.D.B. & M. 240 acres
8. Existing place of use SW 1/4 and W 1/4 SE 1/4 Sec. 31, T. 10 N., R. 66 E., M.D.B. & M. NE 1/4 SE 1/4 Sec. 36, T. 10 N., R. 65 E., M.D.B. & M.
9. Use will be from January 1st to December 31st of each year
10. Use has been from January 1st to December 31st of each year

11. Description of proposed works.

It is proposed to drill, develop, case and equip an irrigation well for use as described hereon. (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 \$15,000.00

13. Estimated time required to construct works 3 years

14. Remarks This change is necessary to gain sufficient elevation at well to irrigate the North most patented land.

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 21720 is issued subject to the terms and conditions imposed in said Permit 21720 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 4.0 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 May 3, 1969

Proof of the application of water to beneficial use shall be filed on or before June 3, 1969

Map in support of proof of beneficial use shall be filed on or before June 3, 1969

Commencement of work filed Oct. 18, 1967

Completion of work filed Oct. 18, 1967

Proof of beneficial use filed JUNE 30, 1969

Cultural map filed June 30, 1969, under 23530

Certificate No. 7250 Issued 1-9-70

Recorded 1-22-70 Bk. 301 Page 218

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. 1967

John D. Westergard State Engineer