

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 JUN 2 1969

Returned to applicant for correction JUL 7 1969

Corrected application filed under 23449 Map filed May 8, 1967

The applicant Mentaberry Brothers of McDermitt, County of

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

a portion of the place of use

of water heretofore appropriated under Permit No. 23449

(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 .356 c.f.s. (Second feet, acre feet.)

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

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

5. The water is to be diverted at the following point NW 1/4 SE 1/4 of Sec. 20, T.47N., R.37E., M.D.B.&M., or at a point from which the NE cor. of said Sec. 20 bears N. 35° 15' E. 3,400'.

6. The existing point of diversion is located within NW 1/4 SE 1/4 of Sec. 20, T.47N., R.37E., M.D.B.&M., or at a point from which the NE cor. of said Sec. 20, bears N. 35° 15' E. 3,400'.

7. Proposed place of use SE 1/4 NE 1/4 (16.04 acres); NW 1/4 SE 1/4 (5.09 acres); NE 1/4 SE 1/4 (2.88 Acres); Sec. 20, T.47N., R.37E., M.D.B.&M.

8. Existing place of use SW 1/4 NE 1/4 (40 Acres) Sec. 20, T.47N., R.37E., M.D.B.&M.

9. Use will be from Jan. 1 to Dec. 31 of each year.

10. Use has been from Jan. 1 to Dec. 31 of each year.

11. Description of proposed works.

well, pump, and open ditches.

(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 \$5,000

13. Estimated time required to construct works Works are complete.

14. Remarks

Compared jw/jls dc/jb

Applicant Mantaberry Brothers

By s/ Charles C. Armuth, Jr.

Box 662

Winnemucca, Nevada, 89445

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 place of use of a portion of the waters of an underground source as heretofore granted under Permit 23449 is issued subject to the terms and conditions imposed in said Permit 23449 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 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 0.356 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 March 17, 1970

Proof of commencement of work shall be filed before April 17, 1970

Work must be prosecuted with reasonable diligence and be completed on or before March 17, 1970

Proof of completion of work shall be filed before April 17, 1970

Application of water to beneficial use shall be made on or before March 17, 1972

Proof of the application of water to beneficial use shall be filed on or before April 17, 1972

Map in support of proof of beneficial use shall be filed on or before April 17, 1972

Commencement of work filed MAY 11 1970

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD

Completion of work filed MAY 11 1970

State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed MAY 11 1970

my office, this 17th day of December

Cultural map filed MAY 2, 1969 UNDER 23449

Certificate No. 7389 Issued 7-14-70 A.D. 19 69

Recorded 7-23-70 Bk. 48 Page 20-1 0.356 cfs

Roland D. Westergard State Engineer