ASSIGNED Serial No. 25502

AMENDED

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 18 1970

Returned to applicant for correction APR 7 1970

Corrected application filed MAY 28 1970 Map filed MAY 28 1970 under 25501

The applicant Garrett Van Diest
P. O. Box 867
of Winnemucca, County of

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

of water heretofore appropriated under 22263

(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 3.97 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 SE¼ of SE¼ of Section 23, T.34N., R.37E.,M.D.B.&M., or at a point from which the E¼ 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 23 bears N. 2° 32' E. a distance of 1340.0 feet.

6. The existing point of diversion is located within SW¼ of SE¼ of Section 7, T.34N., R.38E.,M.D.B.&M., or at a point from which the SE corner of said
(If point of diversion is not changed, do not answer.)
Section 7 bears S. 61° 57' E. a distance of 2251.0 feet

7. Proposed place of use Section 23, T.34N.,R.37E.,M.D.B.&M. 320 acres
(Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)

8. Existing place of use Section 7, T.34N.,R.38E.,M.D.B.&M., 640 acres
(Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)

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

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

11. Description of proposed works.

Well and irrigation 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 $12,000.00

13. Estimated time required to construct works 1 year

14. Remarks

Compared jw/jb md/jn

Applicant Garrett Van Diest

By s/ Garrett Van Diest
Box 867
~~Winnem~~ucca, 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 point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 25502 is issued subject to the terms and conditions imposed in said Permit 25502 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 3.97 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 April 23, 1971

Proof of commencement of work shall be filed before May 23, 1971

Work must be prosecuted with reasonable diligence and be completed on or before April 23, 1972

Proof of completion of work shall be filed before May 23, 1972

Application of water to beneficial use shall be made on or before April 23, 1975

Proof of the application of water to beneficial use shall be filed on or before May 23, 1975

Map in support of proof of beneficial use shall be filed on or before May 23, 1975

Commencement of work filed June 15, 1971
Completion of work filed JUN 21 1972
Proof of beneficial use filed JUN 19 1975
Cultural map filed JUN 19 1975
Certificate No. 8696 Issued 1-9-76
Recorded Bk. Page

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 23rd day of October, A.D. 1970

Roland D. Westergard
State Engineer

Abrogated By 34758, 41482 cert 9/21/99 a Portion
ABROGATED BY 26344 28314 Portion
ABROGATED BY 27669 a port.
ABROGATED BY 26733 a portion
Abrogated By 27964 a portion