

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 19 1973**
Returned to applicant for correction **JAN 7 1974**
Corrected application filed **FEB 1 1974** Map filed **JAN 22 1974**

The applicant **Garrett Van Diest**
P.O. Box 867 of Winnemucca
Street and No. or P.O. Box No. City or Town
Nevada 89445, hereby make^s application for permission to change the
State and Zip Code No. Point of diversion and place of use
of water heretofore appropriated under **27669 (25502)**

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

- The source of water is **underground**
Name of stream, lake or other source.
- The amount of water to be changed **0.675 of 2.97**
Second feet, acre feet.
- The water to be used for **irrigation and domestic**
If for stock state number and kind of animals.
- The water heretofore used for **irrigation and domestic**
If for stock state number and kind of animals.
- The water is to be diverted at the following point **SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 5, T. 33N., R. 38E., M.D.B & M., at a point from which the west quarter corner of said Section 5 bears S. 85° 58' 18" W., 1423.52 feet.**
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.
- The existing point of diversion is located within **SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 23, T. 34N., R. 37E., M.D.B. & M., at a point from which the east quarter corner of said Section bears N. 2° 32' E. 1340.0 feet.**
If point of diversion is not changed, do not answer.
- Proposed place of use **A portion of the NW $\frac{1}{4}$ and the N $\frac{1}{2}$ N $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 5, T. 33N., R. 38E., M.D.B. & M., (40 acres) (S $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 5, T. 33N., R. 38E., M.D.B. & M.)**
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
- Existing place of use **SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 23, T. 34N., R. 38E., M.D.B. & M.**
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
- Use will be from **January 1st.** to **December 31st.** of each year.
Day and Month Day and Month
- Use has been from **January 1st.** to **December 31st.** of each year.
Day and Month Day and Month
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) **Well, pump and pipelines**
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 \$7,500
- 13. Estimated time required to construct works 2 years
- 14. Estimated time required to complete the application of water to beneficial use 3 years
- 15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Compared dmc/bs 1k:cm Applicant Garrett Van Diest
 By s/J. R. Caldwell
260 Minor Street, 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 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 measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted 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 0.675 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 4, 1975
- Proof of commencement of work shall be filed before April 4, 1975
- Work must be prosecuted with reasonable diligence and be completed on or before April 23, 1975
- Proof of completion of work shall be filed before May 23, 1975
- 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.....
 Completion of work filed.....
 Proof of beneficial use filed.....
 Cultural map filed.....
 Certificate No. _____ Issued.....
 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 4th day of September,
 A.D. 19 74

Roland D. Westergard
 State Engineer