

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

JAN 24 1974

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed..... Map filed JAN 25 1974 under 28039

The applicant John H. & E. H. Brandt

Rt. 2 Box 617 of Nyssa Oregon 97913

Street and No. or P.O. Box No. City or Town State and Zip Code No.

hereby makes application for permission to change the Point of diversion

of water heretofore appropriated under application #16702

(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 2.50 CFS 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 NE 1/4 NW 1/4 Sec. 27, T. 43N., R. 37E., M.D.B.M., or at a point from which the North 1/4 corner of said Sec. 27, bears N. 45° 0' E. 42.0 feet.

6. The existing point of diversion is located within SW 1/4 NE 1/4 Sec. 28, T. 43N., R. 37E., M.D.B.M., or at a point from which the NE corner of said Sec. 28 bears N. 33° 08' 0" E. 2471 feet.

7. Proposed place of use same as No. 8 - no change Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use South 1/2 NE 1/4 of Sec. 28; SE 1/4 Sec. 28; South 1/2 of SW 1/4 of Sec. 28; T. 43N., R. 37E. M.D.B.M. 309.30 ac. Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.

9. Use will be from 1 January to 31 December of each year. Day and Month Day and Month

10. Use has been from 1 January to 31 December of each year. Day and Month Day and Month

11. 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.) drilled well, turbine pump, electric motor, carried through pipes and small ditches. 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 \$10,000.00
13. Estimated time required to construct works 3 years
14. Estimated time required to complete the application of water to beneficial use 5 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/lk lk/bs Applicant John H. & E. H. Brandt
s/ C. H. Ketcham, Agent
 By C. H. "Pete" Ketcham
Registered Land Surveyor, P.O. Box 461
Winnemucca, Nevada 89445
Phone-623-3152

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 of a portion of the waters of an underground source as heretofore granted under Permit 16702, Certificate 4935 is issued subject to the terms and conditions imposed in said Permit 16702, Certificate 4935 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 2.5 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 October 22, 1974
- Proof of commencement of work shall be filed before November 22, 1974
- Work must be prosecuted with reasonable diligence and be completed on or before October 22, 1975
- Proof of completion of work shall be filed before November 22, 1975
- Application of water to beneficial use shall be made on or before October 22, 1978
- Proof of the application of water to beneficial use shall be filed on or before November 22, 1978
- Map in support of proof of beneficial use shall be filed on or before November 22, 1978

Commencement of work filed DEC. 10 1974

Completion of work filed NOV 19 1975

Proof of beneficial use filed AUG 1 1979

Cultural map filed AUG 1 1979

Certificate No. 10461 Issued DEC 06 1982

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 22nd day of April,
 A.D. 19 74

Roland D. Westergard
 State Engineer