

**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..... MAY 28 1975

Returned to applicant for correction..... JUL 7 1975

Corrected application filed..... Map filed..... JUL 25 1975

The applicant Fred D. & Lynn West, Grant & Stella Watson, Arden J. Bodell,
Jay L. Dahl, Dan C. & Sally J. Simons, & J. Reed Tuft
c/o J. Reed Tuft, Suite 411 Kearns Building
136 South Main Street of Salt Lake City
Street and No. or P.O. Box No. City or Town

Utah 84101, hereby make application for permission to change the
State and Zip Code No.
place and manner of use of a portion

of water heretofore appropriated under Permit No. 11074 (Certificate No. 3936)

(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 Johnson Spring & Creek
Name of stream, lake or other source.
2. The amount of water to be changed 1.0 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 Culinary and domestic
If for stock state number and kind of animals.
5. The water is to be diverted at the following point SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 28, T.36N., R66E.,
M.D.M. at a point from which the SW corner of said Section 28
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.
bears S. 85° 58' W. 2672.55 feet.
6. The existing point of diversion is located within

If point of diversion is not changed, do not answer.

7. Proposed place of use Parts of Sections 22, 23, 27, 28, T.36N., R.66E.,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
M.D.B.&M.; Sections 2 and 3, T.35N., R66E., M.D.B.&M.
8. Existing place of use S $\frac{1}{2}$, Section 17, SE $\frac{1}{4}$ Section 18, NE $\frac{1}{4}$ Section 19 and
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
N $\frac{1}{2}$ Section 20, T.1S., R.19W., S.L.B.&M.

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

10. Use has been from January 1 to December 31 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.) Water will be diverted through
State manner in which water is to be diverted, whether by dam or other works,
existing North, South, slough and reservoir ditches jointly with
whether through pipes, ditches, flumes, or other conduits.
other waters forming the subject of Certificate of Appropriation
issued on May 6, 1919 in connection with Application No. 2210.

12. Estimated cost of works..... None
13. Estimated time required to construct works. It is anticipated that existing works can be utilized to divert and transport subject water.
14. Estimated time required to complete the application of water to beneficial use. Immediate beneficial use
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

The water forming the subject matter of this application forms a part of the waters covered by certificate issued on May 6, 1919, in connection with Application 2210 to which Robert J. Beaumont is the successor in interest of Utah Construction Co., the original appropriator, and consists of the second cubic foot of water per second covered by Application No. 11074 which should not be considered under Application 28527.

Compared..... 1k/mm 1k/sk

Applicant..... Fred D. & Lynn West, Grant & Stella
 Watson, Arden J. Bodell, Jay L. Dahl,
 Dan C. & Sally J. Simons & J. Reed Tuft
 By..... s/ Dan C. Simons
 Dan C. Simons, c/o J. Reed Tuft
 Suite 411, Kearns Building, 136 S. Main St.
 Salt Lake City, Utah

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 and manner of use of a portion of the waters of Johnson Spring and Creek as heretofore granted under Permit 11074, Certificate 3936 is issued subject to the terms and conditions imposed in said Permit 11074, Certificate 3936 and with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. 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..... 1.0 cubic feet per second but not to exceed
 723.97 acre-feet annually.

Actual construction work shall begin on or before..... May 24, 1976

Proof of commencement of work shall be filed before..... June 24, 1976

Work must be prosecuted with reasonable diligence and be completed on or before..... May 24, 1977

Proof of completion of work shall be filed before..... June 24, 1977

Application of water to beneficial use shall be made on or before..... May 24, 1980

Proof of the application of water to beneficial use shall be filed on or before..... June 24, 1980

Map in support of proof of beneficial use shall be filed on or before..... June 24, 1980

Commencement of work filed..... JUL 1 1976

Completion of work filed..... JUL 5 1977

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 24th day of November, A.D. 1975.

Roland D. Westergard
 State Engineer