

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 APR 1 1976

Returned to applicant for correction

Corrected application filed Map filed APR 1 1976

The applicant JohnD Nevers Winters

P. O. Box 65 of Dayton

Nevada 89403, hereby make application for permission to change the manner of use and place of use (JAR) of a portion

of water heretofore appropriated under Application No. 25546 Decreed in the water suits decision in water suit of Mary Hane Walsh vs Virginia and Truckee R.R. Co. etal entered Nov. 14, 1885 in the District Court of the Second Judicial District, Carson City, Nevada

1. The source of water is Gregory's Canyon Creek - (Ash Canyon Creek)

2. The amount of water to be changed 14 ac-ft. (JAR) (14Ac ft. per year)

3. The water to be used for Municipal uses

4. The water heretofore used for Irrigation and Domestic

5. The water is to be diverted at the following point SE 1/4 SW 1/4 Sec. 12 T.15N., R.19E., MDBM at a point from which the SW Cor. of Sec. 12 bears S. 75 35' 47" W 1585.96 ft.

6. The existing point of diversion is located within Same as forgoing

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

7. Proposed place of use E 1/2 Sec. 1, Sec. 12 T.15N., R.19E., M.D.B.M. (JAR)

8. Existing place of use Portion of SW 1/4 SE 1/4 Sec. 12 T.15N., R.19E., 18.9 Ac.

9. Use will be from As decreed to of each year.

10. Use has been from As decreed to of each year.

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 is to be introduced into piped water system serving subdivision lots within the SW 1/4 SE 1/4 Sec. 12 - 18.9 Ac.

Sand box and Screens



- 12. Estimated cost of works..... \$600.00
- 13. Estimated time required to construct works..... 1 year
- 14. Estimated time required to complete the application of water to beneficial use..... 1 year
- 15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water decreed is 16/100 of S.A. Nevers right plus .367/100 from A. G. Bath right. Total right is 16.367/100 of flow. Water has been put to beneficial use for irrigation for many years.

Compared jw/ga lk/ga Applicant s/ JohnD Nevers Winters  
JohnD Nevers Winters  
 By s/ JohnD Nevers Winters  
P. O. Box 596  
Dayton, Nev. 89403

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:

See attached sheet

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 14.0 acre-feet annually ~~costs per second~~

- Actual construction work shall begin on or before..... February 2, 1977
- Proof of commencement of work shall be filed before..... March 2, 1977
- Work must be prosecuted with reasonable diligence and be completed on or before..... February 2, 1978
- Proof of completion of work shall be filed before..... March 2, 1978
- Application of water to beneficial use shall be made on or before..... February 2, 1981
- Proof of the application of water to beneficial use shall be filed on or before..... March 2, 1981
- Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed..... IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD  
 Completion of work filed..... State Engineer of Nevada, have hereunto set my hand and the seal of  
 Proof of beneficial use filed..... my office, this 2nd day of August

Certificate No..... Issued A.D. 19  
 Recorded..... Bk. SEP 25 1978 John D. Westergard  
 Page..... 2 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT  
 State Engineer  
 STATE ENGINEER

APPROVAL OF STATE ENGINEER

This permit to change the manner of use and place of use of the waters of Ash Canyon Creek (aka Gregory's Canyon Creek) as heretofore granted under Permit 25546 is issued subject to the terms and conditions imposed in said Permit 25546 and with the understanding that no other rights on the source will be affected by the change proposed herein. A measuring device must be installed and measurements of water use kept.

This permit is further issued subject to the following conditions:

1. The permit is issued subject to all existing rights on the source with the understanding that the diversion will be regulated according to the Winters period of use under the present accepted rotation schedule on the stream system and further that the diversion will be subject to any changes in that rotation schedule.
2. That the works of diversion will not impede or restrict the flow of the channel in any manner.
3. That totalizing meters be installed on the diversion works with annual reports submitted to the Division of Water Resources on actual amounts of diversion.
4. That this permit is issued subject to those terms and conditions described under "Agreement For Delivery of Water" between Steve Cogorno and Gloria Cogorno, JohnD Winters and Carson City dated April 6, 1976.
5. That the total annual amount of water diverted shall not exceed 14.0 acre-feet annually in accordance with the "Agreement For Delivery of Water" described above.

