ASSIGNED

AMENDED

Serial No. 31293

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 7 1977

Returned to applicant for correction MAY 6 1977

Corrected application filed MAY 11 1977 Map filed MAY 11 1977 under 31290

The applicant Southern Pacific Land Company

1 Market Plaza (Street and No. or P.O. Box No.) of San Francisco (City or Town)

CA 94105 (State and Zip Code No.), hereby make application for permission to change the

Point of Diversion and Place of Use

of water heretofore appropriated under 29017

(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 2.7 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 in the SE¼SE¼ Sec. 31, T.36N., R.34E., MDB&M; or a point from which the east ¼ corner of said Sec. 31 bears N. 37° 41' 30" E. 1781.3 ft.
   (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.)
6. The existing point of diversion is located within the SW¼SE¼ Sec. 31 T.36N., R.34E. MDB&M; or a point from which the SE corner of said Sec. 31 bears S. 45° 52' E. 1867.0 ft.
   (If point of diversion is not changed, do not answer.)
7. Proposed place of use 26.52 ac. NW¼SE¼, 34.10 ac. NE¼SE¼, 30.65 ac. SW¼SE¼, 31.45 ac. SE¼SE¼ all in Sec. 31; 1.30 ac. NW¼SW¼ and 0.64 ac. SW¼SW¼ in Sec. 32; all in T.36N., R.34E. MDB&M
   (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use SE¼ Sec. 31, T.36N., R.34E. MDB&M
   (Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)
9. Use will be from January 1 (Day and Month) to December 31 (Day and Month) of each year.
10. Use has been from January 1 (Day and Month) to December 31 (Day and Month) 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.) well, pump and sprinkling system
    (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 constructed

13. Estimated time required to construct works constructed

14. Estimated time required to complete the application of water to beneficial use completed

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Change due to resurvey of Township

Compared lp/ga bl/bc

Pro. overruled 1/23/78

Applicant Southern Pacific Land Co.

By s/ J.R. Caldwell
J.R. Caldwell
P.O. Box 432
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 the waters of an underground source as heretofore granted under Permit 29017 is issued subject to the terms and conditions imposed in said Permit 29017 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 totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. 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 2.7 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 July 24, 1978

Proof of commencement of work shall be filed before August 24, 1978

Work must be prosecuted with reasonable diligence and be completed on or before July 24, 1978

Proof of completion of work shall be filed before August 24, 1978

Application of water to beneficial use shall be made on or before July 24, 1978

Proof of the application of water to beneficial use shall be filed on or before August 24, 1978

Map in support of proof of beneficial use shall be filed on or before August 24, 1978

Commencement of work filed AUG 22 1978
Completion of work filed AUG 22 1978
Proof of beneficial use filed AUG 22 1978
Cultural map filed AUG 22 1978
Certificate No. 9517 Issued 2/3/81
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 MAY, A.D. 19 78

State Engineer

2407