AMENDED

Serial No. ASSIGNED 31740

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 17 1977

Returned to applicant for correction JUL 11 1977

Corrected application filed JUL 14 1977 Map filed JUL 14 1977

The applicant Donnell J. and Andree L. Richards

30 Vista Ave. (Street and No. or P.O. Box No.) of Winnemucca, (City or Town)

Nevada 89445 (State and Zip Code No.), hereby make application for permission to change the point of diversion, place of use and manner of use of a portion of water heretofore appropriated under Permit #22034, Certificate #7569

(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 .0587 c.f.s. (Second feet, acre feet.)
3. The water to be used for quasi-municipal (If for stock state number and kind of animals.)
4. The water heretofore used for irrigation and domestic (If for stock state number and kind of animals.)
5. The water is to be diverted at the following point NW¼ NE¼ Section 30, T.36N., R.38E., M.D.B.&M., at a point from which the NW corner of said Section 30 bears N. 77° 09'W 3,450.3 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 NE¼ SW¼ of Section 34, T.36N., R.37E., M.D.B.&M. or at a point from which the S¼ corner of said Section 34 bears S. 27° 54'E. 1,683.84 ft. (If point of diversion is not changed, do not answer.)
7. Proposed place of use 7.00 acres within the NW¼ NE¼ and .20 acres with the NE¼ NE¼ of Section 30, T.36N., R.38E., M.D.B.&M. (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use 10.36 acres in the NE¼ SW¼, 26.9 acres within SW¼ SW¼, 40.00 acres within SE¼ SW¼ of Section 34, T.36N., R.37E., M.D.B.&M. (Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)
9. Use will be from January 1st (Day and Month) to December 31st (Day and Month) of each year.
10. Use has been from January 1st (Day and Month) to December 31st (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, motor, pipelines to existing water 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 $7,000.00

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.

This application is requested to serve a 78 unit motel and approximately 2 single family residences and 8 apartments.

Compared LM/GA bl/dc

Applicant Donnell J. and Andree L. Richards

By s/ Robert N. Caldwell

Robert N. Caldwell (agent)
510 Melarkey 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, manner of use and place of use of a portion of the waters of an underground source as heretofore granted under Permit 22034, Certificate 7569 is issued subject to the terms and conditions imposed in said Permit 22034, Certificate 7569 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 0.0587 cubic feet per second, but not to exceed 7.038 million gallons annually.

Actual construction work shall begin on or before June 27, 1978

Proof of commencement of work shall be filed before July 27, 1978

Work must be prosecuted with reasonable diligence and be completed on or before June 27, 1979

Proof of completion of work shall be filed before July 27, 1979

Application of water to beneficial use shall be made on or before June 27, 1980

Proof of the application of water to beneficial use shall be filed on or before July 27, 1980

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed JUL 24 1979
Completion of work filed JUL 24 1980
Proof of beneficial use filed APR 8 1982
Cultural map filed
Certificate No. 10358 Issued SEP 24 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 27th day of DECEMBER, A.D. 19 77

State Engineer

2407