

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..... OCT 12 1977

Returned to applicant for correction.....

Corrected application filed..... Map filed..... OCT 12 1977

The applicant Marvin V. and Kathleen M. Dye

120 Penrose Lane of Yerington
Street and No. or P.O. Box No. City or Town

Nevada 89447, hereby make an application for permission to change the
State and Zip Code No.

Point of diversion and place of use of a portion

of water heretofore appropriated under..... Permit 28324

(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..... 4.0
Second feet, acre feet.

3. The water to be used for..... irrigation and domestic
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 within the SE 1/4 NE 1/4 Section 10, T.14N., R.25E., M.D.B. & M., or at a point from which the SE corner of said Section 10 bears S 00° 52' 48" E a distance of 2712.27 feet
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 SE 1/4 NE 1/4 Section 10, T.14N., R.25E., M.D.B. & M., or at a point from which the SE corner of said Section 10 bears S 01° 15' 48" E a distance of 2681.62 feet
If point of diversion is not changed, do not answer.
wjo Total acres will no exceed 240

7. Proposed place of use 6.08 acres within the SW 1/4 SW 1/4 Section 11, 29.76 acres within the NW 1/4 SW 1/4 Section 11, 43.13 acres within the SW 1/4 NW 1/4 Section 11, 34.18 acres within the NW 1/4 NW 1/4 Section 11, 35.33 acres within the NE 1/4 NE 1/4 Section 10, 33.52 acres within the SE 1/4 NE 1/4 Section 10, and 58 acres within the SW 1/4 NE 1/4, S 1/2 NW 1/4 NE 1/4, SE 1/4 NW 1/4 Section 10, all within T.14N., R.25E., M.D.B. & M.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use 6.08 acres within the SW 1/4 SW 1/4 Section 11, 29.76 acres within the NW 1/4 SW 1/4 Section 11, 43.13 acres within the SW 1/4 NW 1/4 Section 11, 34.18 acres within the NW 1/4 NW 1/4 Section 11, 35.33 acres within the NE 1/4 NE 1/4 Section 10, 33.52 acres within the SE 1/4 NE 1/4 Section 10, all within T.14N., R.25E., M.D.B. & M.
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
existing place of use consists of 240 acres

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.) Drill well, pump, pipeline and 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 2 years
- 14. Estimated time required to complete the application of water to beneficial use 4 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 jv/ga jv/bl

Applicant Marvin V. and Kathleen M. Dye
s/ Wyatt J. Owens
By P. O. Box 44
Smith, Nevada 89430

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 a portion of the waters of an underground source as heretofore granted under Permit 28324 is issued subject to the terms and conditions imposed in said Permit 28324 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.

This permit is also subject to the terms and conditions of the State Engineer's Ruling of July 21, 1978 with the understanding that the place of use is limited to 240 acres of land within the E1/2 NE1/4, Section 10, W1/2 W1/2, Section 11, T.14N., R.25E.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 4.0 cubic feet per second, but not to exceed 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 February 11, 1979
- Proof of commencement of work shall be filed before March 11, 1979
- Work must be prosecuted with reasonable diligence and be completed on or before February 11, 1980
- Proof of completion of work shall be filed before March 11, 1980
- Application of water to beneficial use shall be made on or before February 11, 1982
- Proof of the application of water to beneficial use shall be filed on or before March 11, 1982
- Map in support of proof of beneficial use shall be filed on or before March 11, 1982

SEP 23 1980
 Commencement of work filed.....
 SEP 23 1980
 Completion of work filed.....
 MAY 7 1982
 Proof of beneficial use filed.....
 MAY 7 1982
 Cultural map filed.....
 Certificate No. 10472 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 11th day of AUGUST

A.D. 19 78
 CANCELLED APR 2 1979
 OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
William J. Harrison
 STATE ENGINEER

2407 Rescinded 9/16/80
See Ruling #2590

Revised By 59762T4.0 2/5-95
57160 4.0