

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 DEC 9 1977

Returned to applicant for correction

Corrected application filed Map filed JAN 31 1977 under 28340

The applicant Cecil R. Martin - May D. Martin

P.O. Box 501 of Winnemucca Nevada 89445

hereby make application for permission to change the place of use

of water heretofore appropriated under permit #4815 certificate #2682

(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 Rose Creek

Name of stream, lake or other source.

2. The amount of water to be changed 1655 60 a/ft/season

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 NW 1/4 SE 1/4 Sec. 2, T34N, R36E, MDB&M, or

at a point from which the NE cor. of said sec. 2 bears N 21° 15' E 3590 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

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

7. Proposed place of use S 1/2 section 24, portions of S 1/2 and SE 1/4 of NE 1/4 Sec. 23,

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

all in T35N, R36E, MDB&M, portions of NW 1/4 and NW 1/4 of NE 1/4 section 19,

portions of S 1/2 SW 1/4 and SW 1/4 of SE 1/4 of sec. 18, all in T35N, R37E, MDB&M, 800 acres

8. Existing place of use 1.35 a. in NW 1/4 SE 1/4 Sec. 2, T34N, R36E, MDB&M, 8.54

Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.

a. in lot 2, sec. 2, T34N R36E, MDB&M, 6.66 a. in SW 1/4 NE 1/4 Sec. 2,

T34N, R36E, MDB&M, 16.55 acres total, domestic use year-round

9. Use will be from Jan 1 to Dec 31 of each year.

Day and Month

Day and Month

10. Use has been from April 1 to Oct 1 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.) existing pipeline & reservoirs

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.....\$50,000.....
- 13. Estimated time required to construct works.....existing.....
- 14. Estimated time required to complete the application of water to beneficial use.....5 yrs.....
- 15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

.....This water will be used supplemental to other rights held  
 .....by applicant. Use map filed under 28340.  
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Compared lp/bl/bc ..... bl/jv ..... Applicant s/ Cecil R. Martin  
 By s/ Cecil R. Martin  
 P.O. Box 501  
 Winnemucca, Nev. 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 place of use of the waters of Rose Creek as heretofore granted under Permit 4815, Certificate 2682 is issued subject to the terms and conditions imposed in said Permit 4815, Certificate 2682 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 total seasonal duty allowed under this permit is limited to 60 acre-feet per season.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....0.1655.....cubic feet per second, but not to exceed a seasonal 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.....May 28, 1979.....
- Proof of commencement of work shall be filed before.....June 28, 1979.....
- Work must be prosecuted with reasonable diligence and be completed on or before.....May 28, 1980.....
- Proof of completion of work shall be filed before.....June 28, 1980.....
- Application of water to beneficial use shall be made on or before.....May 28, 1983.....
- Proof of the application of water to beneficial use shall be filed on or before.....June 28, 1983.....
- Map in support of proof of beneficial use shall be filed on or before.....June 28, 1983.....

Commencement of work filed.....JUL 19 1979.....  
 Completion of work filed.....JUL 14 1980.....  
 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.....28th.....day of.....NOVEMBER.....

A.D. 19.....78.....

*Roland D. Westergard*  
 State Engineer