

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 JAN 13 1978

Returned to applicant for correction

Corrected application filed Map filed JAN 13 1978 under 34874

The applicant Julian Marcuerquaga

Box 188 of Winnemucca Street and No. or P.O. Box No. City or Town

Winnemucca, Nev. 89445, hereby make s application for permission to change the State and Zip Code No.

point of diversion and place of use.

of water heretofore appropriated under permit #12045 cert. 3470

(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 .06 cfs 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 NE 1/4 NE 1/4, Section 28, T36N, R38E, MDB&M or at a point from which the NE corner of said Section 28 bears N 5° 38' E, 1134.5 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 SW 1/4, SE 1/4 of Section 20, T36N, R38E, MDB&M or at a point from which the S 1/4 corner of said Section 20 bears S 89° 14' W, 1115 feet. If point of diversion is not changed, do not answer.

7. Proposed place of use SE 1/4 SE 1/4 NE 1/4 NE 1/4 Section 28, T36N, R38E, MDB&M, 2.5 ac. Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use portion of SE 1/4 SW 1/4 of SE 1/4 Section 20, T36N, R38E, MDB&M, 2.78 ac. Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.

9. Use will be from 1 January to 31 December of each year. Day and Month Day and Month

10. Use has been from 1 January to 31 December 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.) drilled well, subersable elec. pump, conveyed by sprinkler 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.....\$5,000.00.....
- 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.
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Compared.....lp/ga.....ja/sj..... Applicant.....Julian Marcuerquaga.....

By.....s/ C.H. Ketcham.....Agent.....
C.H. "Pete" Ketcham
Registered Land Surveyor

APPROVAL.....OF STATE ENGINEER.....
P.O. Box
Winnemucca, Nevada 89445

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 12045, Certificate 3470, is issued subject to the terms and conditions imposed in said Permit 12045, Certificate 3470, 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.....06.....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.....August 26, 1980.....
- Proof of commencement of work shall be filed before.....September 26, 1980.....
- Work must be prosecuted with reasonable diligence and be completed on or before.....August 26, 1981.....
- Proof of completion of work shall be filed before.....September 26, 1981.....
- Application of water to beneficial use shall be made on or before.....August 26, 1982.....
- Proof of the application of water to beneficial use shall be filed on or before.....September 26, 1982.....
- Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....OCT 6 1980.....
Completion of work filed.....OCT 10 1980.....
Proof of beneficial use filed.....SEP 29 1983.....
Cultural map filed.....
Certificate No. 11031 Issued AUG 9 1984
Recorded.....Bk. 37.....Page.....

IN TESTIMONY WHEREOF, I, WILLIAM J. NEWMAN
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 26th day of FEBRUARY

A.D. 19 80
William J. Newman
State Engineer