

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..... FEB. 27 1978.....

Returned to applicant for correction.....

Corrected application filed..... Map filed FEB. 27 1978.....

The applicant..... John and Patsy R. Fransway.....

P.O. Box 509..... of Winnemucca.....
Street and No. or P.O. Box No. City or Town

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

..... point of diversion and manner of use of a portion

of water heretofore appropriated under..... permit #22854, certificate #6834

(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..... .1950 cfs.....
Second feet, acre feet.

3. The water to be used for..... domestic and 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..... S 1/2 SW 1/4 SE 1/4 of section 4, T34N, R37E, MDB&M or at a point from which the SE corner of said Section 4 bears S 76° 28' E 1392.3'.
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..... SE 1/4 NE 1/4 Section 4, T34N, R37E, MDB&M, or at a point from which the E 1/4 corner of said Section 4 bears S 85° 22' E 1278.5'.
If point of diversion is not changed, do not answer.

7. Proposed place of use..... S 1/2 SW 1/4 SE 1/4 of Section 4, T34N, R37E, MDB&M, 20 acres.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use..... same as #7.....
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.

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

10. Use has been from..... Mar. 1st..... to..... Nov. 1st..... 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.)..... well and irrigation 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.....\$10,000.00.....
- 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.

Compared lp/bc/bl jv/bl Applicant John and Patsy R. Fransway

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 and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 22854, Certificate 6834 is issued subject to the terms and conditions imposed in said Permit 22854, Certificate 6834 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 total combined amount of water granted under this permit and Permit 35033 is limited to what the well covered under the two permits is capable of producing. If certificates of appropriation are issued under this permit and Permit 35033, the total combined amount of appropriation granted in said certificates shall not exceed what the well covered under the two permits is capable of producing. The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed .1950 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..... June 27, 1979
- Proof of commencement of work shall be filed before..... July 27, 1979
- Work must be prosecuted with reasonable diligence and be completed on or before..... June 27, 1980
- Proof of completion of work shall be filed before..... July 27, 1980
- Application of water to beneficial use shall be made on or before..... June 27, 1981
- Proof of the application of water to beneficial use shall be filed on or before..... July 27, 1981
- Map in support of proof of beneficial use shall be filed on or before..... July 27, 1981

Commencement of work filed..... AUG 14 1979
Completion of work filed..... AUG 14 1979
Proof of beneficial use filed..... MAY 27 1981
Cultural map filed..... MAY 27 1981
Certificate No. 10218 Issued..... SEP 23 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 78

[Signature]
State Engineer