

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 MAR 3 1978

Returned to applicant for correction.....

Corrected application filed..... Map filed MAR 3 1978

The applicant Lane Duncan & Robert Michaels c/o E. Tharalson

1123 S. San Gabriel Blvd. of San Gabriel Street and No. or P.O. Box No. City or Town

Ca 91776 State and Zip Code No., hereby make.... application for permission to change the

Place of use and Point of Diversion of a portion

of water heretofore appropriated under Permit 28476

(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
2. The amount of water to be changed 3.0 of 6.0
3. The water to be used for irrigation and domestic
4. The water heretofore used for irrigation and domestic
5. The water is to be diverted at the following point in the NE 1/4 NE 1/4 Sec. 29, T.33N., R.35 E. MDB&M; or a point from which the NE corner of said Sec. 29 bears N.45°E. 100 ft.
6. The existing point of diversion is located within NE 1/4 SW 1/4 Sec. 13, T.32N., R.35E. MDB&M; or at a point from which the SW corner of said Sec. 13 bears S.60°47'30"W. a distance of 2909 ft.
7. Proposed place of use Portions of E 1/2 and NW 1/4 Sec. 29, T.33N., R.35E. MDB&M 320 acres
8. Existing place of use W 1/2 E 1/2, E 1/2 W 1/2 Sec. 2; W 1/2 E 1/2, E 1/2 W 1/2 Sec. 12; W 1/2, Sec. 13 and E 1/2 Sec. 14 all in T.32N., R.35E. MDB&M 320 acres
9. Use will be from January 1 to December 31 of each year.
10. Use has been from January 1 to December 31 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 and irrigation system

- 12. Estimated cost of works..... \$20,000
- 13. Estimated time required to construct works..... 3 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 ga/jw bl/jv Applicant Lane Duncan & Robert Michaels  
 By s/ J. R. Caldwell  
P. O. Box 432  
Winnemucca, Nv. 89445

APPROVAL OF STATE ENGINEER

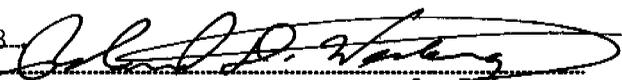
This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use and point of diversion of the waters of an underground source as heretofore granted under Permit 28476 is issued subject to the terms and conditions imposed in said Permit 28476 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.

- The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 3.0 .....cubic feet per second, but not to exceed a yearly duty of 3.0 acre-feet per acre of land irrigated from any and/or all sources
- Actual construction work shall begin on or before..... April 11, 1979
- Proof of commencement of work shall be filed before..... May 11, 1979
- Work must be prosecuted with reasonable diligence and be completed on or before..... April 11, 1980
- Proof of completion of work shall be filed before..... May 11, 1980
- Application of water to beneficial use shall be made on or before..... July 9, 1980
- Proof of the application of water to beneficial use shall be filed on or before..... August 9, 1980
- Map in support of proof of beneficial use shall be filed on or before..... August 9, 1980

Commencement of work filed..... JUN 08 1978  
 Completion of work filed..... MAR 11 1981  
 Proof of beneficial use filed.....  
 Cultural map filed.....  
 Certificate No..... Issued.....

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 OCTOBER

A.D. 19 78   
 State Engineer

Recorded..... MAR 1 1980 ..... Page..... BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT  
  
 STATE ENGINEER