

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 APR 10 1976

Returned to applicant for correction

Corrected application filed Map filed Oct. 1, 1976 under 26664

The applicant Richard E. and Mary A. Kephart

Diamond Valley Rte. of Eureka Street and No. or P.O. Box No. City or Town

Nevada 89316, hereby make application for permission to change the State and Zip Code No.

place of use

of water heretofore appropriated under permit 26664 certificate 8945

(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 1.7 cfs, 320 acre-feet 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 same If for stock state number and kind of animals.

5. The water is to be diverted at the following point no change

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, sec. 24, T21N, R53E, or at a point from which the NE corner of said sec. 24 bears N 42° 15' 24" E a distance of 1802.36 feet. If point of diversion is not changed, do not answer.

7. Proposed place of use W 1/2 NE 1/4, sec. 24 (60 ac.), E 1/2 NE 1/4, sec. 24 (80 ac.), T21N, R53E. Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use E 1/2 NE 1/4, W 1/2 NE 1/4, sec. 24, T21N, R53E, 80 ac. Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.

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

10. Use has been from Jan. 1 to Dec. 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.) Well, pump and 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.....\$20000.....
- 13. Estimated time required to construct works.....3 yr.....
- 14. Estimated time required to complete the application of water to beneficial use.....5 yr.....
- 15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

.....Use map under 26664. Water will be comingled with water under
app's to change 33018-19.....

Compared by/ga.....jm/dh..... Applicant/s/ Dick Kephart
 By.....

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 an underground source as heretofore granted under Permit 26664, Certificate 8945, is issued subject to the terms and conditions imposed in said Permit 26664, Certificate 8945, 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 total annual duty allowed under this permit shall not exceed 320 acre-feet.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....1.7.....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 5, 1979.....

Proof of commencement of work shall be filed before.....September 5, 1979.....

Work must be prosecuted with reasonable diligence and be completed on or before.....August 5, 1979.....

Proof of completion of work shall be filed before.....September 5, 1979.....

Application of water to beneficial use shall be made on or before.....August 5, 1980.....

Proof of the application of water to beneficial use shall be filed on or before.....September 5, 1980.....

Map in support of proof of beneficial use shall be filed on or before.....September 5, 1980.....

Commencement of work filed.....JUL 27 1979.....
 Completion of work filed.....JUL 27 1979.....
 Proof of beneficial use filed.....
 Cultural map filed.....
 Certificate No.....Issued.....
 Recorded.....Bk.....Page.....

IN TESTIMONY WHEREOF, I, WILLIAM J. NEWMAN
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 5th day of JUNE

A.D. 1979 *William J. Newman*
 State Engineer

2407 Withdrawn: A portion of the place of use. See letter of 2/21/83.
 Remaining under 35261: 40 acres, 1.7 c.s.f.

JUL 19 1991
 State Engineer
 William J. Newman P.E.