

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 JUN 22 1978

Returned to applicant for correction .....

Corrected application filed ..... Map filed JUN 22 1978

The applicant M.S. and Esther F. Peek

1715 McNevin Ct. of Reno Nevada 89509

Street and No. or P.O. Box No. City or Town State and Zip Code No.

hereby make application for permission to change the point of diversion

of water heretofore applied for appropriated under 35491

(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 1.3 Second feet, acre feet.

3. The water to be used for Quasi-Municipal and domestic If for stock state number and kind of animals.

4. The water heretofore used for Quasi-Municipal and domestic If for stock state number and kind of animals.

5. The water is to be diverted at the following point within the SE 1/4 NE 1/4 of section 32, T17N, R22E, MDB&M, or at a point from where the NE corner of said section 32 bears N 08° 27' 59" E, a distance of 2560.34 feet.

6. The existing point of diversion is located within NE 1/4 SE 1/4 of section 32, T17N, R22E, MDB&M, or at a point from which the NE corner of said section 32 bears N 09° 22' 00" E a distance of 3,086.20 feet.

7. Proposed place of use that portion of the N 1/2 SE 1/4 and the S 1/2 NE 1/4 of section 32, T17N, R22E, MDB&M lying north of US Highway 50.

8. Existing place of use that portion of the N 1/2 SE 1/4 and the S 1/2 NE 1/4 of section 32, T17N, R22E, MDB&M lying north of US Highway 50.

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.) drilled well, pump and distribution system

whether through pipes, ditches, flumes, or other conduits.

- 12. Estimated cost of works..... \$100,000
- 13. Estimated time required to construct works..... one year
- 14. Estimated time required to complete the application of water to beneficial use..... three years
- 15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water to be used in conjunction with 34292 to serve a  
 maximum of 400 residential units.

Compared lp/ga b1/bc Applicant M.S. and Esther F. Peek

By s/ Wyatt J. Owens  
 Wyatt J. Owens  
 P.O. Box 44  
 Smith, Nevada 89430

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 of the waters of an underground source as heretofore granted under Permit 35491 is issued subject to the terms and conditions imposed in said Permit 35491 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 point of diversion under this permit will be re-located 300 feet NE of the original location to avoid interference with existing rights.

The total combined duty of water under this permit and Permit 34292 shall not exceed 539.26 acre-feet annually.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.3 cubic feet per second, but not to exceed 539.26 acre-feet annually.

- Actual construction work shall begin on or before..... June 22, 1979
- Proof of commencement of work shall be filed before..... July 22, 1979
- Work must be prosecuted with reasonable diligence and be completed on or before..... June 22, 1979
- Proof of completion of work shall be filed before..... July 22, 1979
- Application of water to beneficial use shall be made on or before..... June 22, 1980
- Proof of the application of water to beneficial use shall be filed on or before..... July 22, 1980
- Map in support of proof of beneficial use shall be filed on or before..... July 22, 1980

Commencement of work filed..... IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD  
 Completion of work filed..... State Engineer of Nevada, have hereunto set my hand and the seal of  
 Proof of beneficial use filed..... my office, this 11th day of SEPTEMBER  
 Cultural map filed.....  
 Certificate No..... Issued..... A.D. 19 78

Recorded..... Bk..... Page.....  
 CANCELLED BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

2407  
 Abrogated By 58795 13

*Roland D. Westergard*  
 STATE ENGINEER