

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 DEC 19 1978

Returned to applicant for correction 2/22/66 prepared P.O.D. & P.O.V.

Corrected application filed Map filed under 22922 11/3/76 Existing P.O.D. under 27976

The applicant Joseph L. & Ellen M. Rand

P.O. Box 293 of Eureka City or Town

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

Point of Diversion and Place of Use of a portion

of water heretofore appropriated under Permit 27976, Cert 9084

(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, underground, spring or other source.

2. The amount of water to be changed 0.42 cfs Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Irrigation Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore used for Irrigation Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point Lot 1 of the NE 1/4 Sec 2 T21N R53E MDB&M or at a point from which the NE corner of said section 2 bears N 43°09'50"E 1916.24 feet.

6. The existing point of diversion is located within NE 1/4 SE 1/4 Sec 2 T21N R53E MDB&M or at a point from which the E 1/4 corner of said Sec 2 bears N 45°00'05" E, 1844.68 feet

7. Proposed place of use NE 1/4 Sect 2 T21N R53E MDB&M - 161.59 Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use SE 1/4 Sect 2 T21N R53E MDB&M - 126.12 ac Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.

9. Use will be from April 1 to November 1 of each year.

10. Use has been from April 1 to November 1 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.) completed well, pump & motor 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..... completed
- 13. Estimated time required to construct works..... completed
- 14. Estimated time required to complete the application of water to beneficial use... completed
- 15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

The intent of this application is not to increase acreage for irrigation but simply to equalize pumpage rates from the two wells on the E $\frac{1}{2}$ Sect. 2 T21N R53E namely 2.7 c.f.s. per well & straighten out a situation which should have been taken care of when the property was split.

Compared lp/ga gk/ja Applicant s/ Joseph L. Rand

By _____
P.O. Box 293
Eureka, Nev. 89316

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 place of use of a portion of the waters of an underground source as heretofore granted under Permit 27976, Certificate 9084, is issued subject to the terms and conditions imposed in said Permit 27976, Certificate 9084, 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 combined diversion rate under this permit and Permit 36322 and Permit 22922, Certificate 7875, shall not exceed what the well is capable of producing and shall not exceed 2.7 c.f.s.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.42 cubic feet per second, but not to exceed a seasonal 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..... October 6, 1980
- Proof of commencement of work shall be filed before..... November 6, 1980
- Work must be prosecuted with reasonable diligence and be completed on or before..... October 6, 1980
- Proof of completion of work shall be filed before..... November 6, 1980
- Application of water to beneficial use shall be made on or before..... October 6, 1981
- Proof of the application of water to beneficial use shall be filed on or before..... November 6, 1981
- Map in support of proof of beneficial use shall be filed on or before..... November 6, 1981

Commencement of work filed AUG 27 1980
 Completion of work filed AUG 27 1980
 Proof of beneficial use filed NOV 6 1981
 Cultural map filed NOV 6 1981
 Certificate No. 10156 Issued JUL 19 1982

IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 6th day of AUGUST,
 A.D. 19 80
William J. Newman
 State Engineer