ASSIGNED 38540

AMENDED Serial No.

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 JUL 10 1979

Returned to applicant for correction FEB 22 1980

Corrected application filed FEB 27 1980 Map filed FEB 27 1980

The applicant William J. Pendola

P.O. Drawer U of Grass Valley
Street and No. or P.O. Box No. City or Town

Ca 95945 hereby make application for permission to change the
State and Zip Code No.

point of diversion and place of use

of water heretofore appropriated under application 29593

(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 6.0 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 in the NW¼NE¼ Sec. 25, T.44N., R.30E. MDB&M; or a point from which the NE corner of said Sec. 25 bears N. 88°51'E. 1347 ft.
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 NW¼NE¼ Sec. 25, T.44N., R.30E. MDB&M; or a point from which the NW corner of Sec. 24, T.44N., R.30E. bears N.26°29'W. 6120 ft.
If point of diversion is not changed, do not answer.

7. Proposed place of use portions of S½SE¼ Sec. 24, NE¼ Sec. 25 in T.44N., R.30E. MDB&M; Lot 4 Sec. 19, Lots 1 and 2 in Sec. 30, all in T.44N., R.31E. MDB&M 262.74 acres
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use E½ and E½W½ Sec. 24, NE¼, N½SE¼, SE¼SE¼ of Sec. 25, N½NE¼ Sec. 36 all in T.44N., R.30E.; Lots 2,3,4 of Sec. 19, Lots 1, 2,4 of Sec. 30, Lot 1 of Sec. 31, all in T.44N., R.31E. MDB&M
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.

9. Use will be from March 15 to November 15 of each year.
Month and Day Month and Day

10. Use has been from March 15 to November 15 of each year.
Month and Day Month and Day

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 sprinkling 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 excess of $50,000.00

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 well was drilled more than 300 ft. from the point of diversion shown on the permit

Compared lp/js gk/bc

Applicant William J. Pendola

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 point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 29593 is issued subject to the terms and conditions imposed in said Permit 29593 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 6.0 cubic feet per second, but not to exceed a seasonally 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 February 2, 1981

Proof of commencement of work shall be filed before March 2, 1981

Work must be prosecuted with reasonable diligence and be completed on or before February 2, 1981

Proof of completion of work shall be filed before March 2, 1981

Application of water to beneficial use shall be made on or before February 2, 1981

Proof of the application of water to beneficial use shall be filed on or before March 2, 1981

Map in support of proof of beneficial use shall be filed on or before March 2, 1981

Commencement of work filed JUN 5 1981
Completion of work filed JUN 5 1981
Proof of beneficial use filed APR 1 1981
Cultural map filed APR 21 1981
Certificate No. 10164 Issued AUG 16 1982

IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 2nd day of DECEMBER, A.D. 19 80

William J. Newman
State Engineer

2407 (Rev. 10-79)