

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

SEP 12 1979

Returned to applicant for correction

Corrected application filed

Map filed OCT 25 1979

The applicant Gene Musgrave

3442 Champion of Carson City, Nevada 89701

Street and No. or P.O. Box No.

City or Town

State and Zip Code No.

hereby make application for permission to change the place of diversion and place of use of a portion

of water heretofore appropriated under Permit Application No. 26498 and Log No.

13135, Certificate No. 8866.

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

- The source of water is an underground source  
Name of stream, lake or other source.
- The amount of water to be changed .98 cfs not exceeding 190 acre feet per annum  
Second feet, acre feet.
- The water to be used for irrigation and domestic  
If for stock state number and kind of animals.
- The water heretofore used for irrigation and domestic  
If for stock state number and kind of animals.
- The water is to be diverted at the following point SE $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 3, T.17N., R.23E., MDB&M or at a point from which the south $\frac{1}{4}$  corner of said section 3 bears N 45°26' E a distance of 1867 ft. situated in Lyon County, Nevada.  
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.
- The existing point of diversion is located within NE $\frac{1}{4}$ SW $\frac{1}{4}$  Section 10, T.17N., R.23E., MDB&M or at a point from which the N $\frac{1}{4}$  corner of said section 10 bears N 10°39'17" E, a distance of 3422.63 ft. situated in Lyon County, Nevada.  
If point of diversion is not changed, do not answer.
- Proposed place of use 40.0 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$  of section 3, T.17N., R.23E., MDB&M; 7.5 acres in the N $\frac{1}{2}$  of the SE $\frac{1}{4}$ SE $\frac{1}{4}$  of section 3, T.17N., R.23E., MDB&M.  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
- Existing place of use 17.5 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 10, T.17N., R.23E., MDB&M; 40 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$  of section 10, T.17N., R.23E., MDB&M; 23 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of section 10, T.17N., R.23E., MDB&M.  
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
- Use will be from January 1 to December 31 of each year.  
Day and Month Day and Month
- Use has been from January 1 to December 31 of each year.  
Day and Month Day and Month
- 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.) One drilled well  
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..... -0- completed
- 13. Estimated time required to construct works..... -0- completed
- 14. Estimated time required to complete the application of water to beneficial use..... two (2) 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 lp/bl..... ja/ha..... Applicant s/ Gene E. Musgrave

By s/ Gene E. Musgrave  
 Gene Musgrave  
 3442 Champion  
 Carson City, NV 89701

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 26498, Certificate 8866, is issued subject to the terms and conditions imposed in said Permit 26498, Certificate 8866, 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 total acreage allowed to be irrigated under this permit shall not exceed 38.25 acres. The total annual duty shall not exceed 153.0 acre-feet per annum.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.98 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 October 4, 1980

Proof of commencement of work shall be filed before November 4, 1980

Work must be prosecuted with reasonable diligence and be completed on or before October 4, 1981

Proof of completion of work shall be filed before November 4, 1981

Application of water to beneficial use shall be made on or before October 4, 1982

Proof of the application of water to beneficial use shall be filed on or before November 4, 1982

Map in support of proof of beneficial use shall be filed on or before November 4, 1982

Commencement of work filed.....  
 Completion of work filed..... NOV 3 1981  
 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 4th day of APRIL

A.D. 1980  
 WITHDRAWN BY AGENT 006/07 1982 State Engineer

*Peter J. Morrow*  
 STATE ENGINEER