

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 JAN 25 1980

Returned to applicant for correction

Corrected application filed Map filed NOV 2 1979 under 39495

The applicant Richard L. Bailey

1300 Marietta Way of Sparks City or Town

Nevada 89431 State and Zip Code No. hereby make application for permission to change the

Point of diversion, manner, and place of use of a portion

of water heretofore appropriated under Permit 33092 Cert. 9277

(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 0.01 cfs not to exceed 7.24 ac-ft per annum Second feet, acre feet. One second foot equals 448.83 gallons per minute.

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

4. The water heretofore used for Irrigation and domestic 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 NE 1/4 NE 1/4 Sec 21, T20N, R20E, MDB&M or at a point from which the NE corner of said Sec. 21, bears N. 45° 00' E. 200' 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 SE 1/4 NE 1/4 Sec. 18, T20N, R21E, MDB&M or at a point from which the E 1/4 corner of said Sec. 18, bears S. 27° 54' E., 1465 feet. If point of diversion is not changed, do not answer.

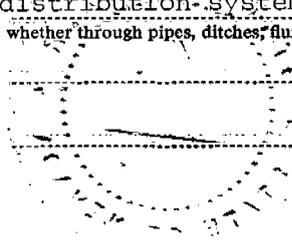
7. Proposed place of use. Portion of the NE 1/4 Sec. 21, T20N, R20E, MDB&M. Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use. NE 1/4 SE 1/4, SE 1/4 NE 1/4 Sec. 18, T20N, R21E, MDB&M. 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. Month and Day Month and Day

10. Use has been from Jan 1 to Dec. 31 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.) Drilled well, pump, motor, and pressure distribution 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.....\$160,000
- 13. Estimated time required to construct works.....4 years
- 14. Estimated time required to complete the application of water to beneficial use.....5 years
- 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 filed und Application. 39495

Compared bl/ jk gk/bc Applicant Richard L. Bailey
 By s/David M. Boyer
625 Margrave
Reno, Nev. 89502

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, place of use, and manner of use of the waters of an underground source as heretofore granted under Permit 33092 is issued subject to the terms and conditions imposed in said Permit 33092 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 combined amount of water granted under this permit and Permits 39498 and 40408 is limited to what the well covered under the three permits is capable of producing. If certificates of appropriation are issued under this permit and Permits 39498 and 40408, the total combined amount of appropriation granted in said certificates shall not exceed what the well covered under the three permits is capable of producing.

The total combined duty of water under this permit and Permits 39492, 39493, 39494, 39495, 39496, 39497, 39498, and 40408 shall not exceed 78.2 million gallons 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 0.01 cubic feet per second, but not to exceed 2.36 million gallons annually.

Actual construction work shall begin on or before May 10, 1981

Proof of commencement of work shall be filed before June 10, 1981

Work must be prosecuted with reasonable diligence and be completed on or before May 10, 1982

Proof of completion of work shall be filed before June 10, 1982

Application of water to beneficial use shall be made on or before September 16, 1983

Proof of the application of water to beneficial use shall be filed on or before October 16, 1983

Map in support of proof of beneficial use shall be filed on or before October 16, 1983

Commencement of work filed.....
 Completion of work filed.....
 Proof of beneficial use filed.....
 Cultural map filed.....
 Certificate No. Issued.....

IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 10th day of NOVEMBER,
 A.D. 19 80
William J. Newman
 State Engineer

Permit Terms Continued
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The total number of units to be served under this permit and Permits 39492, 39493, 39494, 39495, 39496, 39497, 39498, and 40408 shall not exceed 214 units.

No perforations shall be put in the production casing from ground level to 100 feet.

