

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 2 1980

Returned to applicant for correction.....

Corrected application filed..... Map filed SEP 2 1980 under 42367

The applicant Richard E. & Mari Alice Kephart

Diamond Valley Rte. of Eureka
Street and No. or P.O. Box No. City or Town

NV 89316 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 Permit 35262

(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 1.0 c.f.s.,
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

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

4. The water heretofore used for Irrigation & 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 SE 1/4 NW 1/4, Sec. 24, T.21N., R.53E.,
or at a point from which the E 1/4 Cor of said Sec. 24 bears
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
S 71°31'20" E a distance of 4163.18 feet.
stated.

6. The existing point of diversion is located within SE 1/4 NW 1/4, Sec. 24, T.21N., R.53E.,
M.D.B.&M., or at a point from which the NW corner of said Sec. 24
If point of diversion is not changed, do not answer.
bears N 44° 57' 24" W a distance of 1876.92'

7. Proposed place of use a portion of the NW 1/4, Sec. 24, T.21N., R.53E.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
(100 Ac's)

8. Existing place of use SE 1/4 NE 1/4, Sec. 24, T.21N., R.53E. (40 Ac.)
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
W 1/2 NE 1/4, Sec. 24, T.21N., R.53E. (60 Ac.)

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.) Well, pump & sprinkler 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..... \$10,000
- 13. Estimated time required to construct works..... 3 yrs
- 14. Estimated time required to complete the application of water to beneficial use..... 3 yrs
- 15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

See PBU Map under 35261

Compared..... ha/bc ..... ja/br ..... Applicant.....

By..... s/Bruce L. Rice  
P. O. Box 642  
Bridgeport, CA. 93517

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 35262 is issued subject to the terms and conditions imposed in said Permit 35262 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. A totalizing meter, or any other measuring device acceptable to the State Engineer under Order No. 813, 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, or any other measuring device acceptable to the State Engineer under Order No. 813, 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 42367, 42368, and 42370 is limited to what the well covered under the four permits is capable of producing. If certificates of appropriation are issued under this permit and Permits 42367, 42368, and 42370, the total combined amount of appropriation granted in said certificates shall not exceed what the well covered under the four permits is capable of producing.

The issuance of this permit totally abrogates Permit 35262.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 1.0 ..... 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..... N/A

Proof of commencement of work shall be filed before..... N/A

Work must be prosecuted with reasonable diligence and be completed on or before April 1, 1984

Proof of completion of work shall be filed before..... May 1, 1984

Application of water to beneficial use shall be made on or before..... April 1, 1985

Proof of the application of water to beneficial use shall be filed on or before..... May 1, 1985

Map in support of proof of beneficial use shall be filed on or before..... May 1, 1985

Commencement of work filed.....  
Completion of work filed..... MAY 28 1985  
Proof of beneficial use filed..... JAN 03 1989  
Cultural map filed..... SEP 02 1980  
Certificate No. 14445 Issued..... OCT 28 1996

IN TESTIMONY WHEREOF, I, PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of my office this 17th day of MAY, A.D. 1983

*[Signature]*  
State Engineer