

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 21 1981

Returned to applicant for correction. JAN 7 1982

Corrected application filed. FEB 16 1982 Map filed MAR 30 1982 under 44450

The applicant Donald Frank and Eliza M. Palmore

P. O. Box 92 of Eureka
Street and No. or P.O. Box No. City or Town

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

Place of use.
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit No. 14947, Certificate No. 5497
(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 5.0 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

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

4. The water heretofore permitted 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 in the NE 1/4 NE 1/4 Section 28, T.22N., R.54E.,
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.
44⁰36' E. a distance of 1800.0 feet.

6. The existing permitted point of diversion is located within same
If point of diversion is not changed, do not answer.

7. Proposed place of use NE 1/4 Section 28, T.22N., R.54E., M.D.B.&M. 157.572 Acres, and NW 1/4
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
Section 28, T.22N., R.54E., M.D.B.&M. 145.828 Acres (Total 303.400 Acres).

8. Existing place of use NE 1/4 Section 28, T.22N., R.54E., M.D.,B.&M. (144.145 Acres)
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day

10. Use was permitted from April 15 to December 1 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.) install pipe lines and ditches.
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$10,000.

13. Estimated time required to construct works 1 year

- 14. Estimated time required to complete the application of water to beneficial use..... 3 years
- 15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water will be co-mingled with Permit 21863 to cover the N½ of Section 28.

By s/Ernest E. Muller, Sr.
Ernest E. Muller, Sr. SWRS 273
750 W. Pueblo St., Reno, Nv., 89509

Compared.....bc/ja.....bl/ja

Protested.....

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 place of use of the waters of an underground source as heretofore granted under Permit 14947, Certificate 5497 is issued subject to the terms and conditions imposed in said Permit 14947, Certificate 5497 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 duty of water under this permit and Permit 44452 shall not exceed 1213.60 acre-feet per season.

The place of use of Permit 44451 and 44452 will be limited to 303.40 acres in the N½, Section 28, T.22N., R.54E.

The period of use of Permits 44451 and 44452 for irrigation will be from April 15 to December 1 of each year.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....5.0.....cubic feet per second, but not to exceed 576.58 acre-feet seasonally and not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before..... June 14, 1983

Proof of completion of work shall be filed before..... July 14, 1983

Application of water to beneficial use shall be made on or before..... December 14, 1983

Proof of the application of water to beneficial use shall be filed on or before..... January 14, 1984

Map in support of proof of beneficial use shall be filed on or before..... January 14, 1984

Completion of work filed..... JAN 28 1986..... IN TESTIMONY WHEREOF, I PETER G. MORROS

Proof of beneficial use filed..... JUN 9 1986..... State Engineer of Nevada, have hereunto set my hand and the seal of

Cultural map filed..... JUN 9 1986..... my office, this 14th day of DECEMBER

Certificate No. 11639 Issued DEC 29 1986 A.D. 19 82

Peter G. Morros
State Engineer