

**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 ~~OCT-1-1981~~ NEW PRIORITY DATE: NOV 20 2001

Returned to applicant for correction

Corrected application filed \_\_\_\_\_ Map filed **OCT 1 1981**

The applicant See Exhibit "A"  
c/o Howard A. Schlundt  
146 E 4th St. of Perris  
Street and No. or P.O. Box No. City or Town

Ca 92370 hereby make application for permission to change the  
State and Zip Code No.

Point of Diversion and Place of Use  
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 11206, Cert. 4482  
(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 CFS, 87.44 AFY  
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 permitted 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 NW $\frac{1}{4}$  SE $\frac{1}{4}$ , Sec. 23, T.3S., R. 35 E., MDB&M, or  
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.  
at a point from which the S $\frac{1}{4}$  Cor of said Sec. 23 bears S 24<sup>0</sup>56' W a distance of  
1565.9 feet.

6. The existing permitted point of diversion is located within SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 25, T.3S., R.35E., MDB&M  
If point of diversion is not changed, do not answer.  
or at a point from which the SW Cor of said Sec. 25 bears S 78<sup>0</sup>00' W a distance of  
160 feet.

7. Proposed place of use See attached Exhibit "B"  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use 20.21 ac. in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 25, 1.65 ac. in the SE $\frac{1}{4}$  SW $\frac{1}{4}$ ,  
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.  
Sec. 25, T.3S., R.35E.

9. Use will be from Mar. 1 to Nov. 1 of each year.  
Month and Day Month and Day

10. Use was permitted from Mar. 1 to Nov. 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.) Well, pump and irrigation system  
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 \$20000

13. Estimated time required to construct works 3 yr

14. Estimated time required to complete the application of water to beneficial use 5 yr

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 comingled with all other ground water rights on applicants' property

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

Compared js/dh ja/bt

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 point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 11206, Certificate 4482, is issued subject to the terms and conditions imposed in said Permit 11206, Certificate 4482, 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.

Issuance of this permit corrects the acre-foot duty of water under Permit 11206, Certificate 4482, from 4.0 acre-feet per acre to 5.0 acre-feet per acre.

The total combined duty of water under Permits 44540, 44541, 44542, 44543, 44544, 44545, 44546, 44547, 44548, 44549, and 44550 shall not exceed 5,888.5 acre-feet 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 1.0 cubic feet per second, but not to exceed 109.3

acre-feet seasonally and not to exceed a seasonal duty of 5.0 acre-feet per acre of land irrigated from all sources.

Work must be prosecuted with reasonable diligence and be completed on or before August 25, 1983

Proof of completion of work shall be filed before September 25, 1983

Application of water to beneficial use shall be made on or before August 25, 1986

Proof of the application of water to beneficial use shall be filed on or before September 25, 1986

Map in support of proof of beneficial use shall be filed on or before September 25, 1986

Completion of work filed \_\_\_\_\_ IN TESTIMONY WHEREOF, I, PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed \_\_\_\_\_ my office, this 25th day of AUGUST,

Cultural map filed \_\_\_\_\_ A.D. 1982

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_ Peter G. Morros  
State Engineer

2407 (Rev. 6-81)  
~~CANCELLED NOV 07 2001 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT~~  
~~Justicci, P.E.~~ STATE ENGINEER  
Can. Rescinded 12-30-02

## EXHIBIT "A"

## Applicants:

Frank E. Smith (1/3 interest)

Russell F. & Betty L. Schlundt (1/3 interest)

Howard A. & Christena L. Schlundt (1/6 interest)

Howard A. Schlundt (1/6 interest)

## EXHIBIT "B"

## Proposed Place of Use

<u>Acres</u>	<u>Subd.</u>	<u>Sec.</u>	<u>T.</u>	<u>R.</u>
40.0	SW $\frac{1}{4}$ NE $\frac{1}{4}$	14	3S.	35E.
80.0	N $\frac{1}{2}$ SE $\frac{1}{4}$	14	3S.	35E.
40.0	SE $\frac{1}{4}$ SE $\frac{1}{4}$	14	3S.	35E.
80.0	E $\frac{1}{2}$ NE $\frac{1}{4}$	23	3S.	35E.
120.1	SE $\frac{1}{4}$	23	3S.	35E.
80.0	W $\frac{1}{2}$ NW $\frac{1}{4}$	24	3S.	35E.
160.0	SE $\frac{1}{4}$	24	3S.	35E.
160.0	NW $\frac{1}{4}$	25	3S.	35E.
80.0	N $\frac{1}{2}$ SW $\frac{1}{4}$	25	3S.	35E.
37.7	SW $\frac{1}{4}$ SW $\frac{1}{4}$	25	3S.	35E.
40.0	SE $\frac{1}{4}$ SW $\frac{1}{4}$	25	3S.	35E.
80.0	W $\frac{1}{2}$ SE $\frac{1}{4}$	25	3S.	35E.
26.5	NE $\frac{1}{4}$ NE $\frac{1}{4}$	26	3S.	35E.
16.6	SE $\frac{1}{4}$ NE $\frac{1}{4}$	26	3S.	35E.
7.8	NE $\frac{1}{4}$ SE $\frac{1}{4}$	26	3S.	35E.
29.0	NW $\frac{1}{4}$ NW $\frac{1}{4}$	36	3S.	35E.
20.0	SW $\frac{1}{4}$ NW $\frac{1}{4}$	36	3S.	35E.
80.0	E $\frac{1}{2}$ NW $\frac{1}{4}$	36	3S.	35E.

1177.7 Ac.