

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 8 1982

Returned to applicant for correction

Corrected application filed Map filed APR 1 1982 under 45486 (Proposed POD & POU) and August 2, 1977 under 32092 existing POD

The applicant Ken H. Earp

Post Office Box 431 of Winnemucca Nevada 89445

hereby make application for permission to change the Point of Diversion

of water heretofore appropriated under Application 32092 (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 6.0 C.F.S. Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for irrigation 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 within the NW 1/4 of Section 16, T.41N., R.28E., M.D.B.&M. or at a point from which the S 1/2 corner of Section 17, T.41N., R.28E., M.D.B.&M. bears S31°33'W 5,395'.

6. The existing permitted point of diversion is located within SW 1/4 SE 1/4 Section 17, T.41N., R.28E., M.D.B.&M. or at a point from which the S 1/2 corner of said Section 17 bears S21°04'W 1,280'.

7. Proposed place of use unchanged Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use portions of the W 1/2 NW 1/4, SE 1/4 NW 1/4, NE 1/4 SW 1/4, SE 1/4 of Section 8; W 1/2 SW 1/4 NE 1/4, W 1/2 SE 1/4 of Section 16; NE 1/4, NE 1/4 SE 1/4, S 1/2 SE 1/4 of Section 17; lots 2, 3, and 7 of Section 21; all within T.41N., R.28E., M.D.B.&M., 1,000 acres more or less.

9. Use will be from January 1st to December 31st of each year.

10. Use was permitted from January 1st to December 31st of each year.

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 and irrigation system pipes and flumes, or drilled well, etc.

12. Estimated cost of works in excess of \$10,000.00

13. Estimated time required to construct works well complete see the Well Log for application 32093

14. Estimated time required to complete the application of water to beneficial use Three (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.

Maps filed under Application Number 32092 and 45486 are to be used to support this application.

JOHN H. MILTON, III, R.L.S., S.W.R.S., AGENT
By: John H. Milton, III
146 West Second Street
Winnemucca, Nevada 89445-3493

Compared sg/bl ll/bc

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 of the waters of an underground source as heretofore granted under Permit 32092 is issued subject to the terms and conditions imposed in said Permit 32092 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 weir or other type of measuring device at or near the well to facilitate the measurement and control of the water. If well is flowing, a valve must be installed and maintained to prevent waste. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

The issuance of this permit reduces the duty from 4.0 acre-feet per acre per year to 3.6 acre-feet per acre per 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 6.0 cubic feet per second, but not to exceed a yearly duty of 3.6 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 November 27, 1985

Proof of completion of work shall be filed before December 27, 1985

Application of water to beneficial use shall be made on or before November 27, 1986

Proof of the application of water to beneficial use shall be filed on or before December 27, 1986

Map in support of proof of beneficial use shall be filed on or before December 27, 1986

Completion of work filed JAN 31 1986 IN TESTIMONY WHEREOF, I PETER G. MORROS,

Proof of beneficial use filed DEC 16 1987 State Engineer of Nevada, have hereunto set my hand and the seal of

Cultural map filed my office, this 20TH day of FEBRUARY

Certificate No. 13329 Issued APR 30 1992

A.D. 19 85

State Engineer