

ASSIGNED

46390

Serial No.

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 NOV 24 1982

Returned to applicant for correction

Corrected application filed Map filed NOV 24 1982

The applicant's Clay E. & Jean H. Tipton

Golconda, Nev. 89414 of City or Town

hereby make application for permission to change the

Point of Diversion

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

of water heretofore appropriated under Permit 10972 Certificate 3107

(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 Summit Creek Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 0.163 c.f.s. 59.71 acre feet 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 SW 1/4 NE 1/4 Section 18 T32N R41E MDB&M; or a point from which the NW corner of said section 18 bears N 68° 05' W 3637' distance to a section corner. If on unsurveyed land, it should be stated.

6. The existing permitted point of diversion is located within SW 1/4 SW 1/4 Section 16 T32N T41E MDB&M If point of diversion is not changed, do not answer. or a point from which the SW corner of said section 16 bears S 0° 14' E 1063'. (described on certificate as a point from which the SW corner of said section 18 bears South 1053').

7. Proposed place of use SW 1/4 SW 1/4 Section 16 T32N R41E MDB&M 16.3 acres Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use same as above 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 Jan. 1 to Dec. 31 of each year. Month and Day Month and Day

10. Use was permitted 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.) Water is to be diverted at the point where it leaves the reservoir and transported through a 6" pipe to the place of use. 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 \$80,000

13. Estimated time required to construct works 2 years

14. Estimated time required to complete the application of water to beneficial use..... 2 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

.....
.....
.....

By s/Carl J. Crosby
Carl J. Crosby Agent
4505 Davis Lane
Winnemucca, Nev. 89445

Compared js/kc pr/bl

Protested Pro. 3/28/83 by Joe Saval Estate, Mr. and Mrs. Tedo Bartorelli, Byron Bilveu and Richard J. Matthews

...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 Summit Creek as heretofore granted under Permit 10972, Certificate 3107 is issued subject to the terms and conditions imposed in said Permit 10972, Certificate 3107 and with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

This Permit is issued subject to the terms of the agreement between the applicants and the protestants dated April 11, 1983.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.163 cubic feet per second, but not to exceed 59.71 acre-feet for the period March 15 to September 15.

Work must be prosecuted with reasonable diligence and be completed on or before July 27, 1985

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

Application of water to beneficial use shall be made on or before July 27, 1988

Proof of the application of water to beneficial use shall be filed on or before August 27, 1988

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed NOV 13 1991

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No..... Issued.....

IN TESTIMONY WHEREOF, I PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 27 day of July

A.D. 19 84

Peter G. Morros
State Engineer

WITHDRAWN BY APPLICANT SEP 28 2000

Justucci, P.E. STATE ENGINEER