

**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 JAN 13 1983

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_ Map filed JAN 13 1983 under 46535

The applicant Lee Smith also known as Lee S. Smith

1735 Belford Road, \_\_\_\_\_ of Reno, \_\_\_\_\_  
Street and No. or P.O. Box No. City or Town

Nevada 89509 \_\_\_\_\_ hereby make an application for permission to change the  
State and Zip Code No.

point of diversion and place of use of a portion \_\_\_\_\_  
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under 45275 \_\_\_\_\_  
(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 - Well No. 2 \_\_\_\_\_  
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 0.025 second feet \_\_\_\_\_  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

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

4. The water heretofore permitted for Industrial 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 NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 3, T20N, R24E, MDB&M or  
Describe as being within a 40-acre subdivision of public survey and by course and  
at a point from which the S $\frac{1}{4}$  corner of Section 3, T20N, R24E, MDB&M, bears S  
distance to a section corner. If on unsurveyed land, it should be stated.  
9 $^{\circ}$  15' W., 2476.0 feet.

6. The existing permitted point of diversion is located within E $\frac{1}{2}$  of SW $\frac{1}{4}$  of SE $\frac{1}{4}$  Section 3, T20N,  
If point of diversion is not changed, do not answer.  
R24E, MDB&M, or at a point from which the S $\frac{1}{4}$  corner of Section 3, T20N, R24E,  
MDB&M, bears S 40 $^{\circ}$  34' 34" W., 1281.74 feet.

7. Proposed place of use a portion of NW $\frac{1}{4}$  of SE $\frac{1}{4}$  Section 3, T20N, R24E, MDB&M, lying  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
north easterly of U.S. Highway 40.

8. Existing place of use E $\frac{1}{2}$  of SW $\frac{1}{4}$  of SE $\frac{1}{4}$  Section 3, T20N, R24E, MDB&M.  
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 January 1 \_\_\_\_\_ to December 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, storage tank and water distribution  
State manner in which water is to be diverted, i.e. diversion structure, ditches,  
system.  
pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$20,000.00

13. Estimated time required to construct works three years

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

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

Industrial use, including dust control, not to exceed 1.6425 million gallons annually for leveling land for subdivision and construction. Use map filed under 38384 and new map.

By s/ Lee S. Smith  
Lee S. Smith  
1735 Belford Road  
Reno, Nevada 89509

Compared ds/ kc ja/br

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 a portion of the waters of an underground source as heretofore granted under Permit 45275 is issued subject to the terms and conditions imposed in said Permit 45275 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 Permits 38484, 38485, 45275, 46535, and 46536 shall not exceed 6.57 million gallons 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 0.025 cubic feet per second, but not to exceed 1.6425 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before February 5, 1984

Proof of completion of work shall be filed before March 5, 1984

Application of water to beneficial use shall be made on or before February 5, 1984

Proof of the application of water to beneficial use shall be filed on or before March 5, 1984

Map in support of proof of beneficial use shall be filed on or before March 5, 1984

Completion of work filed JAN 2 1985

Proof of beneficial use filed MAR 14 1986

Cultural map filed MAR 14 1986

Certificate No. 11906 Issued JUN 23 1987

IN TESTIMONY WHEREOF, I, PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 22nd day of AUGUST

A.D. 19 83

*[Signature]*  
State Engineer