

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 **FEB 22 1983**

Returned to applicant for correction **MAR 15 1983**

Corrected application filed _____ Map filed _____

The applicant **Hi Bar Ranch**

_____ of **Dyer**

_____ Street and No. or P.O. Box No. _____ City or Town

Nevada _____ hereby make^s application for permission to change the

Place of use of a portion _____

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

of water heretofore appropriated under **Permit 38765**

(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 **Fish Lake Valley Wash**
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed **1.5 cfs**
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for **irrigation & domestic**
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 **NE 1/4 SW 1/4 sec 15, T.4S., R.36 E., M.D.B. & M.,**
Describe as being within a 40-acre subdivision of public survey and by course and
or at a point from which the **W 1/4** corner of said sec 15 bears **N. 89°00' W., 2630**
distance to a section corner. If on unsurveyed land, it should be stated.
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 **S 1/2 NW 1/4 sec 15, T.4S., R.36E., M.D.B. & M. (80 acres)**
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use **W 1/2 NE 1/4 sec 16, T.4S., R.36E., M.D.B. & M. (80 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 **Jan 1 rst** to **Dec 31 rst** of each year.
Month and Day Month and Day

10. Use was permitted from **Jan 1 rst** to **Dec 31 rst** 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.) **reservoir, pipe & sprinklers; reservoir**
State manner in which water is to be diverted, i.e. diversion structure, ditches,
will be less than 10 acre feet.
pipes and flumes, or drilled well, etc.

12. Estimated cost of works **\$32,000**

13. Estimated time required to construct works **two years**

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

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

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By s/James P. Wallace (Agent)
702-572-3318
Dyer, Nevada 89010

Compared tls/v1 pm/se

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 a portion of the waters of Fish Lake Valley Wash as heretofore granted under Permit 38765 is issued subject to the terms and conditions imposed in said Permit 38765 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.

Water in Fish Lake Valley Wash may at times be made up wholly or partly by upstream irrigation runoff from wells in California and Nevada. The permit granted herein comes with no provision or guarantee for the continuous use or availability of water from said upstream well runoff.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.5 cubic feet per second, but not to exceed 400 acre-feet annually and not to exceed a yearly duty of 5.0 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 February 18, 1988

Proof of completion of work shall be filed before March 18, 1988

Application of water to beneficial use shall be made on or before November 18, 1988

Proof of the application of water to beneficial use shall be filed on or before December 18, 1988

Map in support of proof of beneficial use shall be filed on or before December 18, 1988

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 23rd day of November

Cultural map filed.....

A.D. 19 87

Certificate No. MAR 17 1988 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

State Engineer

[Signature]
STATE ENGINEER