

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 JUL 9 1984

Returned to applicant for correction

Corrected application filed Map filed JUL 9 1984

The applicant Joseph B. Key

P.O. Box 818 of Reno City or Town

Nevada 89504 State and Zip Code No. 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 35103 (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 4.0 cfs 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 NE 1/4 SW 1/4 of Section 2, T 33 N, R 57 E, MDB & M., Describe as being within a 40-acre subdivision of public survey and by course and at a point from which the NW corner of said Section 2 bears N 21°51'27" W distance to a section corner. If on unsurveyed land, it should be stated. 4108.27 feet.

6. The existing permitted point of diversion is located within NE 1/4 SE 1/4 of Section 2, T 33 N, R 57 E, MDB & M., at a point from which the SW corner of said Section 2 bears S 64°54'24" W 4891.71 feet.

7. Proposed place of use NE 1/4, E 1/2 NW 1/4, Portions of NE 1/4 SW 1/4, SE 1/4 SW 1/4, N 1/2 SE 1/4 Section 2, T 33 N, R 57 E, MDB & M. 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 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 with sprinkler system and ditches. 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 \$20,000

13. Estimated time required to construct works 3 years

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

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

Well at existing Point of Diversion did not produce sufficient water. The proposed Point of Diversion will be the same point of diversion as application no. 41102.

By s/Alan S. Boyack
Alan S. Boyack, Agent
515 South Fifth Street
Elko, Nevada 89801

Compared bm/se 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 point of diversion of the waters of an underground source as heretofore granted under Permit 35103 is issued subject to the terms and conditions imposed in said Permit 35103 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 measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. 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.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 4.0 cubic feet per second, but not to exceed a yearly duty of 4.0 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 November 1, 1987

Proof of completion of work shall be filed before December 1, 1987

Application of water to beneficial use shall be made on or before November 1, 1988

Proof of the application of water to beneficial use shall be filed on or before December 1, 1988

Map in support of proof of beneficial use shall be filed on or before December 1, 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 18th day of June

Cultural map filed A.D. 1987

Certificate No. Issued State Engineer

WITHDRAWN BY APPLICANT DEC 15 1994 STATE ENGINEER