Serial No. 48385

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 10 1984~~ NEW PRIORITY DATE: ~~MAY 19 1994~~ NOV 6 1995

Returned to applicant for correction

Corrected application filed Map filed SEP 10 1984 under 48384

The applicant Jack L. Bacon, William H. Amesbury and Steven C. Amesbury

17205 Hy 395 North (Street and No. or P.O. Box No.) of Reno (City or Town)

Nevada 89508 (State and Zip Code No.) hereby make application for permission to change the

Point of Diversion, Place of Use and Manner of Use of a Portion (Point of diversion, manner of use, and/or place of use)

of water heretofore appropriated under Permit 34763 (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 0.02 cfs 5.45 acre-feet (Second feet, acre feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for Commercial and Domestic (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
4. The water heretofore permitted for Quasi-Municipal (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 NW1/4 SW1/4, Section 1, T.20N., R.18E., MDB&M or at a point from which the West 1/4 corner of said Section 1 bears N.80°16'W a distance of 710 feet. (Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.)
6. The existing permitted point of diversion is located within NE1/4 NE1/4, Section 26, T.21N., R.18E., MDB&M or at a point from which the northeast corner of said Section 26 bears N.50°46'44"E., a distance of 1067.49 feet. (If point of diversion is not changed, do not answer.)
7. Proposed place of use portion of the NW1/4 SW1/4, and SW1/4 NW1/4, Section 1 T.20N., R.18E., MDB&M. (+ or - 17 acres as shown on supporting map) (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use a portion of the NE1/4 SW1/4, Section 25, T.21N., R.18E., MDB&M as shown on supporting map. 6.06 acre-feet will be relinquised and 15.45 acre-feet will be transferred to proposed place of use. (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 1 January (Month and Day) to 31 December (Month and Day) of each year.
10. Use was permitted from 1 January (Month and Day) to 31 December (Month and Day) 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, pump and distribution system (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 $50,000
13. Estimated time required to construct works 2 years

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

This application along with two additional applications will remove 15.45 acre-feet from Permits 34762, 34763, and 34764 and transfer the water to the proposed place of use. 6.06 acre-feet will remain on the existing place of use as a relinquishment. The commercial development is proposed to have a yearly water requirement of 19.9305 ac-ft.

By s/William E. Nork
William E. Nork
1026 W. First Street
Reno, Nevada 89503

Compared bl/bc 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, Point of Diversion and Manner of Use of a Portion of the waters of an underground source as heretofore granted under Permit 34763 is issued subject to the terms and conditions imposed in said Permit 34763 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 34762, 48384, 48385, and 48386 shall not exceed 15.4468 acre-feet annually.

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

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 0.0065 cubic feet per second, but not to exceed 4.681 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before January 8, 1990

Proof of completion of work shall be filed before February 8, 1990

Application of water to beneficial use shall be made on or before January 8, 1993

Proof of the application of water to beneficial use shall be filed on or before February 8, 1993

Map in support of proof of beneficial use shall be filed on or before February 8, 1993

Completion of work filed MAR 9 1992

Proof of beneficial use filed MAY 12 2000

Cultural map filed

Certificate No. 15734 Issued APR 16 2001

Corrected Certificate issued APR 20, 2001

2407 (Rev. 6-81)

Abrogated By Port 64985 0.0038 Cert 10/27/03

IN TESTIMONY WHEREOF, I PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 8th day of January, A.D. 19 88

Peter G. Morros
State Engineer

CANCELLED MAY 10 1994 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

STATE ENGINEER

Canc. Rescinded 5/26/94

CANCELLED OCT 27 1995 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

STATE ENGINEER

Combined duty of 5.3620 ata portion

Can Rescinded 2-21-96 Ruling No. 4303