

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-18-1985 -- NEW PRIORITY DATE: MAY 15 1991

Returned to applicant for correction

Corrected application filed Map filed JAN 18 1985

The applicant TOMMY R. OTTESON

P.O. Box 1224 of Tonopah Nevada 89049

hereby make application for permission to change the point of diversion and place of use of a portion of water heretofore appropriated under Permit No. 31053

(Certified Deeds showing ownership of that portion of the place of use have previously been submitted.)

(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
2. The amount of water to be changed .0950 c.f.s.
3. The water to be used for irrigation and domestic purposes
4. The water heretofore permitted for irrigation and domestic purposes
5. The water is to be diverted at the following point in the NW 1/4 SW 1/4 SE 1/4 of Section 12, T.6N., R.40E., whence the S 1/4 corner of said Section 12 bears S. 47 degrees 54' W., 1461.37 feet distant.
6. The existing permitted point of diversion is located within the NE 1/4 NE 1/4 of Section 13, T.6N., R.40E., M.D.B.&M., whence the NE Corner of said Section 13 bears N. 44 degrees 30' E., 108 feet distant.
7. Proposed place of use NE 1/4 SW 1/4 SE 1/4 of Section 12, T.6N., R.40E., M.D.B.&M., (10.13 acres)
8. Existing place of use SW 1/4 of Section 7, NW 1/4 of Section 18, T.6N., R41E., and SE 1/4 of Section 12, NE 1/4 of Section 13, T.6N., R.40E., M.D.B.&M.
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from January 1 to December 31 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.) It is proposed to drill, case and equip an underground well for irrigation and domestic purposes.
12. Estimated cost of works \$10,000.00
13. Estimated time required to construct works two (2) years

14. Estimated time required to complete the application of water to beneficial use four (4) years

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

Only a portion of the waters under Permit 31053 is to be changed,  
10.13 acres within the same place of use or 10.13/640 of 6 c.f.s.

By s/Tommy R. Otteson  
Box 1224  
Tonopah, Nev. 89049

Compared yw/js 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 and place of use of a portion of the waters of an underground source as heretofore granted under Permit 31053 is issued subject to the terms and conditions imposed in said Permit 31053 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 48728 and 48729 shall not exceed 40.52 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 0.095 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 March 18, 1989

Proof of completion of work shall be filed before April 18, 1989

Application of water to beneficial use shall be made on or before March 18, 1990

Proof of the application of water to beneficial use shall be filed on or before April 18, 1990

Map in support of proof of beneficial use shall be filed on or before April 18, 1990

Completion of work filed JUN 16 1989 IN TESTIMONY WHEREOF, I PETER G. MORROS

Proof of beneficial use filed MAR 22 1994 State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 19th day of May

Cultural map filed \_\_\_\_\_

Certificate No. 14173 Issued AUG 14 1995 A.D. 19 88  
Peter G. Morros  
State Engineer

2407 (Rev. 6-81)  
CANCELLED APR 18 1991 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT  
Michael J. [Signature] PE STATE ENGINEER  
an. [Signature] 3-6-92