

AMENDED

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 NOV 08 1985

Returned to applicant for correction DEC 09 1985

Corrected application filed FEB 11 1986 Map filed FEB 12 1986

The applicant Ernest Willinger and Magda Willinger

Star Route Box 71543 of Pahrump City or Town

Nevada 89041 State and Zip Code No. hereby make... application for permission to change the

"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 Certificate No. 7530, Permit No. 21056 (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 water - Pahrump Valley Basin Name of stream, lake, underground spring or other source.

2. The amount of water to be changed .1968 c.f.s. (59.65 acre feet, 11.93 acres) 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 SW 1/4 SE 1/4 Section 13, T. 21 S., R. 53 E., Describe as being within a 40-acre subdivision of public survey and by course and M.D.M., Nye County, Nevada or at a point from which the S 1/4 corner of said distance to a section corner. If on unsurveyed land, it should be stated. Section 13 bears S. 4°45' West a distance of 729 feet.

6. The existing permitted point of diversion is located within SW 1/4 NE 1/4 Section 31, T. 21 S., R. 54 E., M.D.M., Nye County, Nevada or at a point from which the S 1/4 corner of said Section 31 bears South 24°04'13" West a distance of 3002.77 feet. If point of diversion is not changed, do not answer.

7. Proposed place of use within the SE 1/4 of Section 13, T. 21 S., R. 53 E., M.D.M., Describe by legal subdivisions. If for irrigation state number of acres to be irrigated. Nye County, Nevada (consisting of 106.24 acres).

8. Existing place of use within the SW 1/4 of Section 31, T. 21 S., R. 54 E., Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or M.D.B., Nye County, Nevada (consisting of 78.20 acres). 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.) 350' well casing, 12" casing, 10Hrp Pump, State manner in which water is to be diverted, i.e. diversion structure, ditches, and associated pipes, tanks and etc. pipes and flumes, or drilled well, etc.

12. Estimated cost of works 10,000.00

13. Estimated time required to construct works 2 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.

It is the intention of the applicant to co-mingle this transferred water right with that water under Permit #49499 and Permit #19863 to be placed to use on an area not to exceed 106.24 acres within the SE 1/4 of said Section 13.

By..... s/ Stephen F. Turner, AGENT
Star Route Box 71543
Pahrump, Nevada 89041

Compared..... dn/se..... js/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 21056, Certificate 7530 is issued subject to the terms and conditions imposed in said Permit 21056, Certificate 7530 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.

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 total combined duty of water under Permits 49499, 49500 and 49716 shall not exceed 531.2 acre-feet annually for irrigation of 106.24 acres.

The total combined diversion rate of Permits 49499 and 49500 shall not exceed 0.466 cubic-feet per second.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.1968..... cubic feet per second, but not to exceed 59.65 acre-feet annually, but 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..... May 23, 1987

Proof of completion of work shall be filed before..... June 23, 1987

Application of water to beneficial use shall be made on or before..... May 23, 1989

Proof of the application of water to beneficial use shall be filed on or before..... June 23, 1989

Map in support of proof of beneficial use shall be filed on or before..... June 23, 1989

Completion of work filed..... JUL 30 1987

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..... May.....

Cultural map filed.....

A.D. 19..... 86.....

Certificate No..... Issued.....

[Signature]
State Engineer