

ASSIGNED

Serial No. 49741

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 MAR 03 1986

Returned to applicant for correction.....

Corrected application filed..... Map filed MAR 03 1986

The applicant Southern Pacific Land Co. c/o Samuel E. King

P.O. Box 297 of Battle Mountain
Street and No. or P.O. Box No. City or Town

Nevada 89820 hereby make^s application for permission to change the
State and Zip Code No.

Point of Diversion and Place of Use
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Application No. 49489
(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 .0124 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for stockwatering
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for stockwatering
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 within Lot 3, Section 5, T.35N., R.44E., 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 SW corner of Section 32, T.36N., R.44E., M.D.B.&M. distance to a section corner. If on unsurveyed land, it should be stated.
bears N 41°09' W 1071'.

6. The existing permitted point of diversion is located within Lot 2, Section 5, T.35N., R.44E., M.D.B.&M.
If point of diversion is not changed, do not answer.
or at a point from which the SE corner of Section 32, T.36N., R.44E., M.D.B.&M. bears N 53°52' W 1368'.

7. Proposed place of use Lot 3, Section 5, T.35N., R.44E., M.D.B. & M.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use Lot 2, Section 5, T.35N., R.44E., M.D.B. & M.
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 1st to December 31st of each year.
Month and Day Month and Day

10. Use was permitted from January 1st to December 31st 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, windmill and stock trough
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 \$10,000.00

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.

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By Robert N. Caldwell as agent
s/ Robert N. Caldwell
146 West Second Street
Winnemucca, Nevada 89445

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 the waters of an underground source as heretofore granted under Permit 49489 is issued subject to the terms and conditions imposed in said Permit 49489 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 for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of water herein granted at any and all times but does not take responsibility for the use of the Federal range.

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 0.0124 cubic feet per second, or sufficient to water 400 head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before August 26, 1987

Proof of completion of work shall be filed before September 26, 1987

Application of water to beneficial use shall be made on or before August 26, 1989

Proof of the application of water to beneficial use shall be filed on or before September 26, 1989

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed SEP 26 1988

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 JUN 24 1991

my office, this 26th day of August

Cultural map filed.....

Certificate No. 12969 Issued AUG 26 1991

A.D. 19 86

 State Engineer