

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

JUL 18 1991

Date of filing in State Engineer's Office MAY-2-3-1986 New Priority Date MAY-22-1989

Returned to applicant for correction JUN 2 6 1986

Corrected application filed AUG 4 1986 Map filed AUG 4 1986

The applicant Caliente Public Utilities

Box 158 of Caliente Street and No. or P.O. Box No. City or Town

Nevada 89008 State and Zip Code No. hereby make S application for permission to change the

Point of Diversion of a portion Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit No. 35588 (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 1.5 c.f.s Second feet, acre feet. One second foot equals 448.83 gallons per minute.

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

4. The water heretofore permitted for 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 within the SW 1/4 of the NE 1/4, Section 8, T 4 S, R 67 E, M. D. B. & M., from which the SW Corner of said distance to a section corner. If on unsurveyed land, it should be stated. Section 8 bears S 38° 58' 30" W a distance of 4,388.42 feet.

6. The existing permitted point of diversion is located within NW 1/4 of the SW 1/4, Section 8, T 4 S, R 67 E, M. D. B. & M. from which the SW Corner of said Section 8 bears S 02° 37' W a distance of 2,495.00 feet.

7. Proposed place of use SE 1/4 of the SE 1/4, & NE 1/4 of the SE 1/4 of Section 7, and the NE 1/4 of the NW 1/4, & S 1/2 of the NW 1/4, & SW 1/4 of the NE 1/4, & NW 1/4 of the SE 1/4, & N 1/2 of the SW 1/4 of Section 8, all within T 4 S, R 67 E, M. D. B. & M.

8. Existing place of use Same as 7 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 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.) Existing well drilled and cased to a depth of 169.4 feet by the Union Pacific Railrad - No. 6. 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 \$ 7,500

13. Estimated time required to construct works 1 year

14. Estimated time required to complete the application of water to beneficial use.....1 year.....

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 s/ Frank C. Hulse #722
Frank C. Hulse - Box 510
Pioche, Nevada 89043

Compared jm/cc 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 a portion of the waters of an underground source as heretofore granted under Permit 35588 is issued subject to the terms and conditions imposed in said Permit 35588 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. 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 1.5 cubic feet per second, but not to exceed 353.85 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before February 23, 1989

Proof of completion of work shall be filed before March 23, 1989

Application of water to beneficial use shall be made on or before February 23, 1991

Proof of the application of water to beneficial use shall be filed on or before March 23, 1991

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed AUG 28 1989 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 February

Cultural map filed..... A.D. 19 88

Certificate No. Issued..... Peter G. Morros State Engineer

2407 (Rev. 6-81)

~~CANCELLED MAY 9 1989 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT~~

~~Peter G. Morros STATE ENGINEER~~

Can. received 8-8-89

~~CANCELLED JUN 27 1991 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT~~

~~Michael J. ... P.E. STATE ENGINEER~~