

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. JUN 26 1986

Returned to applicant for correction. (pod), existing & Corrected application filed. JUL 09 1986 Map filed JUL 09 1986 proposed pou on 45706)

The applicant MINERAL COUNTY

P.O. BOX 1450 of HAWTHORNE Street and No. or P.O. Box No. City or Town

NEVADA 89415 State and Zip Code No. hereby make application for permission to change the

POINT OF DIVERSION Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under PERMIT NO. 45709 (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 2.0 c.f.s. Second feet, acre feet. One second foot equals 448.83 gallons per minute.

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

4. The water heretofore permitted for MUNICIPAL PURPOSES 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 SE 1/4 NE 1/4 of Section 18, T6N, R31E, Describe as being within a 40-acre subdivision of public survey and by course and from which the SW Corner of said Section bears S 36° 26' 58" W, 6301.21 feet. distance to a section corner. If on unsurveyed land, it should be stated.

6. The existing permitted point of diversion is located within NW 1/4 NE 1/4 of Section 17, T6N, R31E, MDB&M, If point of diversion is not changed, do not answer. from which the NE Corner of said Section 17 bears N 70° 56' 30" E, 1882.5 feet.

7. Proposed place of use No Change Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use a portion of Sec. 21, S 1/2 S 1/2 of Sec. 22, Sec. 27, Sec. 28, Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or N 1/2 of Sec. 33, & N 1/2 of Sec. 34. All in T8N, R30E, MDB&M. 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.) The well will have a pump which will feed State manner in which water is to be diverted, i.e. diversion structure, ditches, into a 12-inch pipeline to the Town of Hawthorne. pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$1,500,000

13. Estimated time required to construct works 6 months

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.

This is a relocation of an existing permit to agree with the area described in the existing construction documents.

By s/ Kelly L. Wilcox Agent  
1335 River View Drive  
Fallon, Nevada 89496

Compared js/cmc bc/bl

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 the waters of an underground source as heretofore granted under Permit 45709 is issued subject to the terms and conditions imposed in said Permit 45709 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.

No perforations shall be put in the production casing from ground level to 100 feet.

The total combined duty of water under Permits 45706, 45707, 49948 and 49949 shall not exceed 325.8 million gallons annually.

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The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.0 cubic feet per second, but not to exceed 325.8 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before DECEMBER 21, 1986

Proof of completion of work shall be filed before JANUARY 21, 1987

Application of water to beneficial use shall be made on or before DECEMBER 21, 1988

Proof of the application of water to beneficial use shall be filed on or before JANUARY 21, 1989

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

Completion of work filed JUN 15 1987

Proof of beneficial use filed JUN 01 2000

Cultural map filed .....

IN TESTIMONY WHEREOF, I PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 9th day of OCTOBER

Certificate No. 15538 Issued SEP 08 2000 A.D. 19 86

*[Signature]*  
State Engineer

(PERMIT TERMS CONTINUED)

The total combined diversion rate of permits 45706, 45707, 49948 and 49949 shall be limited to 3.35 cubic feet per second. The issuance of this permit is subject to the terms and conditions of the State Engineer's Ruling issued on August 30, 1983.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.