Serial No. 50449

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 DEC 22 1986

Returned to applicant for correction

Corrected application filed Map filed JAN 5 1987

The applicant DICK WEEK

P.O. Box 5407 (Street and No. or P.O. Box No.) of Incline Village (City or Town)

Nevada 89450 (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 Permit 40973 (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 0.1 (Second feet, acre feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for Commercial (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
4. The water heretofore permitted for same (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 NE ¼ SW ¼, Sec. 35, T.20 N., R.26 E., (Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.) M.D.B.& M. or at a point from which the W ¼ cor. of said Sec. 35 bears N. 79° 38' 50" W., 1874 feet.
6. The existing permitted point of diversion is located within NW ¼ SE ¼, Sec. 35, T.20 N., (If point of diversion is not changed, do not answer.) R.26 E., M.D.B?& M. or at a point from which the E ¼ cor. of said Sec. 35 bears N. 74° 38' 10" E., 1962 feet.
7. Proposed place of use NW ¼ NW ¼, SW ¼ NW ¼, Portions SE ¼ NW ¼, SW ¼ NE ¼ (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.) and SW ¼, W ½ SE ¼, SE ¼ SE ¼, Sec. 35, T.20 N., R.26 E., M.D.B.& M. and SE ¼ NE ¼, and the SE ¼, Sec. 1, T.19 N., R.26 E., M.D.B.& M.
8. Existing place of use Portions of NW ¼ NW ¼, S ½ NW ¼, SW ¼ NE ¼, SE ¼ (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.) and SW ¼, Sec. 35, T.20 N., R.26 E., M.D.B.& M., South of the U.S. Alt. 95A Hwy.
9. Use will be from January 1 (Month and Day) to December 31 (Month and Day) of each year.
10. Use was permitted from January 1 (Month and Day) to December 31 (Month and Day) 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.) Drilled well, pump, motor and distribution. (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 $15,000.00
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.

The duty of this permit and permits 50446, 50447, 50448 shall not exceed 65.32 M.G.A.

Thiel, Winchell & Assoc.
By s/ Jack D. Ferris
5151 So. Carson St., suite 301
Carson City, Nevada 89701

Compared jm/se 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 40973 is issued subject to the terms and conditions imposed in said Permit 40973 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 total combined duty of water under Permits 50446, 50447, 50448 and 50449 shall not exceed 26.07 million gallons annually.

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 0.1 cubic feet per second but not to exceed 6.51 million gallons annually

Work must be prosecuted with reasonable diligence and be completed on or before July 21, 1987

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

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

Proof of the application of water to beneficial use shall be filed on or before August 21, 1988

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

Completion of work filed

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 8th day of May, A.D. 19 87

State Engineer

2407 (Rev. 6-81)

Abrogated By 51362 0.1