

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 FEB 23 1987

Returned to applicant for correction _____ under 34702

Corrected application filed _____ Map filed FEB 23 1984 under 30645

The applicant Duane E. Boggio

P.O. Box 34 of Paradise Valley
Street and No. or P.O. Box No. City or Town

Nevada 89426 hereby make S application for permission to change the
State and Zip Code No. Point of Diversion

of water heretofore appropriated under Permit 35693
Point of diversion, manner of use, and/or place of use
(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 2.7223
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

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

4. The water heretofore permitted for irrigation & 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 within Lot 1 (NE 1/4 NE 1/4) Section 6, T.41N., R.40E., M.D.B. & M. or at a point from which the NE corner of said Section 6
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.
bears N 15°36' E 890.5'.

6. The existing permitted point of diversion is located within the SW 1/4 NE 1/4 of Section 6, T.41N., R.40E., M.D.B. & M. or at a point from which the SW corner of Section 1, T.41N., R.39E.
If point of diversion is not changed, do not answer.
bears S 69°23' W 8525'.

7. Proposed place of use Unchanged
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use S 1/2 SE 1/4 Sec. 31, T.42N., R.40E., M.D.B. & M.; E 1/2 and E 1/2 W 1/2 Section 6; NE 1/4 NE 1/4 Section 7, T.41N., R.40E., M.D.B. & M. 600+ acres
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.) drilled well & gated pipeline
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 in excess of \$10,000.00

13. Estimated time required to construct works well is complete.

14. Estimated time required to complete the application of water to beneficial use. 2 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Refer to map filed under 30645 for existing & proposed place of use and point of diversion. Refer to PBU map filed for 34702 for proposed point of diversion.

By John H. Milton III as agent
s/John H. Milton III
146 West Second Street
Winnemucca, Nevada 89445

Compared bc/bl 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 the waters of an underground source as heretofore granted under Permit 35693 is issued subject to the terms and conditions imposed in said Permit 35693 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 measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. 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 amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.7223 cubic feet per second, but not to exceed a yearly duty of 3.6 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 April 23, 1988

Proof of completion of work shall be filed before May 23, 1988

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

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

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

Completion of work filed _____ IN TESTIMONY WHEREOF, I PETER G. MORROS

Proof of beneficial use filed DEC 20 1988 State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 23rd day of February

Cultural map filed _____

Certificate No. 13824 Issued JAN 28 1994 A.D. 19 88


State Engineer