

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. JUL 7 1987

Returned to applicant for correction.

Corrected application filed. Map filed MAY 28 1980 under 39806 (Proposed POD&POU); existing POD &POU under 15767

The applicant. HUGHES ROCK & SAND, INC.

P. O. Box 820 of Dayton Nevada 89403 Street and No. or P.O. Box No. City or Town State and Zip Code No.

hereby make application for permission to change the Point of Diversion & Place of Use & Manner of Use of a portion of water heretofore appropriated under Permit #21474, Certificate 6877

(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
2. The amount of water to be changed .0687 cfs (35.16 acre-feet)
3. The water to be used for Industrial & Domestic
4. The water heretofore permitted for Irrigation & Domestic
5. The water is to be diverted at the following point NW 1/4 SW 1/4, Section 24, T. 16 N., R. 21 E., M.D.B. & M., or at a point from which the W 1/4 corner of said Section 24 bears N. 68° 10' W., a distance of 477.0 feet.
6. The existing permitted point of diversion is located within SW 1/4 NW 1/4, Section 9, T. 16 N., R. 22 E., M.D.B. & M., or at a point from which the N 1/4 corner of said Section 9 bears N. 56° 3' E., a distance of 3134.04 feet.
7. Proposed place of use Portions of SE 1/4 NE 1/4 and NE 1/4 SE 1/4 of Section 23; Portions of NW 1/4 SW 1/4, Section 24, all in T. 16 N., R. 21 E., M.D.B. & M.
8. Existing place of use 38 acres, SW 1/4 NW 1/4, Section 9, T. 16 N., R. 22 E., M.D.B. & M., 38 acres NW 1/4 SW 1/4, Section 9, T. 16 N., R. 22 E., M.D.B. & M. 36 acres SW 1/4 SW 1/4, Section 9, T. 16 N., R. 22 E., M.D.B. & M. Area being removed is Lots 1 & 4 of the Golden Bee Green Acres Subdivision, being a portion of SW 1/4 SW 1/4, Section 9, T. 16 N., R. 22 E., M.D.B. & M.
9. Use will be from January 1st to December 31st of each year.
10. Use was permitted from January 1st to December 31st 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 system.
12. Estimated cost of works \$10,000.00
13. Estimated time required to construct works completed

14. Estimated time required to complete the application of water to beneficial use..... 3 years.....

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

Please refer to map on file #21474 for existing Point of Diversion and Place of Use. Refer to map #39806 for Proposed Point of Diversion and Place of Use.

The water will be used in a gravel and cement plant.

s/ Jack D. Ferris

By Thiel, Winchell & Associates
5151 So. Carson Street
Carson City, Nevada 89701

Compared pm/bc pm/bc

Protested

APPROVAL OF STATE ENGINEER

This is to certify 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 manner and place of use of a portion of the waters of an underground source as heretofore granted under Permit 21474, Certificate 6877 is issued subject to the terms and conditions imposed in said Permit 21474, Certificate 6877 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 39806, Certificate 11277, 51079, 51080, 51096, 51097 and 52859 shall not exceed 48.24 million gallons annually.

The total combined duty of water under Permits 51096 and 51097 shall not exceed 6.33 million gallons annually.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....

0.0361 cubic feet per second, but not to exceed 6.02

million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before..... May 3, 1990

Proof of completion of work shall be filed before..... June 3, 1990

Application of water to beneficial use shall be made on or before..... May 3, 1992

Proof of the application of water to beneficial use shall be filed on or before..... June 3, 1992

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

Completion of work filed..... JUL 9 1990

Proof of beneficial use filed..... MAY 20 1994

Cultural map filed.....

Certificate No. 14169 Issued JUL 31 1995

IN TESTIMONY WHEREOF, I, PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 3rd day of May

A.D. 19 89 [Signature] State Engineer

(PERMIT TERMS CONTINUED)

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

APR 19 1968

