

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 ~~APR - 8 1988~~ NEW PRIORITY DATE: MAY 18 1994

Returned to applicant for correction

Corrected application filed Map filed APR 8 1988

The applicant City of Elko

1751 College Avenue of Elko
Street and No. or P.O. Box No. City or Town

Nevada 89801 hereby make S application for permission to change the
State and Zip Code No.

Point of Diversion and Place of Use for a portion (0.146 cfs)
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 43747
(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 (Well No. 30)
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 0.146 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

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

4. The water heretofore permitted for Quasi-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 NW 1/4 SE 1/4 of Section 16, T 34 N, R 55 E,
Describe as being within a 40-acre subdivision of public survey and by course and
MDB & M., at a point from which the SE corner of said Section 16
distance to a section corner. If on unsurveyed land, it should be stated.

bears S 42° 31' 50" E, 2423.68 feet.

6. The existing permitted point of diversion is located within SW 1/4 NW 1/4 of Section 17, T 34 N,
If point of diversion is not changed, do not answer.
R 55 E, MDB & M., at a point from which the NW corner of said Section
17 bears N 6° 45' 00" W, 1913.00 feet.

7. Proposed place of use W 1/2 W 1/2 of Section 1, Portions of Sections 2, 3 &
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
4, All of Sections 9, 10 & 11, W 1/2 W 1/2 of Section 12, All of Sections
14, 15, 16 & 17, Portions of Sections 20, 21, 22, & 23, All in T 34 N
R 55 E, MDB & M., S 1/2 Section 36, T 35 N, R 55 E, MDB & M.

8. Existing place of use W 1/2 of Section 17, T 34 N, R 55 E, MDB & M.
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 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.) Drilled and cased well equipped with
State manner in which water is to be diverted, i.e. diversion structure, ditches,
sanitary seal, motor, pump & Pipelines to Place of Use.
pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$30,000

13. Estimated time required to construct works 3 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.

BOYACK SURVEYING

By..... s/ Robert E. Morley

Robert E. Morley

Compared..... jm/kr pm/se

515 South Fifth Street
Elko, Nevada 89801

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 43747 is issued subject to the terms and conditions imposed in said Permit 43747 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 issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.146 cubic feet per second, but not to exceed 13.3225 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before August 12, 1990

Proof of completion of work shall be filed before September 12, 1990

Application of water to beneficial use shall be made on or before August 12, 1993

Proof of the application of water to beneficial use shall be filed on or before September 12, 1993

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

Completion of work filed SEP 28 1990 IN TESTIMONY WHEREOF, I PETER G. MORROS

Proof of beneficial use filed my office, this 12th day of August

Cultural map filed

Certificate No. Issued

A.D. 19 88
[Signature]
State Engineer

CANCELLED MAY 11 1994 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

[Signature] STATE ENGINEER

Enc. Rescinded 6/22/94