

ASSIGNED

52873

Serial No.

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

JAN 19 1989

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed..... Map filed JAN 19 1989

The applicant Garrett Van Diest, Inc.

P.O. Box 867 of Winnemucca

Street and No. or P.O. Box No.

City or Town

Nevada 89445

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 Application 20722, Certificate 5861

(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 .034 c.f.s. Second feet, acre feet. One second foot equals 448.3 gallons per minute.

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

4. The water heretofore permitted for irrigation and 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 the NW 1/4 NE 1/4 of Section 7, T.34N., R.38E., Describe as being within a 40-acre subdivision of public survey and by course and

M.D.B.&M. or at a point from which the E 1/2 corner of said Section 7 bears S 46° distance to a section corner. If on unsurveyed land, it should be stated.

06' E 2265'

6. The existing permitted point of diversion is located within the SW 1/4 NE 1/4 of Section 7, T.33N., R.38E., M.D.B.&M. or at a point from which the SW corner of Section 13, T.33N., R.37E., M.D.B.&M. bears S 49°30' W 12,125'

7. Proposed place of use 3.0 acres within the N 1/2 NE 1/4 of Section 7, T.34N., R.38E., M.D.B.&M. Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use 3.0 acres within the W 1/2 SE 1/4 of Section 7, T.33N., R.38E., M.D.B.&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 1st April to 1st October of each year. Month and Day

10. Use was permitted from 1st April to 1st October of each year. 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 and 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 \$1,000

13. Estimated time required to construct works 2 years

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.

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/s/ John H. Milton III  
By..... John H. Milton III, agent  
146 West Second Str.  
Winnemucca, NV. 89445

Compared..... kh/ se jr/bk

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 place of use of a portion of the waters of an underground source as heretofore granted under Permit 20722, Certificate 5861 is issued subject to the terms and conditions imposed in said Permit 20722, Certificate 5861 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.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.034 cubic feet per second, but not to exceed 12.0 acre-feet seasonally, and not to exceed a seasonal duty of 4.0 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 June 8, 1996

Proof of completion of work shall be filed before July 8, 1996

Application of water to beneficial use shall be made on or before June 8, 1998

Proof of the application of water to beneficial use shall be filed on or before July 8, 1998

Map in support of proof of beneficial use shall be filed on or before July 8, 1998

Completion of work filed JUL 0 8 1999 IN TESTIMONY WHEREOF, I, MICHAEL TURNIPSEED, P.E., State Engineer of Nevada, have herunto set my hand and the seal of my

Proof of beneficial use filed JUL 3 0 2002 office, this 8th day of June

Cultural map filed JUL 3 0 2002 A.D. 19 95

Certificate No. 16 29 4 Issued MAN 4 2004 State Engineer

*Michael Turnipseed P.E.*  
State Engineer