

AMENDED

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 **MAR 13 1989**
 Returned to applicant for correction **MAY 08 1989**
 Corrected application filed **APR 12 1989** Map filed **MAR 29 1989** under 52954

The applicant **Douglas County**
 P.O. Box 218 of Minden
Street and No. or P.O. Box No. City or Town
 Nevada 89423
State and Zip Code No. hereby make ^s application for permission to change the
 Point of Diversion and Place of Use
Point of diversion, manner of use, and/or place of use
 of water heretofore appropriated under **Permit 45711**
(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 **1.0 c.f.s.**
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 **SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 5, T. 13 N., R. 20 E., M.D.B.&M., or at a point from which the N $\frac{1}{4}$ corner of Section 4, T. 13 N., R. 20 E., M.D.B.&M. bears N. 59° 06' E. 3528 feet.**
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.
6. The existing permitted point of diversion is located within **NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 9, T. 13 N., R. 20 E., M.D.B.&M., or at a point from which the N $\frac{1}{4}$ corner of Section 4, T. 13 N., R. 20 E., M.D.B.&M. bears N. 09° 47' 15" E., 5,744.2 feet.**
If point of diversion is not changed, do not answer.
7. Proposed place of use **E $\frac{1}{2}$ of Section 5; W $\frac{1}{2}$ of Section 4; W $\frac{1}{2}$ of Section 9; E $\frac{1}{2}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ and a portion of SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8; E $\frac{1}{2}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ and a portion of NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 17; W $\frac{1}{2}$ of Section 16; a portion of NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20; and a portion of NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 21, all in T. 13 N., R. 20 E., M.D.B.&M., Douglas County Nevada.**
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use **NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 9, T. 13 N., R. 20 E., 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 **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, pump, motor and distribution system.**
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 **\$600,000.00**
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.

Refer to Map filed in support of 45710 for existing Point of Diversion and Existing Place of Use. Proposed Point of Diversion and Place of Use are shown on Douglas County map on file in the State Engineer's Office, under #52954.

By /s/ Jack D. Ferris
THIEL, WINCHELL & ASSOCIATES, INC.
5151 So. Carson St., Suite 301
Carson City, NV 89701

Compared kh/ se bp/vw

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 the waters of an underground source as heretofore granted under Permit 45711 is issued subject to the terms and conditions imposed in said Permit 45711 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 52954, 52955, 52956, 52957, 52958, 53010 and 53011 shall not exceed 149.29 million gallons annually.

The total combined duty of water under Permits 53010 and 53011 shall not exceed 73 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 1.0 cubic feet per second, but not to exceed 73.0 million gallons annually.

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

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

Application of water to beneficial use shall be made on or before October 12, 1992

Proof of the application of water to beneficial use shall be filed on or before November 12, 1992

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

Completion of work filed NOV 5 1990 IN TESTIMONY WHEREOF, I, MICHAEL TURNIPSEED, P.E.

Proof of beneficial use filed..... State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 20th day of April

Cultural map filed..... A.D. 19 90

Certificate No..... Issued..... [Signature]
State Engineer

Abrogated By 65866 1.0