

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 14 1989

Returned to applicant for correction

Corrected application filed Map filed July 23, 1980 under 41543

The applicant /Bert T. Swanston, an undivided 1/3 interest; Robert Swanston, an undivided 1/3 interest; Robert Leal & Elysian Farms, Inc., an undivided 1/3 interest 500 "N" Street, Suite 23 of Sacramento

California 95814 hereby make S. application for permission to change the State and Zip Code No.

Point of Diversion and Place of Use Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 39428 (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 0.10 c.f.s.
3. The water to be used for Stockwater and Domestic
4. The water heretofore permitted for Stockwater and Domestic
5. The water is to be diverted at the following point Lt. 3 of the NW 1/4 Section 1, T. 35 N., R. 67 E., M.D.B.&M., or at a point from which the SE corner of Section 35, T. 36 N., R. 67 E., M.D.B.&M. bears N. 21° 00' E., 770 feet.
6. The existing permitted point of diversion is located within NE 1/4 NE 1/4 Section 31, T. 37 N., R. 68 E., M.D.B.&M., or at a point from which the NE corner of Section 30, T. 37 N., R. 68 E., bears N. 11° 00' E., 5800 feet
7. Proposed place of use Lt. 3 of the NW 1/4 Section 1, T. 35 N., R. 67 E., M.D.B.&M.
8. Existing place of use NE 1/4 NE 1/4 Section 31, T. 37 N., R. 68 E., M.D.B.&M.
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from January 1 to December 31 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 cased well, pump, motor and stock tank
12. Estimated cost of works \$25,000.00
13. Estimated time required to construct works 2 year

14. Estimated time required to complete the application of water to beneficial use..... 5 year

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

Please use map filed in support of Permit 41545 for the proposed Point of Diversion and proposed Place of Use, further, please use map filed in support of Permit 39428 for existing Point of Diversion and existing Place of Use. A stock watering tank will be placed at the works of Diversion.

s/Jack D. Ferris

By..... THIEL, WINCHELL & ASSOCIATES, INC.
5151 So. Carson Street, Suite 301
Carson City, Nevada 89701

Compared cc/se

Protested

..... 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:

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

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

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

Completion of work filed..... IN TESTIMONY WHEREOF, I.....

Proof of beneficial use filed..... State Engineer of Nevada, have hereunto set my hand and the seal of

Cultural map filed..... my office, this..... day of.....

Certificate No..... Issued..... A.D. 19.....

State Engineer

2407 (Rev. 6-81)

WITHDRAWN BY *[Signature]* 4/1989 *[Signature]* CMC
STATE ENGINEER