

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 **JUN 7 1989**

Returned to applicant for correction

Corrected application filed **JUN 7 1989** under 53363

The applicant Settelmeyer Ranches, Inc.

Route 3, Box 330 of Minden City or Town

Nevada 89423 State and Zip Code No. hereby make^s application for permission to change the

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

of water heretofore appropriated under Claim No.s 408 and 409 - Final Decree - Carson River and Tributaries (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 East Fork of the Carson River Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 1.0 CFS - 14.8 acres as decreed Second feet, acre feet. One second foot equals 448.83 gallons per minute.

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

4. The water heretofore permitted for Irrigation 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 1/4 SE 1/4 Section 23, T.12N., R.20E., M.D.B. &M., (Allerman Canal from right bank) 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 the SE 1/4 NW 1/4 Section 14, T.12N., R.20E., (Emigrant Branch, Dangberg Ditch System in conjunction with Martin Slough and Banning & McFanning Ditch to Heybourn Ditch). If point of diversion is not changed, do not answer.

7. Proposed place of use NW 1/4 NW 1/4 in Section 24, 52.2 acres in the NE 1/4 NE 1/4 of Section 23 and the SE 1/4 SE 1/4 of Section 14 all in T.12N., R.20E., M.D.B.&M., Douglas County, Nevada (92.2 acres total). Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use 1.6 AC NE 1/4 NW 1/4, 3.3 AC SE 1/4 NW 1/4, 1.6 AC NE 1/4 SW 1/4 in Section 6; 1.7 AC SE 1/4 NW 1/4, 3.3 AC NE 1/4 SW 1/4, 3.3 AC SE 1/4 SW 1/4 in Section 7, all in T.13N., R.20E., M.D.B.&M., Douglas County, Nevada (14.8 acres total). 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.) Pump in Allerman Canal and Pipeline to storage tank at place of use 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 \$50,000

13. Estimated time required to construct works 1 year

14. Estimated time required to complete the application of water to beneficial use 10 years

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

Water will be used for dust control, landscaping, and for gravel and material processing including asphalt and concrete plants.

s/ BJ Vasey
By B.J. Vasey, PE, RLS, Vasey Engineering Co., Inc.
P.O. Box 247
Minden, NV 89423

Compared pm/se bp/se

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, place and manner of use of Claim Nos. 408 and 409 of the Carson River as heretofore granted under the Final Carson River Decree No. D-183, in the District Court of the United States in and for the District of Nevada, is issued subject to the terms, conditions and irrigation period imposed in said Final decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

A meter shall be installed and accurate measurements of water useage kept of which copies will be forwarded to the water master on a yearly basis.

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 0.25 cubic feet per second, but not to exceed 37 acre feet annually as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before January 29, 1992

Proof of completion of work shall be filed before February 28, 1992

Application of water to beneficial use shall be made on or before January 29, 1994

Proof of the application of water to beneficial use shall be filed on or before February 28, 1994

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

Completion of work filed _____ IN TESTIMONY WHEREOF, I PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 29th day of January

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

A.D. 1990
Peter G. Morros
State Engineer

2407 (Rev. 6-81)

CANCELLED SEP 03 1997 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

Richard J. [Signature] STATE ENGINEER