AMENDED

Serial No. 53828

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 SEP 8 1989

Returned to applicant for correction OCT 17 1989

Corrected application filed DEC 14 1989 Map filed DEC 14 1989 under 14109

The applicant Don H. & Joy M. Tibbals

100 Burch Dr. (Street and No. or P.O. Box No.) of Yerington (City or Town)

Nevada 89447 (State and Zip Code No.) hereby make S application for permission to change the point of diversion, place and manner of use (Point of diversion, manner of use, and/or place of use) of water heretofore appropriated under Certificate No. 4395 Permit No. 14112 (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 2.22 C. F. S. (Second feet, acre feet. One second foot equals 448.3 gallons per minute.)
3. The water to be used for Quasi municipal purposes (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
4. The water heretofore permitted for Mining, Milling & 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 in the SE¼ of the NW¼ of Section 17 (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.) Township 13 North Range 25 East M. D. M., from which point the North ¼ Section Corner of said Section 17 bears North 21° 16' 12" East 2261.78 feet
6. The existing permitted point of diversion is located within the NW¼ of the NE¼ of Section 21, Township 13 North Range 25 East M. D. M. from which point the NW corner of said Section 21 bears North 89° 55' 16" West a distance of 3,337.02 feet (If point of diversion is not changed, do not answer)
7. Proposed place of use Portions of the SW¼ NE¼; SE¼ NW¼; NW¼ SE¼; NE¼ SW¼; SW¼ SE¼; SE¼ SW¼ of Section 17 and NE¼ NW¼; NW¼ NE¼ of Section 20 Township 13 North Range 25 East M. D. M. (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use All of Section 17, N½ of Section 20 and the W½ of Section 16, all in Township 13 North Range 25 East M. D. 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 (Month and Day) to December 31 (Month and Day) of each year.
10. Use was permitted from January 1 (Month and Day) to December 31 (Month and Day) 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 well, pipelines and tanks (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 $25,000.00
13. Estimated time required to construct works 2 years

14. Estimated time required to complete the application of water to beneficial use 4 years

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

2 59 residential units, recreational areas, parks and supporting commercial businesses.

By s/George H. Denson
George H. Denson
PO Box 528
Yerington, Nevada 89447

Compared cc/ se

Protested

DENIAL OF STATE ENGINEER

This is to certify I have examined the foregoing application, and do hereby ~~grant~~ deny the same, subject to the following limitations and conditions:

This application is herewith denied on the grounds that the applicant has failed to submit information required to show ownership of the water right under Permit 14112, Certificate 4395.

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 .....

Proof of beneficial use filed .....

Cultural map filed .....

Certificate No. ..... Issued .....

IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E. State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 22nd day of November, A.D. 19 91

State Engineer

(Rev. 6-81)

(O)-1108