

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 19 1989

Returned to applicant for correction

Corrected application filed Map filed MAR 30 1982 under 44450

The applicant Donald Frank and Eliza M. Palmore

P. O. Box 92 of Eureka Nevada 89316

hereby make application for permission to change the

Point of Diversion and portion of water heretofore appropriated under Permit No. 14948, Certificate No. 6406

(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 2.7 cfs Second feet, acre feet. One second foot equals 448.83 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 in the NE 1/4 SW 1/4 Section 28, T. 22 N., R. 54 E., M.D.B. &M., or at a point from which the S 1/4 corners of said Section 28 bears S. 0°33' E. a distance of 1350 feet.

6. The existing permitted point of diversion is located within SW 1/4 SE 1/4 Section 28, T. 22 N., R. 54 E., M.D.B. &M., or at a point from which the S 1/4 corner of said Section 28 bears S. 80°00' W. a distance of 350 feet.

7. Proposed place of use S 1/2 Section 28, T. 22 N., R. 54 E., M.D.B. &M. (308.6 Acres). Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use S 1/2 Section 28, T. 22 N., R. 54 E., M.D.B. &M. (308.6 Acres). 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.

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 well, pipe lines and ditches. 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.

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.

Water from this well will supplement that from No. 14948 and will be co-mingled with No. 14948.

Map for this application filed under Application No. 44450.

By Ernest E. Muller, Sr., SWRS 702 702 W. Pueblo St. Reno, NV., 89509

Compared...pm/se...am/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 of a portion of the waters of an underground source as heretofore granted under Permit 14948, Certificate 6406 is issued subject to the terms and conditions imposed in said Permit 14948, Certificate 6406 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 53872 and 14948, Certificate 6406 shall not exceed 1234.4 acre-feet 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 2.7 cubic feet per second, and not to exceed a yearly duty of 4 acre-feet per acre of land irrigated from any and/or all sources, but not to exceed 617.2 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before February 8, 1992

Proof of completion of work shall be filed before March 8, 1992

Application of water to beneficial use shall be made on or before February 8, 1994

Proof of the application of water to beneficial use shall be filed on or before March 8, 1994

Map in support of proof of beneficial use shall be filed on or before March 8, 1994

Completion of work filed MAY 2 5 1993 IN TESTIMONY WHEREOF, I. R. MICHAEL TURNIPSEED, P.E. State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed FEB 2 3 1995 my office, this 8th day of February

Cultural map filed.....

Certificate No. 14215 Issued SEP 2 2 1995 A.D. 19 91

[Signature of I.R. Michael Turnipseed] State Engineer