Serial No. 54238

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 DEC 18 1989

Returned to applicant for correction JAN 5 1990

Corrected application filed ..... Map filed .....

The applicant Frances Fischer

11 Moss Wood Road (Street and No. or P.O. Box No.) of Berkely (City or Town)

California 94794 (State and Zip Code No.) hereby make.... 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 #28444 (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 0.00553 cfs (Second feet, acre feet. One second foot equals 448.3 gallons per minute.)
3. The water to be used for irrigation and domestic 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 within the NE¼ NE¼ Section 14, T23N, R20E bearing South 9° West 124 feet from the northeast corner of said Section 14. (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 SE¼ NW¼ of Section 32, T23N, R21E M.D.B. & M., at a point bearing North 41°59'42" East 3915.57 feet from the southwest corner of said Section 32. (If point of diversion is not changed, do not answer)
7. Proposed place of use E½ NE¼, Section 14, T23N, R20E, M.D.B. & M. (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use NW¼ NE¼, Section 5, T22N, R21E, 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 (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 (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 $3,000
13. Estimated time required to construct works 3 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.

For existing point of diversion and place of use refer to Parcel 37 of that map entitled "Supplementary Exhibit Map supporting the conveyance of water rights by MCO Properties, Inc."

By s/Michael J. Miller (agent)
3195 Mill Street
Reno, Nevada 89502

Compared cc/ se

Protested

OF STATE ENGINEER

This is to certify 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

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this day of, A.D. 19

State Engineer

(Rev. 6-81)

(O)-1108

CANCELLED MAR 7 1990 BECAUSE OF FAILURE TO FILE CORRECTED APPLICATION WITHIN STATUTORY TIME

STATE ENGINEER