

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 JUL 06 1990

Returned to applicant for correction AUG 15 1990

Corrected application filed Map filed AUG 23 1990

The applicant John G. and Betty Ann Bakker

Star Route of Battle Mountain Nevada 89820 State and Zip Code No. City or Town

hereby make... application for permission to change the point of diversion

Point of diversion, manner of use, and/or place of use Permit 18737 Certificate 6666 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 5.4 c.f.s. Second foot, 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 SE 1/4 SE 1/4 Sec. 29, T.26N., R.43E., M.D.B.&M.; or at a point from which the SE corner of Sec. 29, T.26N., R.43E., M.D.B.&M. distance to a section corner. If on unsurveyed land, it should be stated. bears S 85° 20' E, a distance of 1255.0 ft.

6. The existing permitted point of diversion is located within SE 1/4 SE 1/4 Sec. 29, T.26N., R.43E., M.D.B.&M.; or at a point from which the NE corner of Sec. 28, T.26N., R.43E., M.D.B.&M., bears N 45° 54' E, a distance of 7147.4 feet.

7. Proposed place of use in the SE 1/4 NE 1/4, 40.0 acres in the SW 1/4 NE 1/4, 40.0 acres in the NW 1/4 SE 1/4, 38.9 acres in the NE 1/4 SE 1/4, 38.1 acres in the SE 1/4 SE 1/4, and 39.2 acres in the SW 1/4 SE 1/4 of Section 29, T.26N., R.43E., M.D.B.&M. (311.6 acres total)

8. Existing place of use same as Question #7 - 311.6 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 1st to December 31st of each year.

10. Use was permitted from January 1st to December 31st 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 and pipe irrigation system 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 \$30,000.00

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:

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By Desert-Mountain, Inc. as agent  
By s/John H. Milton III  
146 West Second Street  
Winnemucca, NV 89445

Compared bc/ nsm 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 the waters of an underground source as heretofore granted under Permit 18737, Certificate 6666 is issued subject to the terms and conditions imposed in said Permit 18737, Certificate 6666 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 measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. 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 issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 26417 and 55033 shall not exceed 1246.40 acre-feet annually.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.4 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 1246.4 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before February 22, 1992

Proof of completion of work shall be filed before March 22, 1992

Application of water to beneficial use shall be made on or before February 22, 1994

Proof of the application of water to beneficial use shall be filed on or before March 22, 1994

Map in support of proof of beneficial use shall be filed on or before March 22, 1994

Completion of work filed MAR 17 1992

Proof of beneficial use filed APR 13 1995

Cultural map filed .....

Certificate No. 14216 Issued SEP 22 1995

Abrogated By: 686410-4907

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 February

A.D. 1991

[Signature]  
State Engineer