

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

JUL 23 1990

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed..... Map filed **JUL 23 1990**

The applicant Winnemucca Farms, Inc.

P.O. Box 312 of Winnemucca
Street and No. or P.O. Box No. City or Town

Nevada 89445 hereby make^s application for permission to change the
State and Zip Code No.

point of diversion
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Application No. 25962 Certificate No. 9118
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 2.0 c.f.s., not to exceed 1447.94 ac ft per annum
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for irrigation
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 in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 31, T.39N., R.39E.,
Describe as being within a 40-acre subdivision of public survey and by course and
M.D.B.&M. or at a point from which the NW corner of Sec. 30, T.39N., R.39E.
distance to a section corner. If on unsurveyed land, it should be stated.
bears N 36⁰ 45' W 8490'.

6. The existing permitted point of diversion is located within SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 35, T.39N., R.38E.,
If point of diversion is not changed, do not answer.
M.D.B.&M. or at a point from which the E $\frac{1}{4}$ corner of said Sec. 35 bears S 46⁰
07' E a distance of 1829.0'.

7. Proposed place of use Same as existing place of use. See attached description.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use See attached description.
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.
Month and Day Month and Day

10. Use was permitted from January 1st to December 31st 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.) a drilled well, pump and 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 in excess of \$10,000.00

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
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 25962, Certificate 9118 is issued subject to the terms and conditions imposed in said Permit 25962, Certificate 9118 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 well drilled under Permit 25962 shall be plugged within 90 days of the issuance of this permit in accordance with the State of Nevada "Regulations for Water Well and Related Drilling".

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.0 cubic feet per second, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources, but not to exceed 1447.94 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before February 22, 1993

Proof of completion of work shall be filed before March 22, 1993

Application of water to beneficial use shall be made on or before February 22, 1995

Proof of the application of water to beneficial use shall be filed on or before March 22, 1995

Map in support of proof of beneficial use shall be filed on or before March 22, 1995

Completion of work filed JAN 3 - 1992

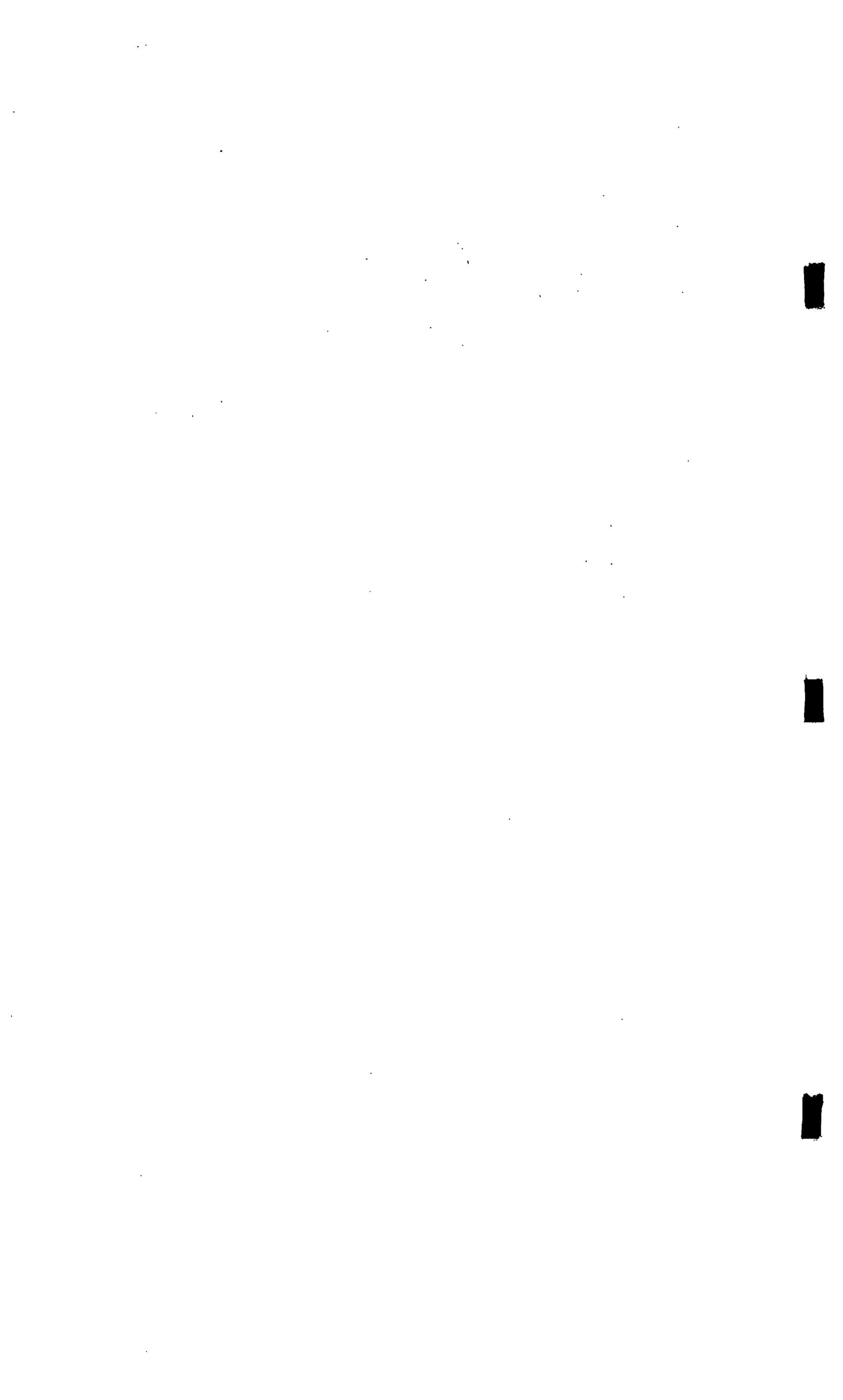
Proof of beneficial use filed SEP 21 1993

Cultural map filed

Certificate No. 13849 Issued MAR 04 1994

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. 19 91
R. Michael Turnipseed
State Engineer



39.82 acres in the SW 1/4 NW 1/4 of Sec. 30, T.39N., R.39E., M.D.B. & M.
 38.91 acres in the NW 1/4 NE 1/4 of Sec. 30, T.39N., R.39E., M.D.B. & M.
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3161.26 total acres

