

TEMPORARY

Serial No. 55965T

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 MAR 12 1991

Returned to applicant for correction

Corrected application filed Map filed SEP 8 1989 under 53835

The applicant Compston Feedlot

P.O. Box 9 of Smith City or Town

Nevada 89430 State and Zip Code No. hereby make application for permission to change the

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

of water heretofore appropriated under 53838 permit 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 0.5 cfs Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Commercial & Domestic Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Commercial & 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 SW 1/4 NE 1/4 Sect 9, T11N R24E MDB&M (as shown on paper map copy) 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 NE 1/4 NE 1/4 Sect 9, T11N R24E MDB&M or at a point from which the NE corner of said Sect. 9 bears N 75° 20' E a distance of 530 ft. If point of diversion is not changed, do not answer.

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

8. Existing place of use Portions of NE 1/4 Sect 9 and portions of NW 1/4 Sect 10 All in T.11N, R24E, MDB&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 Jan 1 to Dec 31 of each year. Month and Day

10. Use was permitted from Jan 1 to Dec 31 of each year. 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.) well, pump & distribution 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 \$20,000

13. Estimated time required to construct works 1 week

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14. Estimated time required to complete the application of water to beneficial use 3 weeks

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

This temporary change is filed because the original location under 53838 was a dry hole to depth of 500 ft. There is a critical need for water at the feedlot. A permanent change application will be filed if this site produces sufficient water.

By s/ Robert Miller

Compared am/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 temporary permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 53838 is issued subject to the terms and conditions imposed in said Permit 53838 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 temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on July 2, 1992 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.  
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The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5 cubic feet per second, but not to exceed 37.7 million gallons annually.

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 2nd day of July,

A.D. 19, 91

*[Signature]*  
State Engineer

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**EXPIRED**

**DATE JUL 2 1992**

(PERMIT TERMS CONTINUED)

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

The total combined duty of water under Permits 53835, 53836, 53837 and 55965-T shall not exceed 150.745 million gallons annually.

