

ASSIGNED

Serial No. 56474

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 JUN 21 1991

Returned to applicant for correction

Corrected application filed Map filed JUN 21 1991

The applicant Fred Kelley

P.O. Box 451 of Dayton Nevada 89403

hereby make application for permission to change the

Point of Diversion, Manner of Use & Place of Use of a Portion of water heretofore appropriated under Permit 31040, Cert. No. 9187

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 an underground source

2. The amount of water to be changed 40 Ac. Ft

3. The water to be used for Quasi Municipal

4. The water heretofore permitted for Irrigation

5. The water is to be diverted at the following point within the SE 1/4, SE 1/4 of Sec. 30, T.17N., R.22E., M.D.B.&M., at a point from which the SE. Cor. of said Sec. 30 Bears S 41° 16' 40" E, a distance of 1391 feet.

6. The existing permitted point of diversion is located within the SW 1/4 NE 1/4 of Sec. 17, T.17N., R.23E., M.D.B.&M., at a point from which the East 1/4 cor. of said Sec. 17 Bears S 84° 22' 44" E a distance of 2552 feet.

7. Proposed place of use is within the SE 1/4, SE 1/4 of Sec. 30, T.17N., R.22E., M.D.B.&M., and being more particularly described as that portion of the SE 1/4, SE 1/4 of Sec. 30, T.17N., R.22E., M.D.B.&M., lying north of six mile canyon road.

8. Existing place of use is 39 Ac. in the SW 1/4, NE 1/4, 39 Ac. in the SE 1/4, NE 1/4, and 2 Ac. in the NE 1/4, SE 1/4, all within Sec.17, T.17N., R.23E., M.D.B.&M. Acreage to be removed from irrigation is shown on the accompanying map.

9. Use will be from Jan. 1 to Dec. 31 of each year.

10. Use was permitted from Jan 1 to Dec. 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.) Well pump & distribution system. (Renovate exist. well).

12. Estimated cost of works \$100,000.00

13. Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use 6 years

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

Existing residence and a proposed 117 space adult mobile home park for an  
estimated annual consumptive use of 40 Ac. Ft. per year.

By s/Jack E. Randell (Agent)  
Jack E. Randell  
P.O. Box 907  
Dayton, Nevada 89403

Compared bc/ bc jr/vjw

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, manner of use and place of use of a portion of the waters of an underground source as heretofore granted under Permit 31040, Certificate 9187 is issued subject to the terms and conditions imposed in said Permit 31040, Certificate 9187 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 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 in accordance with the stipulation between Fred Kelley and the State Engineer dated August 30, 1994.

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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 0.166 cubic feet per second, but not to exceed 20.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before October 13, 1996

Proof of completion of work shall be filed before November 13, 1996

Application of water to beneficial use shall be made on or before October 13, 1999

Proof of the application of water to beneficial use shall be filed on or before November 13, 1999

Map in support of proof of beneficial use shall be filed on or before N/A

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 13th day of October,  
A.D. 1994

Hugh Ricci  
State Engineer  
by: Hugh Ricci, Deputy State Engineer

Abrogated By 68156 c. 10-6

(PERMIT TERMS CONTINUED)

This permit is issued for not more than 58 mobile home units.  
If permit 56474 is cancelled or withdrawn, the water under this permit will  
revert back to the groundwater source and not the base right.