

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. OCT 01 1991

Returned to applicant for correction.

Corrected application filed. Map filed. OCT 01 1991

The applicant G & S Cattle Company

P.O. Box 73 of Golconda City or Town

Nevada 89414 State and Zip Code No.

hereby make application for permission to change the point of diversion & place of use of a portion

of water heretofore appropriated under Permit 46392

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decree, give title of Decree and identify right in Decree.

1. The source of water is Summit Spring

2. The amount of water to be changed 083 c.f.s.

3. The water to be used for irrigation

4. The water heretofore permitted for irrigation

5. The water is to be diverted at the following point within the SW 1/4 NE 1/4 of Section 18, T.32N., R.41E., M.D.B.&M. or at a point from which the NW corner of said Section 18 bears N 59° 58' 30" W 3536.0'.

6. The existing permitted point of diversion is located within the SW 1/4 NE 1/4 of Section 18, T.32N., R.41E., M.D.B.&M. or at a point from which the NW corner of said Section 18 bears N 68° 05' W 3637.0'.

7. Proposed place of use 10 acres within the SW 1/4 NE 1/4 of Section 18, T.32N., R.41E., M.D.B.&M.

8. Existing place of use SE 1/4 NW 1/4 NE 1/4 of Section 18, T.32N., R.41E., M.D.B.&M. 10 acres

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.) portable pump and 4" sprinkler lines.

12. Estimated cost of works in excess of \$1000.00

13. Estimated time required to construct works one year

14. Estimated time required to complete the application of water to beneficial use one year

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

Upon surveying the applicant's property for preparation of the cultural map, it was noted that the applicant had placed under cultivation land that was not listed in the place of use and that the point of diversion differed from that of the permit; therefore, this application was filed to correct those problems.

By John H. Milton III, PLS, SERS as agent
By s/John H. Milton III
146 West Second Street
Winnemucca, NV 89445

Compared bc/bc dl/cl

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 and place of use of a portion of the waters of Summit Spring as heretofore granted under Permit 46392 is issued subject to the terms and conditions imposed in said Permit 46392 and with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

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

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.083 cubic feet per second, but not to exceed 4.0 acre-feet per acre from any and/or all sources nor 40.0 acre-feet per annum.

Work must be prosecuted with reasonable diligence and be completed on or before December 2, 1999

Proof of completion of work shall be filed before January 2, 2000

Application of water to beneficial use shall be made on or before December 2, 2000

Proof of the application of water to beneficial use shall be filed on or before January 2, 2001

Map in support of proof of beneficial use shall be filed on or before January 2, 2001

JAN 25 2001

Completion of work filed _____

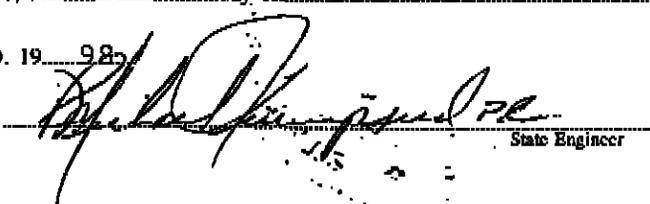
Proof of beneficial use filed _____

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 December

A.D. 19 99


State Engineer