

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 17 1992

Returned to applicant for correction APR 22 1992

Corrected application filed MAY 05 1992 Map filed MAY 26 1992

The applicant STONE CABIN PARTNERSHIP

P.O. BOX 648 of TONOPAH

NEVADA 89049 hereby make application for permission to change the

POINT OF DIVERSION AND PLACE OF USE OF A PORTION

of water heretofore appropriated under PERMIT #50738

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

2. The amount of water to be changed 3.00 c.f.s.

3. The water to be used for Irrigation & domestic purposes

4. The water heretofore permitted for Irrigation & domestic purposes

5. The water is to be diverted at the following point in the NE 1/4 NW 1/4 of Section 5, T.4N., R.48E., M.D.B.&M., whence the NW corner of said Section 5 bears N. 88° 04' 29" W., 1,380.77 feet distant, being the same as Permit #55783.

6. The existing permitted point of diversion is located within the NW 1/4 SW 1/4 of Section 8, T.4N., R.48E., M.D.B.&M., whence the Southwest corner of said Section 8 bears S. 29° 21' 28" W., 1,835.0 feet distant.

7. Proposed place of use portions of the NW 1/4 and the N 1/2 SW 1/4 and the SE 1/4 SW 1/4 of Section 5, T.4N., R.48E., M.D.B.&M., and in the NE 1/4 NW 1/4 of Section 8, T.4N., R.48E., M.D.B.&M.

8. Existing place of use SW 1/4, S 1/2 SE 1/4 of Section 8 and the NE 1/4 NW 1/4, N 1/2 NE 1/4, SE 1/4 NE 1/4 of Section 17 and the NW 1/4 SW 1/4 of Section 16, all in T.4N., R.48E., M.D.B.&M. Acreage being deleted: NW 1/4 SW 1/4 of Section 16; the S 1/2 SE 1/4 NE 1/4, the S 1/2 NW 1/4 NE 1/4 and the S 1/2 NE 1/4 NW 1/4 SW 1/4 and the NE 1/4 SW 1/4 of Section 8, all in T.4N., R.48E., M.D.B.&M.

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.) Water well presently being drilled under Permit #55783 is to be utilized for this change.

12. Estimated cost of works \$20,000.00

13. Estimated time required to construct works 1 year

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

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

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

By s/Wallace T. Boundy  
P.O. Box 242  
Tonopah, NV 89049

Compared bc/bc ab/ae

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 an underground source as heretofore granted under Permit 50738 is issued subject to the terms and conditions imposed in said Permit 50738 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 55783 and 57306 shall not exceed 964.80 acre-feet annually for the irrigation of 241.20 acres within the described place of use.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.0 cubic feet per second, but not to exceed 759.80 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before October 15, 1993

Proof of completion of work shall be filed before November 15, 1993

Application of water to beneficial use shall be made on or before October 15, 1994

Proof of the application of water to beneficial use shall be filed on or before November 15, 1994

Map in support of proof of beneficial use shall be filed on or before November 15, 1994

Completion of work filed NOV 24 1993

Proof of beneficial use filed DEC 17 1996

Cultural map filed DEC 17 1996

Certificate No. 14639 -Issued JUL 17 1997

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 28th day of June

A.D. 19 93

*[Signature]*  
State Engineer