

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 SEP 15 1992

Returned to applicant for correction OCT 07 1992

Corrected application filed NOV 03 1992 Map filed DEC 01 1992

The applicant James H. Fincher and Rita M. Fincher

2410 Bonita Lane of Henderson

Nevada 89014 hereby make... application for permission to change the

Point of Diversion, Manner of Use and Place of Use of a portion

of water heretofore appropriated under Permit #14576 Certificate #5329

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 source

2. The amount of water to be changed .0042 C.F.S. but not to exceed 2 Ac feet

3. The water to be used for Commercial and Domestic

4. The water heretofore permitted for Irrigation

5. The water is to be diverted at the following point within the SE 1/4 of SE 1/4 Section 36, Township 19 South, Range 53 East M.D.M. The SE corner of said Section 36 bears S 10° 06' 00" E a distance of 957.00 feet

6. The existing permitted point of diversion is located within the SE 1/4 NW 1/4 Section 34, Township 19 South, Range 53 East M.D.M. the N 1/4 corner of said Section 34 bears N 0° 57' 00" E a distance of 2553.00 feet

7. Proposed place of use within the SE 1/4 SE 1/4 Section 36, Township 19 South, Range 53 East M.D.M.

8. Existing place of use within the S 1/2 NW 1/4 Section 34, Township 19 South, Range 53 East M.D.M. 160 Acres irrigated, 1.966 acre to be removed, 2.0 acre-feet to be stripped, within SW 1/4 of NW 1/4 Section 34.

9. Use will be from January 1 to December 31 of each year.

10. Use was permitted from January 1 to December 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.) 400' of 8" well casing, 7 1/2 HR. pump 200 gal. pressure tank and 1" service lines

12. Estimated cost of works \$25,000.00

13. Estimated time required to construct works 2 years

14. Estimated time required to complete the application of water to beneficial use. 4 years

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

Gravel plant for washing sand and dust control

By s/Richard L. Hafen
Richard L. Hafen, Agent
2383 Gateway Road
Las Vegas, Nevada 89115

Compared bc/bc jr/bk

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, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 14576, Certificate 5329 is issued subject to the terms and conditions imposed in said Permit 14576, Certificate 5329 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.
(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0246 cubic feet per second, but not to exceed 2.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before February 9, 2000

Proof of completion of work shall be filed before March 9, 2000

Application of water to beneficial use shall be made on or before February 9, 2003

Proof of the application of water to beneficial use shall be filed on or before March 9, 2003

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 9th day of February

A.D. 1999

Richard Turnipseed P.E.
State Engineer

CANCELLED JUN 29 2000 BECAUSE OF FAILURE

OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

Richard Turnipseed P.E.
STATE ENGINEER

(PERMIT TERMS CONTINUED)

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

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

