

**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 17 1992

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_ Map filed SEP 17 1992

The applicant Charles L. Eaton and Carol A. Eaton

HCR 66 Box 59100 of Pahrump  
Street and No. or P.O. Box No. City or Town

Nevada 89041 hereby make... application for permission to change the  
State and Zip Code No.

Point of diversion and place of use of a portion  
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under permit No. 50815  
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 2 water right (10 acre feet) 0.0330 cfs.  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for irrigation and domestic purposes.  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for irrigation and domestic purposes.  
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 being in the SW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 16, T19S, R53E, MDB&M Nye County Nevada; or at a point from which the North  $\frac{1}{4}$  corner of said Section  
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.  
16 bears N 8 $^{\circ}$  43' 16" W a distance of 1162.68 feet.

6. The existing permitted point of diversion is located within SE $\frac{1}{4}$  SW $\frac{1}{4}$  Section 31, T21S, R54E, MDB&M  
If point of diversion is not changed, do not answer.  
Nye County Nevada or at a point from which the South  $\frac{1}{4}$  corner of said  
Section 31 bears S 3 $^{\circ}$  09' 11" E a distance of 1216.86 feet.

7. Proposed place of use a portion of the SW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of the NE $\frac{1}{4}$  and a portion of the NW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 16, T19S, R53E, MDB&M Nye County Nevada and being lot 34, 35 and 36 of THE COUNTRY PLACE II UNIT 1 File No. 67928 Nye County Records. Containing 3.306 acres -  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use Lot 3 (2 acres) and Government Lot 4 (24 acres) all in Section 31, T21S, R54E, MDB&M, Nye County Nevada consisting of 76.27 acres. Stripping 2 acres, (10 acre feet) manner of use of irrigation permit, describe acreage to be removed from irrigation from lot 37 being 69.14 Easterly from the West line of said lot 37 and being 138.28 feet by 630.18 feet.  
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 January 1st to December 31st of each year.  
Month and Day Month and Day

10. Use was permitted from January 1st to December 31st of each year.  
Month and Day 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.) Existing well with pump and pressure tank 200 $^+$  feet deep.  
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 \$5000.00

13. Estimated time required to construct works 2 years. (See item 11)

14. Estimated time required to complete the application of water to beneficial use..... 5 years

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

Water to be used for domestic and pasture and irrigating alfalfa.

By s/Charles L. Thomsen, agent  
P. O. Box 2317  
Pahrump, Nevada 89041

Compared bc/bc cl/cms

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 place of use and point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 50815 is issued subject to the terms and conditions imposed in said Permit 50815 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.

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

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.033 cubic feet per second, but not to exceed 10.0 acre-feet annually, and not to exceed a yearly duty of 5.0 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 30, 1997

Proof of completion of work shall be filed before November 30, 1997

Application of water to beneficial use shall be made on or before October 30, 1999

Proof of the application of water to beneficial use shall be filed on or before November 30, 1999

Map in support of proof of beneficial use shall be filed on or before November 30, 1999

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 30th day of October

A.D. 1999

Signature of R. Michael Turnipseed, P.E., State Engineer

CANCELLED FEB 26 1999 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

Signature of Michael Turnipseed, P.E., STATE ENGINEER