Serial No. 58199

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 0 8 1992

Returned to applicant for correction

Corrected application filed Map filed DEC 2 4 1992 under 58194

The applicant James R. & Christine D. Boyce

P.O. Box 88 (Street and No. or P.O. Box No.) of Dyer (City or Town)

Nevada 89010 (State and Zip Code No.) hereby make.... application for permission to change the

Point of Diversion and Place of Use (Point of diversion, manner of use, and/or place of use)

of water heretofore appropriated under Per 10576 Cert. 2860 (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 0.66 c.f.s. (Second feet, acre feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for Irrigation and Domestic (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
4. The water heretofore permitted for Irrigation and Domestic (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 SW¼ SE¼ Sec.22, T.2S., R.35E., (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.) MDB&M, or at a point from which the N¼ corner of Sec. 28, T.2S., R.35E., bears S 78°03'00"W a distance of 5603.33'
6. The existing permitted point of diversion is located within SW¼ NW¼ Sec.34, T.2S., R.35E., (If point of diversion is not changed, do not answer.) MDB&M, or at a point from which the N¼ corner of Sec.33 T.2S., R.35E., bears N 49°13'30" W, a distance of 3748.'
7. Proposed place of use See Exhibit "A" (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use 40 acres in the SW¼ NE¼ Sec.34, T.2S., R.35E. (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.) MDB&M,
   26 " " " SE¼ NW¼ " " " "
   " 66 acres total
9. Use will be from February 1 (Month and Day) to November 1 (Month and Day) of each year.
10. Use was permitted from February 1 (Month and Day) to November 1 (Month and Day) 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, pumps and sprinkler systems (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 $50,000
13. Estimated time required to construct works 3 years

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 will be co-mingled with other ground water permits to irrigate a total of 1770.51 acres 514.60 of which is supplemental to surface rights.

By s/ Margaret Spencer
P.O. Box 130
Smith, NV 89430

Compared jv/ gkl

WITHDRAWN BY AGENT MAY 14 2004

Protested

OF STATE ENGINEER L. Heck, P.E. 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:

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed cubic feet per second

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed before

Application of water to beneficial use shall be made on or before

Proof of the application of water to beneficial use shall be filed on or before

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

Completion of work filed

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I, , State Engineer of Nevada, have hereunto set my hand and the seal of my office, this day of , A.D. 19

State Engineer

(O)-1108 (Rev. 6-81)

Amended

EXHIBIT "A"

Proposed Place of Use

SUBD'	SEC.	T.	R.	
S½ NE¼	22	2S	35E	
SE¼	22	2S	35E	
SW¼	26	2S	35E	
ALL	27	2S	35E	
E½	28	2S	35E	East of Hwy
E½	33	2S	35E	East of Hwy
ALL	34	2S	35E	
NW¼	35	2S	35E	
W½ SW¼	35	2S	35E	
W½ NW¼	2	3S	35E	
NE¼	3	3S	35E	
NW¼ SE¼	3	3S	35E	
NW¼	3	3S	35E	
N½ SW¼	3	3S	35E	
NE¼	4	3S	35E	East of Hwy
N½ SE¼	4	3S	35E	East of Hwy