

**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 23 1992

Returned to applicant for correction.....

Corrected application filed..... Map filed APR 24 1991 under 55837

The applicant Harvey's Wagon Wheel, Inc. c/o Ronald D. Alling, Attorney

Box 3390 of Stateline  
Street and No. or P.O. Box No. City or Town

Nevada 89449-3390 hereby make<sup>s</sup> application for permission to change the  
State and Zip Code No.

Point of diversion and place of use of a portion

of water heretofore appropriated under Permit No. 11870 (Certificate No. 4122)  
Point of diversion, manner of use, and/or place of use

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 .00413 CFS not to exceed 3.0 acre feet annually  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Quasi-Municipal  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Quasi-Municipal  
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 within the SW $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 2, T14N, R18E,  
Describe as being within a 40-acre subdivision of public survey and by course and  
MDM at a point from which the southwest corner of said Section 2 bears S 69<sup>0</sup> 30'  
distance to a section corner. If on unsurveyed land, it should be stated.  
51" W at a distance of 687.75 feet.

6. The existing permitted point of diversion is located within the NW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 27, T13N, R18E,  
If point of diversion is not changed, do not answer.  
MDM at a point from which the U.S.G.L.O. State Line Monument No.2 bears S 31<sup>0</sup>  
00' E a distance of 398 feet

7. Proposed place of use Portions of the SW $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 2, SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 3, NE $\frac{1}{4}$ NE $\frac{1}{4}$   
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
of Section 10, NW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 11; T14N, R18E, MDM. Not more than 4.6 acres  
will be irrigated.

8. Existing place of use a portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 27, T13N, R18E, MDM  
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 1 to December 31 of each year.  
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 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, pipelines and water storage tank.  
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 existing \$60,000

13. Estimated time required to construct works existing

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

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

See attachment for information regarding proposed use and for reference to supporting map.

By s/William B. Ledbetter  
President & C.E.O.  
Harvey's Wagon Wheel Inc.

Compared bk/ se ab/se

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 11870, Certificate 4122 is issued subject to the terms and conditions imposed in said Permit 11870, Certificate 4122 and with the understanding that no other rights on the source will be affected by the change proposed herein. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. 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 permit is subject to the final allocation of the State of Nevada under the California-Nevada Interstate Compact Commission. 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 total combined duty of water under Permits 55683, 55837 and 58263 shall not exceed 3.451 million gallons annually.

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 0.00413 cubic feet per second, but not to exceed 0.98

million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before September 30, 1994

Proof of completion of work shall be filed before October 30, 1994

Application of water to beneficial use shall be made on or before September 30, 1995

Proof of the application of water to beneficial use shall be filed on or before October 30, 1995

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

**SEP 25 1996**

Completion of work filed \_\_\_\_\_

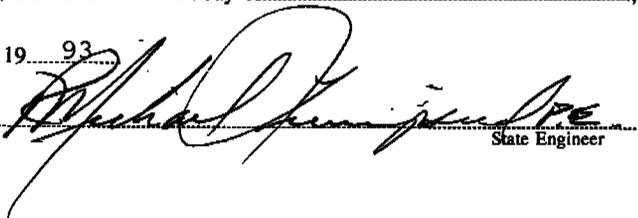
Proof of beneficial use filed \_\_\_\_\_

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 21st day of December,

A.D. 19 93

  
State Engineer

Abrogated By 60402-T 0.00413 cfs  
60403 0.00413

## ATTACHMENT

Water will be co-mingled with water heretofore appropriated under Permit No. 55837 and used for domestic purposes in two residences and for appurtenant irrigation of grass and landscaping. Total area to be irrigated will not exceed 4.6 acres.

Existing and proposed points of diversion and existing and proposed places of use indicated in this application coincide exactly with existing and proposed points of diversion and existing and proposed places of use indicated in Permit No. 55837. The map on file in the offices of the State Engineer supporting Permit No. 55837 is hereby referenced for support of this application.

