

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

APR 5 1993

Date of filing in State Engineer's Office.....

MAY 18 1993

Returned to applicant for correction.....

MAY 25 1993

MAY 25 1993

Corrected application filed..... Map filed.....

The applicant Hughes Rock & Sand, Inc.

P.O. Box 820 of Dayton

Street and No. or P.O. Box No. City or Town

Nevada 89403

State and Zip Code No.

hereby make^s application for permission to change the

Point of Diversion, Place & Manner of Use of a Portion

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

of water heretofore appropriated under Permit 21474, Certificate 6877

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 0.131 c.f.s. (16.76 acre feet) Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Industrial & Domestic Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Irrigation & 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 SW 1/4 SE 1/4, Section 24, T.16 N., R.21 E., M.D.B. & M., or at a point from which the SE corner of said Section distance to a section corner. If on unsurveyed land, it should be stated. 24 bears S. 57° 02' 18" E., a distance of 1920.00 feet.

6. The existing permitted point of diversion is located within SW 1/4 NW 1/4, Section 9, T.16 N., R.22 E., M.D.B. & M., or at a point from which the N 1/4 corner of said Section 9 bears N. 56° 03' 00" E., a distance of 3134.04 feet.

7. Proposed place of use Portion of SE 1/4 NE 1/4 and NE 1/4 SE 1/4, Section 23; SW 1/4 SE 1/4 and portions of NW 1/4 SW 1/4, Section 24; all within T. 16 N., R. 21 E., M.D.B. & M.

8. Existing place of use 38 Acres within SW 1/4 NW 1/4, 38 Acres within NW 1/4 SW 1/4, 36 Acres within SW 1/4 SW 1/4; all within Section 9, T.16 N., R/ 22 E., M.D.B. & M. Area to be removed is Lot 2 of Golden Bee Green Acres

9. Use will be from January 1st to 4.19 Acres December 31st of each year. Subdivision, being the S 1/2 SE 1/4 SW 1/4 SW 1/4, Section 9, T.16 N., R/22 E., M.D.B. & M.

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.) Existing drilled well, casing, pump, motor and distribution system.

12. Estimated cost of works \$30,000.00

13. Estimated time required to construct works Existing well as described under Proof of Completion filed in support of Permit #51015.

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:

To be used in conjunction with operations of a gravel plant. For Proposed Point of Diversion, please refer to map filed in support of Permit #51015. For Proposed Place of Use, please refer to map filed in support of Permit #51015 and #39806. For Existing Point of Diversion & Place of Use, please refer to map filed in support of Permit #15767.

By s/ Robert H. Cantley
Thiel, Winchell & Associates, Inc.
34 Lakes Blvd., Suite 101
Dayton, Nevada 89403

Compared gkl/jv jr/vjw

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 21474, Certificate 6877 is issued subject to the terms and conditions imposed in said Permit 21474, Certificate 6877 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 well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

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 58693 and 58694 shall not exceed 17.62 acre-feet annually.

(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 0.131 cubic feet per second, but not to exceed 16.76 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before March 21, 1996

Proof of completion of work shall be filed before April 21, 1996

Application of water to beneficial use shall be made on or before March 21, 1998

Proof of the application of water to beneficial use shall be filed on or before April 21, 1998

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

APR 4 - 1995

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 7th day of February,

A.D. 1995

[Signature]
State Engineer

Abrogated By: 69039 0.131

(PERMIT TERMS CONTINUED)

The total combined duty of water under Permits 39806, Certificate 11277, 51079, 51080, 51096, 51097, 58693, 58694, 58801 and 58802 shall not exceed 171.86 acre-feet annually.