

**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 AUG 10 1993
 Returned to applicant for correction SEP 15 1993
 Corrected application filed JUN 23 1994 Map filed JUN 23 1994 under 59110

The applicant KERRY LYNN HOLT
BOX 249 of Enterprise
Street and No. or P.O. Box No. City or Town
Utah 84725 hereby make^s application for permission to change the
State and Zip Code No.
Point of Diversion & Place of Use of a portion
Point of diversion, manner of use, and/or place of use
 of water heretofore appropriated under Permit 28233 Certificate 12817
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 240 Acre Feet 1.075 CFS
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for Irrigation
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 SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 10, T5N,
R66E, M.D.M., at a point from which the SE Corner of said Section 10 bears S 02°
distance to a section corner. If on unsurveyed land, it should be stated.
28' 45" E a distance of 821.19 feet. (Lincoln County)
6. The existing permitted point of diversion is located within SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 10, T6N, R66E, M.D.M.,
If point of diversion is not changed, do not answer.
at a point from which the N $\frac{1}{4}$ Corner of said Section 10 bears N 0° 50' E a distance
of 2,560.00 feet. (Lincoln County)
7. Proposed place of use SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ (40.0 Ac.); and the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ (40.0 Ac.); all
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
within Section 10, T5N, R66E, M.D.M., containing 80.0 Acres total of which 60.00
Acres will be irrigated under this application. (Lincoln County)
8. Existing place of use 15.668 Ac. in the NW $\frac{1}{4}$ NW $\frac{1}{4}$; & 4.332 Ac. in the SE $\frac{1}{4}$ NW $\frac{1}{4}$; & 40.00
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.
Ac. in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, all within Section 10, T6N, R66E, M.D.M., for a Total of
60.00 Acres. (Lincoln County)
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.) Well will be drilled and cased to a depth suffi-
State manner in which water is to be diverted, i.e. diversion structure,
ditches, pipes and flumes, or drilled well, etc.
cient to service a rotary pivot system. Lines will be installed to supply pivot.
12. Estimated cost of works \$40,000.00
13. Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use.....3 years.....

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

N/A

By s/Frank C. Hulse
Frank C. Hulse, PLS Agent
Box 510
Pioche, Nevada 89043

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 and place of use of a portion of the waters of an underground source as heretofore granted under Permit 28233, Certificate 12817 is issued subject to the terms and conditions imposed in said Permit 28233, Certificate 12817 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 measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. 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.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.075 cubic feet per second, but not to exceed 240.0 acre-feet annually, and not to exceed a yearly duty of 4.0 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 May 17, 1997

Proof of completion of work shall be filed before June 17, 1997

Application of water to beneficial use shall be made on or before May 17, 2000

Proof of the application of water to beneficial use shall be filed on or before June 17, 2000

Map in support of proof of beneficial use shall be filed on or before June 17, 2000

Completion of work filed JUN 17 1996
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 17th day of May

A.D. 19 95

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

Abrogated By 63110 1.075 cert 11/14/01