

TEMPORARY

Serial No. **59798** **T**

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 MAR - 4 1994

Returned to applicant for correction _____

Corrected application filed _____ Map filed MAR 1 8 1991 under 56200-T

The applicant F.M. Fulstone Inc
P.O. Box 34 _____ of Smith _____
Street and No. or P.O. Box No. City or Town
Nev. 89430 _____
State and Zip Code No. hereby make... application for permission to change the

Place of Use _____
Point of diversion, manner of use, and/or place of use
of water heretofore appropriated under Application 19734 Cert. Record #6434
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 Under ground
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 5.4 second feet
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 SW 1/4 NE 1/4 Sect. 2 T10N, R23E at a point
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.
2013.2 Feet.

6. The existing permitted point of diversion is located within _____
If point of diversion is not changed, do not answer.

7. Proposed place of use See schedule B
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use See schedule A
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 3-15-94 to 10-31-94 of each year.
Month and Day Month and Day

10. Use was permitted from 1-1- to 12-31 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.) To be diverted into existing ditches
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 100.00

13. Estimated time required to construct works three days

three days

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

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

Use maps under Revised 56200T for proposed place of use; also revised 54717T for existing place of use.

F.M. Fulstone Inc.
s/ Richard M. Fulstone
By PO Box 34
Smith, Nev. 89430

Compared ab/js ab/vw

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 temporary permit to change a portion of the place of use of the waters of an underground source as heretofore granted under Permit 19734, Certificate 6434 is issued subject to the terms and conditions imposed in said Permit 19734, Certificate 6434 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 will be installed on the well discharge. Measurements must be kept of the water used on the place of use of Permit 19734, Certificate 6434 and on the place of use of Permit 59798-T. The totalizing meter must be installed before any use of the water begins. 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 temporary 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 Permit 19734, Certificate 6434 and Permit 59798-T shall not exceed 2413.76 acre-feet annually.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(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 5.4 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, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this 13th day of May

A.D. 1994

[Signature]
State Engineer

TEMPORARY

TEMPORARY

EXPIRED
DATE NOV 30 1994

(PERMIT TERMS CONTINUED)

Approval of Permit 59798-T is subject to any necessary approvals from the Walker River Irrigation District and appropriate ditch companies.

Any water diverted from the well in exchange for water diverted from the West Walker River shall be assessed a 10 percent reduction to account for conveyance loss. Coordination must be made with the Walker River Irrigation District as to when the well is pumped and as to the amount.

The total combined diversion rate under Permits 19734, Certificate 6434, and 59798-T shall not exceed 5.4 second feet.

With the issuance of this permit the following lands under Permit 19734, Certificate 6434 and Permit 12372, Certificate 3667 shall not be irrigated: 40 acres in the NW1/4 NW1/4; 14 acres in the NE1/4 NW1/4; 14 acres in the SW1/4 NW1/4; 28.3 acres in the NW1/4 SW1/4; 28 acres in the SW1/4 SW1/4; 2.3 acres in the SE1/4 SW1/4; 12.2 acres in the NW1/4 SE1/4; 20.6 acres in the NE1/4 SE1/4; 28.6 acres in the SE1/4 NE1/4; and 28.6 acres in the NE1/4 NE1/4 all in Section 35, T.11N., R.23E., M.D.B.&M.

Records of the amount of water pumped from this well shall be made at such time the well is pumping and to which location within the proposed place of use this water is being delivered and the amount delivered. This report shall be submitted on a monthly basis no later than 10 days after the end of each month.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on November 30, 1994 at which time all rights herein granted shall revert to the right being changed by this temporary permit.



Application: ~~56200T~~ 59798T

7. Proposed Place of Use - Schedule B

Use map under 56200T
Pump into River Simpson ditch

35.0 acres	} 122 AC	NW 1/4 NE 1/4	sect 36	T11N R 23E
4.0 -		SW 1/4 NE 1/4	-	-
13.0 -		NE 1/4 NE 1/4	-	-
4.0 -		NE 1/4 SE 1/4	sect 25	-
21.0 -		SW 1/4 SE 1/4	-	-
3.0 -		NE 1/4 SE 1/4	-	-
35.0 -		SE 1/4 SE 1/4	-	-
7.0 -		SW 1/4 SW 1/4	sect 30	T11N R24E

Pump into River

34.5	} 51 AC	NE 1/4 SE 1/4	sect 12	T10N R23E
5.0		NW 1/4 SE 1/4	-	-
11.5		NE 1/4 NW 1/4	-	-
4.0	} 43.6 AC	SW 1/4 NW 1/4	sect 6	T10N R 24E
1.0		SE 1/4 NW 1/4	-	-
39.6		SW 1/4 NE 1/4	-	-
34.3		SE 1/4 NE 1/4	-	-

~~243.5~~ acres.
216.6

4-13-97 Delete 26.9 AC

Revised per
R. Fulstone
FAX letter 5-5-97
R. Flager

Richard N Fulstone



application ~~56200T~~
59798T

59798-T

~~56200T~~

8. Existing Place of Use

Schedule A

● Use map under 56200T

28.6 acres	NE 1/4 NE 1/4	of	Sec 35	T. 11. N R 23 E
28.6 acres	SE 1/4 NE 1/4	-	-	-
20.6 -	NE 1/4 SE 1/4	-	-	-
12.2 -	NW 1/4 SE 1/4	-	-	-
40.0 -	NW 1/4 NW 1/4	-	-	-
14.0 -	NE 1/4 NW 1/4	-	-	-
44.0 -	SW 1/4 NW 1/4	-	-	-
28.0 -	SW 1/4 SW 1/4	-	-	-
● 2.3 -	SE 1/4 SW 1/4	-	-	-
12.0 -	NW 1/4 NW 1/4		Sec 2	T 10 N R 23 E
7.0 -	NE 1/4 NW 1/4		-	-
3.4 -	NE 1/4 NW 1/4		-	-
4.5 -	NE 1/4 NW 1/4		-	-
28.3 -	NW 1/4 SW 1/4		Sec 35	T 11 N R 23 E

~~213.5~~ acres
216.6

● 4-13-94 Delete 26.9 AC

Richard M. Eubank

