ASSIGNED

Serial No. 60480

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 SEP 1 0 199

Returned to applicant for correction OCT 1 9 1995

Corrected application filed ..... Map filed 11-28-95 UNDER 60162

The applicant Laura Jean Kirby

Box 485 Route 69 (Street and No. or P.O. Box No.) of Amargosa Valley (City or Town)

Nevada 89020 (State and Zip Code No.) hereby make s application for permission to change the

Point of diversion AND MANNER OF USE for a portion (Point of diversion, manner of use, and/or place of use)

of water heretofore appropriated under Permit # 17657 CERT 6978 (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 Source (Name of stream, lake, underground spring or other source.)
2. The amount of water to be changed 40.0 acre feet, 0.1556 Ft^3 /sec (Second feet, acre feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for Irrigation & Domestic use (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
4. The water heretofore permitted for Irrigation & Domestic use (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 the SE 1/4 of the NW 1/4 Section (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.) 15 Township 16S Range 48 E; M.D.B.&M. From which point the N.W. corner of said section bears N. 26°29'25"W. 2693 feet.
6. The existing permitted point of diversion is located within the NE 1/4 of the NW 1/4 of (If point of diversion is not changed, do not answer.) Section 15 Township 16S, Range 48E, M.D.B. &M. from which point the SW corner of said section bears S. 26 02'00" W. 5596.0 Ft.
7. Proposed place of use The S 1/2 of the SW 1/4 of the SE 1/4 of the NW (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.) 1/4 & the SW 1/4 of the SE 1/4 of the SE 1/4 of the NW 1/4 & the SE 1/4 of the SE 1/4 of the SW 1/4 of the NW 1/4, Section 15, Township 16S., Range 48E., M.D.B.&M. 10.0 acres
8. Existing place of use The NW 1/4 of section 15 Township 16S. Range 48E. (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.) M.D.B.&M. 160 acres
9. Use will be from January 1st (Month and Day) to December 31st (Month and Day) of each year.
10. Use was permitted from March 1st (Month and Day) to October 31st (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.) Expanded distribution system (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.) and use.
12. Estimated cost of works Unknown, depends of additional requirements by the DWR.
13. Estimated time required to construct works Three years. Works already completed include well (Approximately 120 ft well, 6" case, grouted, w/submersable pump), partial distribution system, wind row, and some ground cover (for erosion control).

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14. Estimated time required to complete the application of water to beneficial use Three years, depending on requirements of D.W.R.

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

Supporting map to accompany this application will be supplied by Brent Woolsey (water rights surveyor # 492)

By s/ Laura Jean Kirby
~~Box 485 Route 69~~
Amargosa Valley, NV 89020

Compared jp/gkl cl/cms

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 17657 Certificate 6978 is issued subject to the terms and conditions imposed in said Permit 17657 Certificate 6978 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 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 0.1556 cubic feet per second, but not to exceed 40.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before May 19, 1998

Proof of completion of work shall be filed before June 19, 1998

Application of water to beneficial use shall be made on or before May 19, 1999

Proof of the application of water to beneficial use shall be filed on or before June 19, 1999

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

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 19th day of May, A.D. 19 97

R. Michael Turnipseed P.E.
State Engineer

Approved By 64997 0.1556 CDL 04-09-01

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