

AMENDED
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. **FEB 22 1995**

Returned to applicant for correction.....

Corrected application filed..... Map filed **6/17/71** under **21588**

The applicant **Michael B. Stewart**
P.O. Box **40** of **Empire**
Street and No. or P.O. Box No. City or Town

Nevada 89405 hereby makes application for permission to change the
State and Zip Code No.

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

of water heretofore appropriated under **Permit 21588 Certificate 7758**
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 **4.5 cfs (N.T.E. 624 AFA)**
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

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

4. The water heretofore permitted for **Irrigation and 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 **LOT 3 Section 7 T. 35 N. R. 24 E.**
Describe as being within a 40-acre subdivision of public survey and by course and

M.D.B. & M. or at a point from which the **SW corner of said Section 7**
distance to a section corner. If on unsurveyed land, it should be stated.

bears S 0° 30' W a distance of 2422.0 feet

6. The existing permitted point of diversion is located within **SW 1/4 SW 1/4 Section 7 T. 35 N.**
If point of diversion is not changed, do not answer.

R. 24 E., M.D.B. & M. or at a point from which the **SW corner of said Section**

7 bears S 0° 30' W a distance of 1294.0 feet

7. Proposed place of use **No Change**
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use **NW 1/4 SW 1/4 (39 ac.), SW 1/4 SW 1/4 (39 ac.), NE 1/4 SW 1/4 (38 ac.),**
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or

SE 1/4 SW 1/4 (40 ac.), all within Section 7, T. 35 N., R. 24 E., M.D.B. & M. (156 Acres)
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

10. Use was permitted from **January 1** to **December 31** of each year.
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.) **Drilled & cased well, pump, motor & distribution system.**
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 **\$50,000.00**

13. Estimated time required to construct works **1 year**

5 years

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:

For Existing Point of Diversion, Proposed & Existing Place of Use, please refer to map filed in support of Application 21588.

By s/Robert H. Cantley Sierra Resource Engineering, Inc. P.O.Box 21910 Carson City, Nevada 89721

Compared jr/bk 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 of the waters of an underground source as heretofore granted under Permit 21588, Certificate 7758 is issued subject to the terms and conditions imposed in said Permit 21588, Certificate 7758 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.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on July 17, 1996 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 4.5 cubic feet per second but not to exceed 624.0 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per arce of land irrigated from any and/or all sources.

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, R. MICHAEL TURNIPSEED, P. E. State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 18th day of July

A.D. 1995

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

TEMPORARY

TEMPORARY

EXPIRED

DATE 1-17-96 JR