

NO.62441

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

NEW PRIORITY DATE:
JAN 10 2005

Date of filing in State Engineer's Office -SEP-05-1996-

Returned to applicant for correction _____

Corrected application filed _____

Map filed _____ SEP 19 1996

The applicant Demar Dahl Company L.L.C. hereby makes application for permission to change the place of use and point of diversion of water heretofore appropriated under Permit # 54320

1. The source of water is underground source
2. The amount of water to be changed 0.25 C.F.S. (not to exceed 14.6 million gallons annually)
3. The water to be used for Quasi-Municipal and Domestic Use
4. The water heretofore permitted for Quasi-Municipal and Domestic Use
5. The water is to be diverted at the following point In the SW1/4-NW1/4 of Sec 35 T. 19 N., R. 28 E MDB & M from a point that bears S 79° -56'-14" E a distance of 2426.95 feet to the Center 1/4 corner of said Sec. 35
6. The existing permitted point of diversion is located within In the NE1/4-NE1/4 of Sec. 29 T. 19 N., R.28 E. MDB & M. from a point that bears N 45° -42'- 15" E. a distance of 1133.66 feet to the NE Cor of said Sec. 29
7. Proposed place of use A portion of the SW1/4-NW1/4, a portion of the SE1/4-NW1/4, the NE1/4-SW1/4, and the NW1/4-SE1/4 of the Sec. 35, T.19 N. R. 28 E. MDB & M
8. Existing place of use NE1/4-NE1/4 Sec 29, T. 19 N. R. 28 E. M.D.B. & M.
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from January 1 to December 31 of each year.
11. Description of proposed works well, pump, and distribution system
12. Estimated cost of works \$100,000.00
13. Estimated time required to construct works 3 years
14. Estimated time required to complete the application of water to beneficial use 5 years
15. Remarks: The water from this application, along with the application to change permit # 54321 will be used and combined with existing rights to serve a planned unit development consisting of approximately 300 units when fully built.

By s/Barry A Fitzpatrick
Barry A. Fitzpatrick,
S.W.R.S. #817
137 Keddie Street
Fallon, Nevada 89406

Compared lw/gkl ir/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 and place of use of Permit 54320 of the waters of an underground source as heretofore granted under Permit 54320 is issued subject to the terms and conditions imposed in said Permit 54320 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 total combined duty of water under Permits 54855, 54856, 60591, 60592, 62441 and 62442 shall not exceed 42.7 million gallons annually.

The total combined duty of water under Permits 62441 and 62442 shall not exceed 14.60 million gallons annually.

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

Any well drilled under this permit shall be drilled in what has been described in the United States Geological Survey Water Supply Paper 2263 as the intermediate alluvial aquifer. In no instance shall the seal on this well be less than 100 feet below ground level.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.25 cubic feet per second, but not to exceed 14.60 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

November 4, 1999

Proof of completion of work shall be filed before:

December 4, 1999

Application of water to beneficial use shall be filed on or before:

November 4, 2001

Proof of the application of water to beneficial use shall be filed on or before:

December 4, 2001

Map in support of proof of beneficial use shall be filed on or before:

N/A

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 9th day of February, A.D. 1998

[Signature]
State Engineer

Completion of work filed JAN 12 2000
Proof of beneficial use filed _____
Cultural map filed _____
Certificate No. _____ Issued _____

~~CANCELLED MAR 07 2005 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT~~
~~*[Signature]*, P.E. STATE ENGINEER~~
~~Can. Rescinded 4-18-05~~ ~~QAM~~

