

NO. 62937

**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 26 1997

Returned to applicant for correction _____

Corrected application filed _____

Map filed _____ APR 01 1997

The applicant Lyon County, hereby makes application for permission to change the Point of Diversion, Manner & Place of Use of water heretofore appropriated under Permit 58808

1. The source of water is Underground
2. The amount of water to be changed 1.845 cfs (not to exceed 403.24 ac. ft. ann.)
3. The water to be used for Municipal Purposes
4. The water heretofore permitted for Quasi-Municipal & Domestic Purposes
5. The water is to be diverted at the following point SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12, T.16N., R.21E., M.D.B.&M., or at a point from which the SW Corner of said Section 12 bears S.68°31'29"W., a distance of 476.97 feet
6. The existing permitted point of diversion is located within SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 9, T.16N., R.22E., M.D.B.&M., or at a point from which the N $\frac{1}{4}$ Corner of said Section 9 bears N. 56°03'E., a distance of 3,134.04 feet
7. Proposed place of use See Attachment "A"
8. Existing place of use See Attachment "B"
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 a drilled and cased well, equipped with motor, pump, meter and municipal distribution system
12. Estimated cost of works in excess of \$100,000.00
13. Estimated time required to construct works one (1) year
14. Estimated time required to complete the application of water to beneficial use five (5) years
15. Remarks: See Attachment "C"

By s/ Don Allen - Agent Don Allen
P.O. Box 1699
Dayton, Nevada 89403

Compared cl/jr jr/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, manner and place of use of the waters of an underground source as heretofore granted under Permit 58808 is issued subject to the terms and conditions imposed in said Permit 58808 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 well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

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

The total combined duty of water under Permits 49483; 49486, Certificate 14718; 50361; 56593, Certificate 14706; 58931, Certificate 14719; 58932; 58933, Certificate 14720; 58934, 62937, 62938, 62939 and 62940 shall not exceed 4,280.11 acre-feet annually.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.845 cubic feet per second, but not to exceed 403.24 acre-feet annually.

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

July 10, 1998

Proof of completion of work shall be filed before:

August 10, 1998

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

July 10, 1999

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

August 10, 1999

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 January, A.D. 1997


State Engineer

Completion of work filed SEP 03 1998

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

ATTACHMENT "A"

7. Proposed Place of Use

T.16N., R.21E., M.D.B. & M.:

All of Section 1; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 2; All of Section 11; SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the W $\frac{1}{2}$ NE $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, portion of NW $\frac{1}{4}$ SE $\frac{1}{4}$, portion of the E $\frac{1}{2}$ SE $\frac{1}{4}$, Section 12; Portion of the W $\frac{1}{2}$ NW $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 13; E $\frac{1}{2}$, Section 14; SE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$, Section 23; N $\frac{1}{2}$ Section 24; Portions of the NW $\frac{1}{4}$, Section 26; SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 27; E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Section 28; NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 33; N $\frac{1}{2}$ NW $\frac{1}{4}$, Section 34.

T.16N., R.22E., M.D.B. & M.:

All of Section 3; N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 4; Portion of the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 5; NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, portion of the S $\frac{1}{2}$ NE $\frac{1}{4}$, portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, portion of the S $\frac{1}{2}$ SW $\frac{1}{4}$, Section 6; W $\frac{1}{2}$ W $\frac{1}{2}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the NW $\frac{1}{4}$, NE $\frac{1}{4}$, Section 9; NW $\frac{1}{4}$ Section 16; All of Section 17; S $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, Section 18; All of Section 19.

T.17N., R.21E., M.D.B. & M.:

SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 36.

T.17N., R.22E., M.D.B. & M.:

S $\frac{1}{2}$ N $\frac{1}{2}$, S $\frac{1}{2}$, Section 31; S $\frac{1}{2}$ S $\frac{1}{2}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 33; SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 34.



ATTACHMENT "B"

3. Existing Place of Use

Portion of the SW 1/4 SE 1/4, SE 1/4 SW 1/4, Section 4, T.16N., R.22E., M.D.B. & M.;

Portion of the N 1/2 NW 1/4, Section 5, T.16N., R.22E., M.D.B. & M.;

NW 1/4, N 1/2 NE 1/4, portion of the S 1/2 NE 1/4, portion of the NW 1/4 SE 1/4, NW 1/4 SW 1/4, portion of the NE 1/4 SW 1/4, portion of the S 1/2 SW 1/4, Section 6, T.16N., R.22E., M.D.B. & M.;

Portion of the NW 1/4 NE 1/4, N 1/2 NW 1/4, SW 1/4 NW 1/4, W 1/2 SW 1/4, Section 9, T.16N., R.22E., M.D.B. & M.;

NW 1/4 Section 16, T.16N., R.22E., M.D.B. & M.;

All of Section 17, T.16N., R.22E., M.D.B. & M.;

S 1/2 SW 1/4, NE 1/4 SW 1/4, SE 1/4, S 1/2 NE 1/4, Section 18, T.16N., R.22E., M.D.B. & M.;

All of Section 19, T.16N., R.22E., M.D.B. & M.;

NE 1/4, NW 1/4, SW 1/4, N 1/2 SE 1/4, SW 1/4 SE 1/4, portions of the SE 1/4 SE 1/4, Section 1, T.16N., R.21E., M.D.B. & M.;

SE 1/4 SE 1/4, Section 2, T.16N., R.21E., M.D.B. & M.;

All of Section 11, T.16N., R.21E., M.D.B. & M.;

N 1/2 NW 1/4, portion of the S 1/2 NW 1/4, portion of the NE 1/4, portion of the W 1/2 SW 1/4, Section 12, T.16N., R.21E., M.D.B. & M.;

Portion of the NE 1/4, SE 1/4, Section 14, T.16N., R.21E., M.D.B. & M.;

SE 1/4 SW 1/4, SE 1/4, NE 1/4, Section 23, T.16N., R.21E., M.D.B. & M.;

N 1/2 Section 24, T.16N., R.21E., M.D.B. & M.;

Portion of the NW 1/4, Section 26, T.16N., R.21E., M.D.B. & M.;

W 1/2 SE 1/4, portion of the SE 1/4 NE 1/4; portion of the NE 1/4 SE 1/4, SW 1/4, Section 27, T.16N., R.21E., M.D.B. & M.;

E 1/2 SW 1/4, SE 1/4, Section 28, T.16N., R.21E., M.D.B. & M.;

NE 1/4 NW 1/4, N 1/2 NE 1/4, Section 33, T.16N., R.21E., M.D.B. & M.;

N 1/2 NW 1/4, Section 34, T.16N., R.21E., M.D.B. & M.;

SE 1/4 SE 1/4, Section 36, T.17N., R.21E., M.D.B. & M.;

S 1/2 N1/2, S 1/2, Section 31, T.17N., R.22E., M.D.B. & M.



ATTACHMENT "C"**15. Remarks**

This application to change the point of diversion, manner and place of use of Permit 58808 is being filed along with three other applications to move county-owned water rights into a new well, designated as Rose Peak Well #5. The total combined duty of this application and applications to change Permits 58809, 58935 and 58936 shall not exceed 1667.17 acre-feet annually.

For existing points of diversion and places of use, please refer to maps on file under Permits 58808, 58809, 58935 & 58936.

