NO. 63669

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 DEC 30 1997

Returned to applicant for correction

Corrected application filed

Map filed DEC 30 1997 under 63664

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The applicant **Granite Peak Properties, L.C.** hereby makes application for permission to change the **place of use and a portion of the point of diversion** of water heretofore appropriated under **Permit No. 61372**

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1. The source of water is **Underground Sources - Well No. 1-B**

2. The amount of water to be changed **0.67 cfs 120 acre feet**

3. The water to be used for **Irrigation & Domestic**

4. The water heretofore permitted for **Irrigation & Domestic**

5. The water is to be diverted at the following point **within Lot 4 of of Section 24, T.10N., R.70E., M.D.B.&M., whence the Northwest Corner of said Section 24 bears N.78°16'50"W., 6,111.47 feet distant.**

6. The existing permitted point of diversion is located within **in the NE1/4 SW1/4 of Section 25, T.10N., R.70E., M.D.B.&M., whence the Northwest Corner of Section 24, T.10N., R.70E., M.D.B.&M., bears N.09°39'14"W., 9,017.70 feet distant.**

7. Proposed place of use **portions of the following: Section 13: Lots 12 - 19; Section 24: SW1/4, S1/2 NW1/4, SW1/4 NE1/4, W1/2 SE1/4, Lots 2 - 8 and 13 - 16; Section 25: E1/2 NW1/4, W1/2 NE1/4 and Lots 4, 5, 6 & 7; All in T.10N., R.70E., M.D.B.&M., 40 acres.**

8. Existing place of use **NE1/4 SW1/4, NW1/4 SE1/4 of Section 25, T.10N., R.70E., M.D.B.&M., 40 acres.**

9. Use will be from **January 1st** to **December 31st** of each year.

10. Use was permitted from **January 1st** to **December 31st** of each year.

11. Description of proposed works **Drilled well, pump, motor, mainlines and sprinkler system.**

12. Estimated cost of works **$75,000.00**

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:

s/Richard W. Forman
By Richard W. Forman Agent
P.O. Box 150
Ely, NV 89301

Compared **gkl/cms** cl/cms

Protested

63669

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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 a portion of the waters of an underground source as heretofore granted under Permit 61372 is issued subject to the terms and conditions imposed in said Permit 61372 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. 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 63664 through 63691, inclusive, shall not exceed 3,480.0 acre-feet 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 Permit 61372 shall be plugged in accordance with the Nevada Administrative Code, Chapter 534.420, "Regulations for Water Well and Related Drilling" within 60 days from the issuance of this permit.

Issuance of Permits 63668 and 63669 shall totally abrogate Permit 61372.

Should Las Vegas Valley Water District Applications 54022 through 54030, inclusive, be considered in the future, the amount of water available in Snake Valley would be reduced by the amount already appropriated, and that this "amount already appropriated" will include appropriations under Applications 61372 through 61376, or change applications thereto.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed **0.67** cubic feet per second, **but not to exceed 120.0 acre-feet annually, and not to exceed a yearly duty of 3.0 acre-feet per acre of land irrigated from any and/or all sources.**

Work must be prosecuted with reasonable diligence and be completed on or before:
July 18, 2000

Proof of completion of work shall be filed before:
August 18, 2000

Application of water to beneficial use shall be filed on or before:
July 18, 2002

Proof of the application of water to beneficial use shall be filed on or before:
August 18, 2002

Map in support of proof of beneficial use shall be filed on or before:
August 18, 2002

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 **26th** day of **May**, A.D. **1998**

R. Michael Turnipseed P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____