

AMENDED

NO. 66877

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 OCT 17 2000
Returned to applicant for correction NOV 02 2000
Corrected application filed DEC 08 2000
Map filed DEC 08 2000 under 66874

The applicant **Phillip W. and Marilyn I. Geertson** hereby make application for permission to change the **Point of Diversion and Place of Use** of water heretofore appropriated under **16716, Certificate 5341**

1. The source of water is **Underground**
2. The amount of water to be changed **3.34 c.f.s.**
3. The water to be used for **Irrigation and Domestic**
4. The water heretofore permitted for **Irrigation and domestic**
5. The water is to be diverted at the following point **NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T.38N, R.39E, MDB&M or at a point from which the NE Corner of Sec. 16, T.38N, R.39E, MDB&M Bears N 01° 30' 37" E, a distance of 13,277 feet.**
6. The existing permitted point of diversion is located within **NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T.38N., R.39E, MDB&M. or at a point from which the NE Corner of said Sec. 28 bears N 10° 30' E, a distance of 2991 feet.**
7. Proposed place of use **See Attached**
8. Existing place of use **35.8 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 28, T.38N, R.39E, MDB&M, 38.8 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 28, T.38N, R.39E, MDB&M, 39.1 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 28, T.38N, R.39E, MDB7M and 39.4 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 28, T.38N, R.39E, MDB&M, 39.1 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T.38N, R.39E, MDB&M, 39.4 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T.38N, R.39E, MDB&M, 20.0 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T.38N, R.39E, MDB&M and 38.8 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T.38N, R.39E, MDB&M. A total of 290.4 acres.**
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 **\$30,000.00**
13. Estimated time required to construct works **2 years**
14. Estimated time required to complete the application of water to beneficial use **5 years**

15. Remarks: Water will be comingled with other permits to irrigate a total of 1467.06 acres.

By Bruce L. Rice
s/ Bruce L. Rice
4300-B Water Canyon Road
Winnemucca, NV 89445

Compared gkl/cmf ds/cmf

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 the waters of an underground source as heretofore granted under Permit 16716, Certificate 5341, is issued subject to the terms and conditions imposed in said Permit 16716, Certificate 5341, 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 66874, 66875, 66876, 66877, 66878, 66879, 66880, 66881, 66882, 66883, 66884, 66885, and 66886 shall not exceed 5756.64 acre-feet annually for the irrigation of 1467.06 acres within the place of use.

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

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.34 cubic feet per second, and not to exceed 1161.60 acre-feet annually, and not to exceed an annual duty of 4.0 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:

February 1, 2004

Proof of completion of work shall be filed before:

March 1, 2004

Water must be placed to beneficial use on or before:

February 1, 2007

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

March 1, 2007

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

March 1, 2007

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 1st day of February A.D. 2002

Hugh Ricci, P.E.

State Engineer

Completion of work filed _____

CANCELLED OCT 14 2005 BECAUSE OF FAILURE
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

Proof of beneficial use filed _____

Hugh Ricci, P.E.

STATE ENGINEER

Cultural map filed _____

dam

Certificate No. _____

Issued _____

PROPOSED PLACE OF USE GROUND WATER RIGHTS

1/4 1/4	SEC	TSP.	RGE.	ACRES
SW NE	16	38	39	8.59
NE NE	16	38	39	5.00
SE NE	16	38	39	8.17
NW SE	16	38	39	40.00
NE SE	16	38	39	38.59
SW SE	16	38	39	34.99
SE SE	16	38	39	36.29
SECTION 16 TOTAL				171.63
NW NE	21	38	39	29.07
NE NE	21	38	39	34.55
SW NE	21	38	39	39.41
SE NE	21	38	39	38.35
NW NW	21	38	39	24.79
NE NW	21	38	39	35.34
SW NW	21	38	39	26.56
SE NW	21	38	39	38.27
NW SW	21	38	39	26.48
NE SW	21	38	39	38.40
SW SW	21	38	39	25.18
SE SW	21	38	39	36.72
NW SE	21	38	39	32.00
NE SE	21	38	39	37.23
SW SE	21	38	39	40.00
SE SE	21	38	39	38.07
SECTION 21 TOTAL				540.42
NW NW	22	38	39	37.59
NE NW	22	38	39	33.41
NW NE	22	38	39	20.74
SW NW	22	38	39	39.47
SE NW	22	38	39	30.38
NW SW	22	38	39	37.80
SW SW	22	38	39	38.00
SECTION 22 TOTAL				237.39
NW NW	28	38	39	27.82
NE NW	28	38	39	38.53
SW NW	28	38	39	27.69
SE NW	28	38	39	38.60
NW SW	28	38	39	27.56
NE SW	28	38	39	38.68
SW SW	28	38	39	26.41
SE SW	28	38	39	37.24
NW NE	28	38	39	34.28
NE NE	28	38	39	23.01
SW NE	28	38	39	35.97
SE NE	28	38	39	34.76
NW SE	28	38	39	35.42
NE SE	28	38	39	31.75
SW SE	28	38	39	26.19
SE SE	28	38	39	33.71
SECTION 28 TOTAL				517.62
PROJECT TOTAL				1467.06

Revised 12/6/00,10:03 AM