

**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 06 2003

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed FEB 06 2003

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The applicant **Dean A. Rhoads and Sharon Rhoads** hereby makes application for permission to change the **Point of Diversion and Place of Use** of water heretofore appropriated under **Permit No. 3035, Certificate No. 11160**

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1. The source of water is **Boulder Creek**
2. The amount of water to be changed **3.154 cfs**
3. The water to be used for **Irrigation**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point **NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 8, T.35N., R.49E., M.D.B.&M., at a point from which the East  $\frac{1}{4}$  corner of Section 13, T.35N., R.48E., M.D.B.&M., bears S 50° 42' 34" W, 13,001.64 feet.**
6. The existing permitted point of diversion is located within **SW $\frac{1}{4}$  SW $\frac{1}{4}$  Section 15, T.36N., R.49E., M.D.B.&M. at a point from which the southwest corner of said Section 15 bears SW 1425.0 feet. (Please refer to the Map to Accompany Application 3035, Certificate 11160 for the existing Point of Diversion and Place of Use)**
7. Proposed place of use **315.43 acres within the N $\frac{1}{2}$ , SW $\frac{1}{4}$  of Section 18, and the NE $\frac{1}{4}$  of Section 18, T.35N., R.49E., M.D.B.&M.**
8. Existing place of use **160.00 acres in the NE $\frac{1}{4}$  of Section 28 and 155.43 acres in the SW $\frac{1}{4}$  of Section 22, T.36N. R.49E., M.D.B.&M. (Please refer to the Map to Accompany Application 3035, Certificate 11160 for the existing Point of Diversion and Place of Use)**
9. Use will be from **April 15th to July 31st** of each year.
10. Use was permitted from **April 15th to July 31st** of each year.
11. Description of proposed works **Natural channels, irrigation ditches and/or pipelines**
12. Estimated cost of works **\$5,000.00**
13. Estimated time required to construct works **3 yrs.**
14. Estimated time required to complete the application of water to beneficial use **5 yrs.**
15. Remarks:

**HIGH DESERT Engineering, Agent**  
By **s/ Robert E. Morley**  
**640 Idaho Street**  
**Elko, NV 89801**

Compared cac/cmf dl/gkl

Protested \_\_\_\_\_

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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 the waters of Boulder Creek as heretofore granted under Permit 3035, Certificate 11160 is issued subject to the terms and conditions imposed in said Permit 3035, Certificate 11160 and with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water under this proposed change 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.

The total combined duty of water under Permit 3146, Certificate 11162 and Permit 69544 shall not exceed 895.82 acre-feet annually.

This permit is issued for the irrigation of 315.43 acres within the described place of use

(CONTINUED ON PAGE 3)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.154 cubic feet per second, or 675.78 acre-feet seasonally.

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

March 23, 2008

Proof of completion of work shall be filed on or before:

April 23, 2008

Water must be placed to beneficial use on or before:

March 23, 2011

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

April 23, 2011

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

April 23, 2011

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

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

this 23rd day of March, A.D. 2006

  
\_\_\_\_\_  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_