No. 70194

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 JUL 03 2003

Returned to applicant for correction

Corrected application filed

Map filed JUL 03 2003 under 70192

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The applicant **State of Nevada, Division of State Lands for and on behalf of The Nevada Division of Wildlife**, hereby makes application for permission to change the **Point of Diversion, Place and Manner of Use** of water heretofore appropriated under **all of Permit No. 15112, Certificate No. 7640**

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1. The source of water is **Steptoe Creek and tributaries**

2. The amount of water to be changed **0.9 cfs, but not to exceed 213.184 acre-feet per season**

3. The water to be used for **Wildlife and Public Recreation**

4. The water heretofore permitted for **Irrigation and domestic**

5. The water is to be diverted at the following point **within the NE¼ of the NE¼ of Section 14, T.15N., R.64E., M.D.M., or at a point from which the northeast corner of said Section 14 bears North 0°16' West a distance of 480 feet.**

6. The existing permitted point of diversion is located within **the NW¼ of the SW¼ of Section 14, T.15N., R.64E., M.D.B.&M., or at a point from which the northeast corner of said Section 14 bears North 52°06'20" East a distance of 5299 feet. Refer to Map to Accompany Proof of Beneficial Use Under Permit Nos. 15112, 15128 & 16875, filed in the office of the Nevada State Engineer.**

7. Proposed place of use **See EXHIBIT A, attached.**

8. Existing place of use **See EXHIBIT B, attached. Refer to Map to Accompany Proof of Beneficial Use under Permit Nos. 15112, 15128 & 16875, filed in the office of the Nevada State Engineer.**

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

10. Use was permitted from **March 15** to **December 1** of each year.

11. Description of proposed works **The natural channel, existing dams and diversions will be used to provide water to the proposed place of use.**

12. Estimated cost of works **Completed.**

13. Estimated time required to construct works **Completed.**

14. Estimated time required to complete the application of water to beneficial use **5 years**

15. Remarks:

By **s/Michael D. Buschelman**
Michael D. Buschelman
P.O. Box 51371
Sparks, Nevada 89435-1371

Compared cmf/ cac 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, place of use and manner of use of the waters of Steptoe Creek and Tributaries as heretofore granted under Permit 15112, Certificate 7640 is issued subject to the terms and conditions imposed in said Permit 15112, Certificate 7640 and with the understanding that no other rights on the source will be affected by the change proposed herein. A measuring device must be installed and measurements of water use kept.

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 Permits 70193, 70194, 70195 and 70197, the source of all permits being Steptoe Creek or Comins Lake, shall not exceed 10,149.038 acre-feet annually.

The total combined duty of water under Permits 70192, 70193, 70194, 70195 and 70197, the source of all permits being Steptoe Creek, Comins Lake or Willow Creek, shall not exceed 14,591.358 acre-feet annually.

Three measuring devices shall be installed and maintained to monitor the flow of Steptoe Creek and Willow Creek at the following locations: (1) on Steptoe Creek at the proposed point of diversion (POD) of Applications 70193, 70194, 70197 and 70199, (2) on Willow Creek at the proposed POD of Applications 70192 and 70200, and (3) on Steptoe Creek near the northern boundary of the proposed place of use of the above applications. The measuring devices shall be installed before the Proof of Completion is filed.

Monthly records shall be kept of the amount of water diverted from this source and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

(CONTINUED ON PAGE 3)

(PERMIT TERMS CONTINUED)

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The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed **0.90** cubic feet per second, **but not to exceed 213.184 acre-feet annually.**

Work must be prosecuted with reasonable diligence and be completed on or before:
April 18, 2007

Proof of completion of work shall be filed on or before:
May 18, 2007

Water must be placed to beneficial use on or before:
April 18, 2010

Proof of the application of water to beneficial use shall be filed on or before:
May 18, 2010

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

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

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this **18th** day of **April**, A.D. **2005**

State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____ N/A _____

Certificate No. _____ Issued _____

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EXHIBIT "A"
PROPOSED PLACE OF USE, STEPTOE CREEK & TRIBUTARIES

DIVISION	SECTION	TOWNSHIP	RANGE	MERIDIAN
ALL	34	15N	64E	M.D.B.&M.
ALL	27	15N	64E	M.D.B.&M.
NE 1/4	28	15N	64E	M.D.B.&M.
NE 1/4 NW 1/4	28	15N	64E	M.D.B.&M.
SE 1/4 NW 1/4	28	15N	64E	M.D.B.&M.
NE 1/4 SE 1/4	28	15N	64E	M.D.B.&M.
SE 1/4 SE 1/4	28	15N	64E	M.D.B.&M.
NW 1/4 NE 1/4	20	15N	64E	M.D.B.&M.
NE 1/4 NE 1/4	20	15N	64E	M.D.B.&M.
SE 1/4 NE 1/4	20	15N	64E	M.D.B.&M.
NW 1/4	21	15N	64E	M.D.B.&M.
NE 1/4	21	15N	64E	M.D.B.&M.
SE 1/4	21	15N	64E	M.D.B.&M.
ALL	22	15N	64E	M.D.B.&M.
SW 1/4 SW 1/4	15	15N	64E	M.D.B.&M.
SE 1/4 SW 1/4	15	15N	64E	M.D.B.&M.
SW 1/4 SE 1/4	15	15N	64E	M.D.B.&M.
SE 1/4 SE 1/4	15	15N	64E	M.D.B.&M.
NW 1/4 SW 1/4	16	15N	64E	M.D.B.&M.
SW 1/4 SW 1/4	16	15N	64E	M.D.B.&M.
SE 1/4 SW 1/4	16	15N	64E	M.D.B.&M.
SW 1/4 SE 1/4	16	15N	64E	M.D.B.&M.
SE 1/4 SE 1/4	16	15N	64E	M.D.B.&M.
SE 1/4	17	15N	64E	M.D.B.&M.

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EXHIBIT "A"
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DIVISION	SECTION	TOWNSHIP	RANGE	MERIDIAN
NE 1/4 NE 1/4	32	15N	64E	M.D.B.&M.
SE 1/4 NE 1/4	32	15N	64E	M.D.B.&M.
NE 1/4 SE 1/4	32	15N	64E	M.D.B.&M.
SE 1/4 SE 1/4	32	15N	64E	M.D.B.&M.
ALL	33	15N	64E	M.D.B.&M.
SW 1/4	28	15N	64E	M.D.B.&M.
NW 1/4 NW 1/4	28	15N	64E	M.D.B.&M.
SW 1/4 NW 1/4	28	15N	64E	M.D.B.&M.
NW 1/4 SE 1/4	28	15N	64E	M.D.B.&M.
SW 1/4 SE 1/4	28	15N	64E	M.D.B.&M.
NW 1/4 NE 1/4	29	15N	64E	M.D.B.&M.
NE 1/4 NE 1/4	29	15N	64E	M.D.B.&M.
SE 1/4 NE 1/4	29	15N	64E	M.D.B.&M.
NE 1/4 SE 1/4	29	15N	64E	M.D.B.&M.
SE 1/4 SE 1/4	29	15N	64E	M.D.B.&M.
NW 1/4	20	15N	64E	M.D.B.&M.
SE 1/4	20	15N	64E	M.D.B.&M.
SW 1/4 NE 1/4	20	15N	64E	M.D.B.&M.
SW 1/4	21	15N	64E	M.D.B.&M.
NW 1/4 SW 1/4	14	15N	64E	M.D.B.&M.
NE 1/4 SW 1/4	14	15N	64E	M.D.B.&M.
SE 1/4 NW 1/4	14	15N	64E	M.D.B.&M.
SW 1/4 NE 1/4	14	15N	64E	M.D.B.&M.
SE 1/4 NE 1/4	14	15N	64E	M.D.B.&M.
NE 1/4 NE 1/4	14	15N	64E	M.D.B.&M.
NW 1/4 SW 1/4	15	15N	64E	M.D.B.&M.
NE 1/4 SW 1/4	15	15N	64E	M.D.B.&M.
NW 1/4 SE 1/4	15	15N	64E	M.D.B.&M.
NE 1/4 SE 1/4	15	15N	64E	M.D.B.&M.
NE 1/4 SW 1/4	16	15N	64E	M.D.B.&M.
NW 1/4 SE 1/4	16	15N	64E	M.D.B.&M.
NE 1/4 SE 1/4	16	15N	64E	M.D.B.&M.
SW 1/4 NW 1/4	16	15N	64E	M.D.B.&M.
SE 1/4 NW 1/4	16	15N	64E	M.D.B.&M.
SW 1/4 NE 1/4	16	15N	64E	M.D.B.&M.
SE 1/4 NE 1/4	16	15N	64E	M.D.B.&M.
NE 1/4 NE 1/4	16	15N	64E	M.D.B.&M.

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EXHIBIT "A"
PROPOSED PLACE OF USE, STEPTOE CREEK & TRIBUTARIES

DIVISION	SECTION	TOWNSHIP	RANGE	MERIDIAN
SW 1/4	17	15N	64E	M.D.B.&M.
NW 1/4	17	15N	64E	M.D.B.&M.
NE 1/4	17	15N	64E	M.D.B.&M.
SE 1/4	7	15N	64E	M.D.B.&M.
NE 1/4	7	15N	64E	M.D.B.&M.
SW 1/4	8	15N	64E	M.D.B.&M.
NW 1/4	8	15N	64E	M.D.B.&M.
NW 1/4 NE 1/4	8	15N	64E	M.D.B.&M.
SW 1/4 NE 1/4	8	15N	64E	M.D.B.&M.
NW 1/4 SE 1/4	8	15N	64E	M.D.B.&M.
SW 1/4 SE 1/4	8	15N	64E	M.D.B.&M.
NW 1/4	5	15N	64E	M.D.B.&M.
SW 1/4	5	15N	64E	M.D.B.&M.
NW 1/4 NE 1/4	5	15N	64E	M.D.B.&M.
SW 1/4 NE 1/4	5	15N	64E	M.D.B.&M.
NW 1/4 SE 1/4	5	15N	64E	M.D.B.&M.
SW 1/4 SE 1/4	5	15N	64E	M.D.B.&M.
SE 1/4	6	15N	64E	M.D.B.&M.
NE 1/4	6	15N	64E	M.D.B.&M.
NW 1/4 NE 1/4	36	16N	63E	M.D.B.&M.
NE 1/4 NE 1/4	36	16N	63E	M.D.B.&M.
SE 1/4 NE 1/4	36	16N	63E	M.D.B.&M.
NE 1/4 SE 1/4	36	16N	63E	M.D.B.&M.
SE 1/4 SE 1/4	36	16N	63E	M.D.B.&M.
SE 1/4	25	16N	63E	M.D.B.&M.
NE 1/4	25	16N	63E	M.D.B.&M.
SE 1/4	24	16N	63E	M.D.B.&M.
NE 1/4 NW 1/4	24	16N	63E	M.D.B.&M.
SE 1/4 NW 1/4	24	16N	63E	M.D.B.&M.
NW 1/4 NE 1/4	24	16N	63E	M.D.B.&M.
SW 1/4 NE 1/4	24	16N	63E	M.D.B.&M.
NE 1/4 SW 1/4	24	16N	63E	M.D.B.&M.
SE 1/4 SW 1/4	24	16N	63E	M.D.B.&M.
NW 1/4	31	16N	64E	M.D.B.&M.
SW 1/4	31	16N	64E	M.D.B.&M.
SE 1/4	31	16N	64E	M.D.B.&M.
NW 1/4 NE 1/4	31	16N	64E	M.D.B.&M.
SW 1/4 NE 1/4	31	16N	64E	M.D.B.&M.
SE 1/4 NE 1/4	31	16N	64E	M.D.B.&M.

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EXHIBIT "A"
PROPOSED PLACE OF USE, STEPTOE CREEK & TRIBUTARIES

DIVISION	SECTION	TOWNSHIP	RANGE	MERIDIAN
NW 1/4 SW 1/4	32	16N	64E	M.D.B.&M.
SW 1/4 SW 1/4	32	16N	64E	M.D.B.&M.
SE 1/4 SW 1/4	32	16N	64E	M.D.B.&M.
SW 1/4	30	16N	64E	M.D.B.&M.
SW 1/4 NW 1/4	30	16N	64E	M.D.B.&M.

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EXHIBIT "B"
EXISTING PLACE OF USE, PERMIT 15112

ACRES	DIVISION	SECTION	TOWNSHIP	RANGE	MERIDIAN
15.610	NW 1/4 SE 1/4	16	15N	64E	M.D.B.&M.
14.050	NE 1/4 SE 1/4	16	15N	64E	M.D.B.&M.
4.628	NW 1/4 SW 1/4	15	15N	64E	M.D.B.&M.
2.810	NE 1/4 SW 1/4	15	15N	64E	M.D.B.&M.
10.909	NW 1/4 SE 1/4	15	15N	64E	M.D.B.&M.
5.289	NE 1/4 SE 1/4	15	15N	64E	M.D.B.&M.
53.296					