AMENDED

# NO. 71114

## 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 APR 26 2004

Returned to applicant for correction MAY 28 2004

Corrected application filed JUN 29 2004

Map filed JUN 29 2004 under 71114

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The applicant **DANA L. KOELKER** hereby make application for permission to change the **POINT OF DIVERSION AND PLACE OF USE OF A PORTION** of water heretofore appropriated under **PERMIT NO. 21985 (CERTIFICATE NO. 7146)**

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1. The source of water is **UNDERGROUND**

2. The amount of water to be changed **2.2 AFA WITH A PROPORTIONATE SHARE OF DIVERSION RATE**

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 **WITHIN THE SE¼ SW¼ SECTION 23. T20S. R52E, M.D.M., OR AT A POINT FROM WHICH THE S¼ CORNER OF SAID SECTION 23 BEARS S 18° 48' 11" E, A DISTANCE OF 1039.50 FEET. REFER TO SUPPORTING MAP FILED WITH THIS APPLICATION.**

6. The existing permitted point of diversion is located within **SE¼ SE¼ SECTION 18, T20S, R53E, M.D.M., OR AT A POINT FROM WHICH THE SE CORNER OF SAID SECTION 18 BEARS S. 6° 33' 56" E., A DISTANCE OF 660.33 FEET. REFER TO SUPPORTING MAP FILED UNDER PERMIT NO. 21985 (CERT. NO. 7146).**

**7. Proposed place of use SE¼ SW¼ SECTION 23, T20S, R52E, M.D.M. CONTAINING 2.50 +/- ACRES. REFER TO SUPPORTING MAP FILED WITH THIS APPLICATION.**

8. Existing place of use **0.44 ACRES TO BE STRIPPED FROM IRRIGATION WITHIN THE SE¼ SE¼ SECTION 18, T20S, R53E, M.D.M. REFER TO SUPPORTING MAP FILED WITH THIS APPLICATION.**

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 **EXISTING WELL WITH PUMP, MOTOR & METER AND AN IRRIGATION DITCH SYSTEM.**

12. Estimated cost of works **$25,000.00**

13. Estimated time required to construct works **ONE (1) YEAR – WELL COMPLETED 3/2/94 SEE WELL DRILLER'S REPORT ON FILE UNDER INTENT NO. 12690.**

14. Estimated time required to complete the application of water to beneficial use **FIVE (5) YEARS**

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15. Remarks:

**By SUZAN L. FERGUSON – AGENT**
**s/ Suzan L. Ferguson**
**SUMMIT ENGINEERING – 5405 MAE ANNE AVE.**
**RENO, NEVADA 89523**

Compared gkl/ sam lt/

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 a portion of the waters of an underground source as heretofore granted under Permit 21985, Certificate 7146 is issued subject to the terms and conditions imposed in said Permit 21985, Certificate 7146 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 issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Permit 71114 is approved for the irrigation of 0.44 acres within the described place of use.

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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 **0.0063** cubic feet per second, **but not to exceed 2.20 acre-feet annually, and not to exceed a yearly duty of 5.0 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:
**March 7, 2006**

Proof of completion of work shall be filed on or before:
**April 7, 2006**

Water must be placed to beneficial use on or before:
**March 7, 2008**

Proof of the application of water to beneficial use shall be filed on or before:
**April 7, 2008**

Map in support of proof of beneficial use shall be filed on or before:
**April 7, 2008**

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

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this **7th** day of **March** A.D. **2005**

Hugh Ricci, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____