

NO. 71389

**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 02 2004

Returned to applicant for correction JUL 21 2004

Corrected application filed _____

Map filed SEP 20 2004

The applicant **L. David Love and Jean R. Love** hereby makes application for permission to change the **Place of Use and Point of Diversion of a portion** of water heretofore appropriated under **Permit 21236 Cert. 6810**

1. The source of water is **underground**
2. The amount of water to be changed **0.12 cfs, 75 Ac. Ft. Annually**
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 **in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 24, T.2S., R.67E., M.D.M. at a point from which the northeast corner of said Section 24 bears N 21° 28' E., 1855.0' (The point of diversion for Permit 21237)**
6. The existing permitted point of diversion is located within **the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 24, T2S, R67E. M.D.M. at a point from which the northeast corner bears N 18° 39' E., 3252.0 ft.**
7. Proposed place of use **0.35 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, 0.12 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, and 14.53 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, all in Section 24, T.2S., R.67E., MDM. (Total of 15.00 acres)**
8. Existing place of use **15.0 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 24, T.2S., R.67E., MDM, that which lies westerly of US Highway 93**
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 **Existing**
12. Estimated cost of works **Existing**
13. Estimated time required to construct works **Existing**
14. Estimated time required to complete the application of water to beneficial use **2 years**

15. Remarks: **This change application involves only the lands on the west side of Highway 93. Please refer to the supporting map for Permit 21236 and 21237**

By **Lenard D. Smith**
s/ **Lenard D. Smith**
PO Box 443
Caliente Nevada 89008

Compared gkl/sam ll/sam

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 a portion of the waters of an underground source as heretofore granted under Permit 21236, Certificate 6810, is issued subject to the terms and conditions imposed in said Permit 21236, Certificate 6810, 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.

The total combined duty of water under Permit 21236, Certificate 6810; Permit 21237, Certificate 6811; Permit 24680, Certificate 8471; Permits 67192, 71389 and 71390 shall not exceed 1366.20 acre-feet annually.

(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 0.12 cubic feet per second, but not to exceed 75.0 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:

August 15, 2007

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

September 15, 2007

Water must be placed to beneficial use on or before:

August 15, 2008

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

September 15, 2008

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

September 15, 2008

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 15th day of August, A.D. 2006

Tracy Taylor, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____