

# TEMPORARY

No. 71445-T

TEMPORARY  
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 12 2004

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

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

Map filed JUL 12 2004

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The applicant **Joe Sustacha, Jr. and Sons** hereby makes application for permission to change the **Point of Diversion and Place of Use of a portion** of water heretofore appropriated under **Permit 32164, Certificate 10613**

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1. The source of water is **Underground**
2. The amount of water to be changed **0.0063 cfs**
3. The water to be used for **Stockwater (200 Cattle)**
4. The water heretofore permitted for **Stockwater (500 Cattle)**
5. The water is to be diverted at the following point **SW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 3, T.34N., R.56E., M.D.B.&M., at a point from which the Northeast Corner of said Section 3 bears N 43°59'54" E, 2607.50 feet.**
6. The existing permitted point of diversion is located within **NW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 35, T.35N., R.56E., M.D.B.&M., at a point from which the Northwest Corner of said Section 35 bears N 34°03'14" W, 1268.93 feet.**
7. Proposed place of use **SW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 3, T.34N., R.56E., M.D.B.&M.**
8. Existing place of use **W $\frac{1}{2}$  W $\frac{1}{2}$  of Section 35, T.35N., R.56E., M.D.B.&M., and the NW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 2, T.34N., R56E., M.D.B.&M.**
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 **Drilled well, pump, motor, pipelines and stock troughs**
12. Estimated cost of works **\$10,00**
13. Estimated time required to construct works **1 year**
14. Estimated time required to complete the application of water to beneficial use **1 year**
15. Remarks: **This application is for a temporary permit.**

By **Robert E. Morley, High Desert Engineering**  
s/**Robert E. Morley**  
**640 Idaho Street**  
**Elko, Nevada 89801**

Compared sg/ sam ag/ sam

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 32164 Certificate 10613 is issued subject to the terms and conditions imposed in said Permit 32164, Certificate 10613 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 for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

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

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on **August 22, 2005** at which time all rights herein granted shall revert to the right being changed by this temporary permit.

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, **or sufficient to water 200 head of cattle.**

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

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

Water must be placed to beneficial use on or before:

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

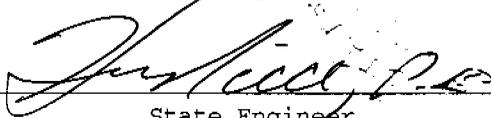
Map in support of proof of beneficial use shall be filed on or before:

**TEMPORARY**

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 August, A.D. 2004

  
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State Engineer