



**THE STATE OF NEVADA**

**APPLICATION TO CHANGE POINT OF DIVERSION,  
MANNER OF USE AND PLACE OF USE OF THE  
PUBLIC WATERS OF THE STATE OF NEVADA  
HERETOFORE APPROPRIATED**

Name of applicant: GARRETT VAN DIEST, INC.  
Source: UNDERGROUND  
Basin: GRASS VALLEY  
Manner of Use: IRRIGATION  
Period of Use: January 1st to December 31st  
Priority Date: 09/20/1962

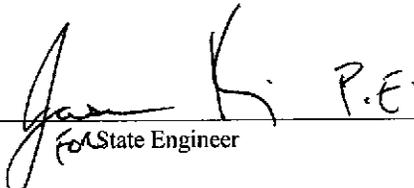
\*\*\*\*\*

**DENIAL OF STATE ENGINEER**

This application is hereby denied on the grounds that Application 69733 which Application 72057 seeks to change was withdrawn by the Application on November 8, 2005. Nevada Revised Statutes 533.345(1) only allows for changes of water already appropriated. Because Application 69733 has been withdrawn, the granting of this application would be contrary to state law and would threaten to prove detrimental to the public interest.

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

State Engineer of Nevada, have hereunto set my hand and the  
seal of my office, this 2nd day of February, A.D. 2009

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

**NO. 72057**

**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 DEC 16 2004

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

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

Map filed DEC 21 2004

\*\*\*\*\*

The applicant **Garrett Van Diest, Inc.** makes application for permission to change the **place of use of a portion** of water heretofore appropriated under **Appl. No. 69733**

\*\*\*\*\*

1. The source of water is **Under ground**
2. The amount of water to be changed **15.0 Acres, 60 AFA**
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 **same as existing**
6. The existing permitted point of diversion is located within **The SE $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 7, T.33N., R.38E., MDB&M. at a point from which the SE corner of said Section 7 bears S. 44° 56' E. a distance of 106 feet.**
7. Proposed place of use **Portions of the NE $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 18, T.34N., R.38E., MDB&M., a total of 30.30 acres.**
8. Existing place of use **Portion of the SW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Section 8, T.33N., R.38E., MDB&M., 30.30 acres.**
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 **Use of an existing well under Permits 69130, 69928, 69929 and 69930.**
12. Estimated cost of works **\$20,000.00**
13. Estimated time required to construct works **one year**
14. Estimated time required to complete the application of water to beneficial use.
15. Remarks:

By **Ernest E. Muller, Sr.**  
s/ **Ernest E. Muller, Sr.**  
**750 W. Pueblo St.**  
**Reno, NV., 89509**

Compared gkl/ sc

Protested \_\_\_\_\_

\*\*\*\*\*