

AMENDED APPLICATION

No. 72435

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 MAR 30 2005

Returned to applicant for correction APR 14 2005

Corrected application filed JUN 10 2005

Map filed JUN 10 2005 under 72434

The applicant **Debra L. Odette**, hereby make(s) application for permission to change the **Point of diversion and Place of use** of water heretofore appropriated under **Permit 65750**

1. The source of water is **Underground**
2. The amount of water to be changed **2.9 CFS**
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 NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 16, T.25N., R.42E., M.D.B.&M. or at a point from which the S $\frac{1}{4}$ corner of said Section 16 bears S. 0° 04' 42" E., a distance of 5242.12 feet.**
6. The existing permitted point of diversion is located within **the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 16, T.25N., R.42E., M.D.B.&M. or at a point from which the S $\frac{1}{4}$ corner of said Section 16 bears S. 00° 13' 16" E., a distance of 5180.04 feet.**
7. Proposed place of use **39.84 ac NW $\frac{1}{4}$ NW $\frac{1}{4}$, 39.75 ac NE $\frac{1}{4}$ NW $\frac{1}{4}$, 40.77 ac SE $\frac{1}{4}$ NW $\frac{1}{4}$, 40.40 ac SW $\frac{1}{4}$ NW $\frac{1}{4}$, 35.25 ac NW $\frac{1}{4}$ SW $\frac{1}{4}$, 39.54 ac NE $\frac{1}{4}$ SW $\frac{1}{4}$, 39.52 ac SE $\frac{1}{4}$ SW $\frac{1}{4}$ & 40.03 ac SW $\frac{1}{4}$ SW $\frac{1}{4}$ all in Section 16, T.25N., R.42E., M.D.B.&M. 315.10 acres**
8. Existing place of use **35.948 ac NW $\frac{1}{4}$ NW $\frac{1}{4}$, 39.171 ac NE $\frac{1}{4}$ NW $\frac{1}{4}$, 40.989 ac SE $\frac{1}{4}$ NW $\frac{1}{4}$, 38.758 ac SW $\frac{1}{4}$ NW $\frac{1}{4}$, 41.403 ac NW $\frac{1}{4}$ SW $\frac{1}{4}$, 38.841 ac NE $\frac{1}{4}$ SW $\frac{1}{4}$, 38.676 ac SE $\frac{1}{4}$ SW $\frac{1}{4}$ & 41.320 ac SW $\frac{1}{4}$ SW $\frac{1}{4}$ all in Section 16, T.25N., R.42E., M.D.B.&M. 315.106 acres**
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 **drilled well, buried pipeline and wheel line irrigation system.**
12. Estimated cost of works **Complete**
13. Estimated time required to construct works **Well is complete, see Proof of Completion filed for Permit 65750**
14. Estimated time required to complete the application of water to beneficial use **1 year**

15. Remarks: This application is being filed to correct the place of use to correspond with the current farming operation.

By John H. Milton III, Agent
s/ John H. Milton III
146 West Second Street
Winnemucca, NV 89445

Compared aem/sam w/ gkl

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 the waters of an underground source as heretofore granted under Permit 65750 is issued subject to the terms and conditions imposed in said Permit 65750 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 Permits 72434 and 72435 shall not exceed 1260.40 acre-feet annually for the irrigation of 315.10 acres within the described place of use.

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The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.9 cubic feet per second, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

November 30, 2008

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

November 30, 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 30th day of November, A.D. 2006

Tracy Taylor, P.E.
State Engineer

Completion of work filed April 10, 2000 under 63779

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____