ASSIGNED

Serial No. 48730

AMENDED

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 JAN 18 1985

Returned to applicant for correction JAN 30 1985

Corrected application filed _____ Map filed FEB 21 1985

The applicant Alfred W. Palmer

25212 N. Cherokee Road (Street and No. or P.O. Box No.) of Galt (City or Town)

California 95632 (State and Zip Code No.) hereby make.... application for permission to change the

Point of Diversion and Place of Use (Point of diversion, manner of use, and/or place of use)

of water heretofore appropriated under Permit No. 31013 (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Underground (Name of stream, lake, underground spring or other source.)
2. The amount of water to be changed 5.4 C.F.S. not to exceed 4.0 acre Ft. per year from any and or all sources. (Second feet, acre feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for Supplemental irrigation & domestic (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
4. The water heretofore permitted for Irrigation and domestic (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
5. The water is to be diverted at the following point NW¼ SW¼ Sec. 10, T.14N., R.25E., (Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.) M.D.B.&M., from which the Northwest corner of said Sec. 10 bears N.1°58'30"W., 2676.46 feet.
6. The existing permitted point of diversion is located within SW¼ SE¼ Sec. 28, T.15N., (If point of diversion is not changed, do not answer.) R.25E., M.D.B.&M., from which the Southeast corner of said Sec. 28, bears S.80°54'35"E., 1898.00 feet.
7. Proposed place of use S½ NE¼, SE¼, por. SE¼ SW¼ Sec. 33, T.15N., R.25E., M.D.B.&M., and E½ (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.) (excluding feed corrals), por. E½SW¼, por. SE¼NW¼ Sec. 4, and NE¼ (excluding 9 acres in NE¼ NE¼), por. E½ NW¼ Sec. 9, and W½ NW¼, & SW¼ Sec. 10, T.14N., R.25E., M.D.B.&M. 1052 acres.
8. Existing place of use S½ Section 28, T.15N., R.25E., M.D.B.&M. (Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)
9. Use will be from 1st Jan. (Month and Day) to 31st. Dec. (Month and Day) of each year.
10. Use was permitted from 1st Jan. (Month and Day) to 31st. Dec. (Month and Day) of each year.
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drill well, install pump, motor and gauge or meter. (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.)
12. Estimated cost of works $30.000
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: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

By s/Greg Hess
Greg Hess - agent
P.O. Box 314
Virginia City, Nevada 89440

Compared mc/se bc/bl

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 31013 is issued subject to the terms and conditions imposed in said Permit 31013 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 measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. 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 amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.4 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources, and not to exceed 1280 acre-feet annually

Work must be prosecuted with reasonable diligence and be completed on or before MARCH 6, 1986

Proof of completion of work shall be filed before APRIL 6, 1986

Application of water to beneficial use shall be made on or before DECEMBER 6, 1986

Proof of the application of water to beneficial use shall be filed on or before JANUARY 6, 1987

Map in support of proof of beneficial use shall be filed on or before JANUARY 6, 1987

Completion of work filed SEP 10 1986

Proof of beneficial use filed SEP 10 1986

Cultural map filed

Certificate No. 11860 Issued APR 13 1987

IN TESTIMONY WHEREOF, I PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 6th day of DECEMBER, A.D. 19 85

State Engineer

2407 (Rev. 6-81)

Abrogated By 58756 4.99, Part 58759 0.51