

BOOK 369 PAGE 65-68
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EUREKA COUNTY NEVADA
M.N. REG. & E.A.T.L. RECORDER
FILE NO. FEES *No Fee*

183155

Temporary Permission to Change
(Title of Document)

Ext of Diversion

This page added to provide additional information required by NRS 111.312 Sections 1-2.
(Additional recording fee applies)

This cover page must be typed printed.

TEMPORARY

TEMPORARY **NO. 70381T**
**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 Sept 04 2003

Returned to applicant for correction _____

Corrected application filed _____

Map filed FEB 21 1989 UNDER 52892

The applicant **Town of Eureka**, hereby makes application for permission to change the **Point of Diversion and Place of Use** of a portion of water heretofore appropriated under Permit # 57857

1. The source of water is **Underground**
2. The amount of water to be changed **0.03 CFS, not to exceed 20 ac. ft annually**
3. The water to be used for **Municipal**
4. The water heretofore permitted for **Municipal**
5. The water is to be diverted at the following point **Located within Lot 9, Sec. 28, T.20N. R.53E. MDB&M from a point from which the Southeast Corner of said Sec. 28 bears S 46° 20' 21" E a distance of 1949.4 feet., (Point of diversion under permit #62929, Diamond Valley Well #1)**
6. The existing permitted point of diversion is located within **Located within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec 10, T.20N. R.53E. MDB&M. from a point from which the West $\frac{1}{4}$ corner of said Section 10 bears N46°34'W a distance of 1,868.0 feet.**
7. Proposed place of use **Eureka County as created under NRS 243.110 and revised under N. 243.115, 243.120, 243.130 and 243.137**
8. Existing place of use **SE $\frac{1}{4}$; SE $\frac{1}{4}$ -NE $\frac{1}{4}$; E $\frac{1}{2}$ -NE $\frac{1}{4}$ -NE $\frac{1}{4}$; and portions of the NW $\frac{1}{4}$ -SW $\frac{1}{4}$; NE $\frac{1}{4}$ -SE $\frac{1}{4}$ and SE $\frac{1}{4}$ -SW $\frac{1}{4}$ of Sec. 9; W $\frac{1}{2}$ of Sec. 10; E $\frac{1}{2}$ -E $\frac{1}{2}$; NW $\frac{1}{4}$ -NE $\frac{1}{4}$; portion of the NE $\frac{1}{4}$ -NW $\frac{1}{4}$; SW $\frac{1}{4}$ -NE $\frac{1}{4}$; NW $\frac{1}{4}$ -SE $\frac{1}{4}$; and SW $\frac{1}{4}$ -SE $\frac{1}{4}$ of Sec. 16 all within T.20N. R.53E. MDB&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. **Existing Turbine pump, booster pump, Drilled well, and transmission line.**
12. Estimated cost works **0**
13. Estimated time required to construct works **Work Completed**

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 temporary 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 57857 is issued subject to the terms and conditions imposed in said Permit 57857 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 temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

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 **October 26, 2004** at which time all rights herein granted shall revert to the right being changed by this temporary permit.

(CONTINUED ON PAGE 3)