

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-14-1980- NEW PRIORITY DATE: MAY 14, 2001

Returned to applicant for correction.....

Corrected application filed..... Map filed MAR 14 1980

The applicant Allan Bergendahl

c/o Bergendahl Land Company of Inlay

Nevada 89418, hereby make application for permission to change the

Place of Use

of water heretofore appropriated under Permit No. 21249, Certificate No. 7765

(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 or other source.

2. The amount of water to be changed 1.564 c.f.s.

Second feet, acre feet.

3. The water to be used for irrigation

If for stock state number and kind of animals.

4. The water heretofore used for irrigation

If for stock state number and kind of animals.

5. The water is to be diverted at the following point NW1/4 NW1/4 of Section 27, T.30N., R.35E.,

M.D.B.&M., or at a point from which the Northwest corner of Section 28, T.30N., 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 R.35E., M.D.B.&M. bears N 89°52' W 5,315' stated.

6. The existing point of diversion is located within

If point of diversion is not changed, do not answer.

7. Proposed place of use W1/2 of Section 26, all of Sections 27 and 28, W1/2 of Section 34,

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

all within T.30N., R.35E., M.D.B.&M., 166.75 acres total.

8. Existing place of use N1/2 NW1/4, SE1/4 NW1/4, NE1/4 of Section 27, T.30N., R.35E., M.D.B.&M.

Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.

166.75 acres total.

9. Use will be from 1st February to 15th October of each year.

Day and Month

Day and Month

10. Use has been from 1st February to 15th October of each year.

Day and Month

Day and Month

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.) drilled well, pump and irrigation system

State manner in which water is to be diverted, whether by dam or other works,

whether through pipes, ditches, flumes, or other conduits.

- 12. Estimated cost of works..... \$30,000.00
- 13. Estimated time required to construct works..... 2 years
- 14. Estimated time required to complete the application of water to beneficial use..... 5 years
- 15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Compared lp/jk ja/bt Applicant Allan Bergandahl xc: Vergil Heyer  
 By s/Robert N. Caldwell Robert N. Caldwell, R.L.S. (agent) c/o Bergendahl Land  
510 Melarkey Street - Winnemucca, Nevada 89445 Imlay, Nevada 89418

..... 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 place of use of the waters of an underground source as heretofore granted under Permit 21249, Certificate 7765, is issued subject to the terms and conditions imposed in said Permit 21249, Certificate 7765, 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.

The total combined duty of water under this permit and Permits 40893 and 40894 shall not exceed 1,872.0 acre-feet per season.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.564 cubic feet per second, but not to exceed 667.0 acre-feet seasonally and not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before..... N/A  
 Proof of commencement of work shall be filed before..... N/A  
 Work must be prosecuted with reasonable diligence and be completed on or before February 5, 1983  
 Proof of completion of work shall be filed before..... March 5, 1983  
 Application of water to beneficial use shall be made on or before..... February 5, 1985  
 Proof of the application of water to beneficial use shall be filed on or before..... March 5, 1985  
 Map in support of proof of beneficial use shall be filed on or before..... March 5, 1985

Commencement of work filed..... IN TESTIMONY WHEREOF, J. PETER G. MORROS,  
 Completion of work filed MAR 27 1989 State Engineer of Nevada, have hereunto set my hand and the seal of  
 Proof of beneficial use filed..... my office, this 5th day of AUGUST

Cultural map filed.....  
 Certificate No. APP - 4 2001 on A portion being A.D. 1982  
 Referred to BECAUSE OF FAILURE  
 OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT 121.01  
2407 AFS  
J. Peter G. Morros, P.E.  
 STATE ENGINEER