

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 4 1985

Returned to applicant for correction _____

Corrected application filed _____ Map filed JAN 4 1985

The applicant FMC Corporation City Center 4, Suite 2720,

1801 California St. of Denver

Street and No. or P.O. Box No. City or Town

Colorado 80202 hereby make application for permission to change the

State and Zip Code No.

Point of Diversion _____

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit #47760

(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 4.46 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for mining, milling, and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for mining, milling, 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 SW1/4 SE1/4, Section 23, T10N, R36E
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.
MDB&M (unsurveyed), at a point from which the SW corner of Section 31, T11N, R36E, MDB&M bears North 30°19'17" West a distance of 26,043 feet
6. The existing permitted point of diversion is located within SE1/4 SE1/4, Section 26, T10N, R36E
If point of diversion is not changed, do not answer.
MDB&M (unsurveyed), at a point from which the SW corner of Section 31, T11N, R36E, MDB&M, bears North 27°09' West at a distance of 32,504 feet.
7. Proposed place of use Sections 2, 3, 4, 5, 8, 9, 10, and 11, T10N, R36E
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
MDB&M (unsurveyed)
8. Existing place of use Sections 2, 3, 4, 5, 8, 9, 10, and 11, T10N, R36E
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.
MDB&M (unsurveyed)
9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day
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, pipeline to place of use
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 \$80,000.
13. Estimated time required to construct works two years

14. Estimated time required to complete the application of water to beneficial use..... five years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Annual consumptive use from this well in combination with Permits #48064, 47750, through 47753, and 47758 through 47760 will not exceed 4.46 cfs (2000 gpm expanded year-round or 1,051,200,000 gallons per year).

PLEASE SEND COPIES OF ALL CORRESPONDENCE TO AGENT By: s/Richard J. Berger Richard J. Berger Hydro-Search, Inc. 333 Flint St. Reno, NV 89501

Compared 11/se js/bc

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 of the waters of an underground source as heretofore granted under Permit 47760 is issued subject to the terms and conditions imposed in said Permit 47760 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 total combined duty of water under Permits 47750,47751,47753,47758,47759, 48064,48681 and 48682 shall not exceed 1,051 million gallons annually.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 4.46 cubic feet per second, but not to exceed 1.051 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before December 19, 1986

Proof of completion of work shall be filed before January 19, 1987

Application of water to beneficial use shall be made on or before December 19, 1989

Proof of the application of water to beneficial use shall be filed on or before January 19, 1990

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

Completion of work filed FEB 18 1987 IN TESTIMONY WHEREOF, I PETER G. MORROS

Proof of beneficial use filed JAN 22 1990 State Engineer of Nevada, have hereunto set my hand and the seal of

Cultural map filed..... my office, this 15th day of May

Certificate No. 12702 Issued MAR 29 1991 A.D. 1985

2407 (Rev. 6-81)

Signature of Peter G. Morros, State Engineer

Abrogated By 55787 0.78 cfs Temp Exp 4-17-92

Abrogated By 55779 0.78 cfs

(PERMIT TERMS CONTINUED)

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

