

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..... APR 28 1989

Returned to applicant for correction.....

Corrected application filed..... Map filed APR 29 1989

The applicant..... Maggie Creek Ranch, Inc.

P.O. Box 1360 of Elko
Street and No. or P.O. Box No. City or Town

Nevada 89801 hereby make^s 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 #50155
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

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1. The source of water is Underground (Badger Hill Well(#2A))
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 0.2 cfs
Second feet, acre feet. One second foot equals 448.3 gallons per minute.
3. The water to be used for Quasi-municipal
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for Quasi-municipal
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 within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 16, T 33 N, R 54 E, MDM, from which the SW corner of said section bears S 53° 48' W 1,735 feet distance
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.
6. The existing permitted point of diversion is located within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 16, T 33 N, R 54 E, MDM, at a point from which the SW corner of said Section 16, bears S 21° 36' W 1,479 feet distance
If point of diversion is not changed, do not answer
7. Proposed place of use Same as existing
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use SW $\frac{1}{4}$ Section 16, T 33 N, R 54 E, MDM
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 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, casing, surface seal, submersible pump, pressure storage tank and distribution lines
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 \$20,000.00
13. Estimated time required to construct works One year

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

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

Water to be used to supply 7 residences, horse rearing facilities and landscape irrigation Water from this source to be co-mingled with that from Permit #50154 (Badger Hill Well #1) Please send copies of all notices and correspondence to under signed agent.

/s/ William A. Nisbet Agent
421 Court
Elko, Nevada 89801

Compared kh/cc ap/se

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify 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 50155 is issued subject to the terms and conditions imposed in said Permit 50155 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 well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Permits 50154, Certificate 12970 and 53191 shall not exceed 2.56 million gallons annually.

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

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.2 cubic feet per second, but not to exceed 2.56 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before October 15, 1993

Proof of completion of work shall be filed before November 15, 1993

Application of water to beneficial use shall be made on or before October 15, 1995

Proof of the application of water to beneficial use shall be filed on or before November 15, 1995

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed DEC 18 1995

Proof of beneficial use filed DEC 09 1996

Cultural map filed _____

Certificate No. 14568 Issued APR 11 1997

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 15th day of October

[Signature]
State Engineer