

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 OCT 09 1990

Returned to applicant for correction NOV 14 1990

Corrected application filed NOV 19 1990 Map filed NOV 19 1990

The applicant Robert L. Helms & Pauline F. Helms Family Trust

P.O. Drawer 608 of Sparks Nevada 89431

hereby make application for permission to change the point of diversion and place of use

of water heretofore appropriated under Proof No. 04771

Identify right in Decree.

1. The source of water is underground

2. The amount of water to be changed 5.0 cfs

3. The water to be used for irrigation & stockwatering

4. The water heretofore permitted for irrigation & stockwatering

5. The water is to be diverted at the following point NW 1/4 NW 1/4 Section 26, T.13N., R.20E., MDM at a point from which the SW Corner of Section 27, T.13N., R.20E., MDM bears S 53° 29' 06" W, 8163.04 feet

6. The existing permitted point of diversion is located within SW 1/4 NE 1/4 Section 34, T.13N., R.20E., MDM at a point from which the SW Corner of Section 27, T.13N., R.20E., MDM bears N 54° 45' 00" W, 3350.00 feet

7. Proposed place of use See Attachment "A"

8. Existing place of use S 1/2 Section 21; SW 1/4 SW 1/4 Section 27; all of Section 28; NE 1/4, E 1/2 SE 1/4, NW 1/4 SE 1/4 Section 29; NE 1/4 Section 32; N 1/2 Section 33, all within T.13N., R.20E., MDM (1300 acres total)

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. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) a drilled & cased well, equipped with a motor & pump to existing irrigation system

12. Estimated cost of works \$10,000.00

13. Estimated time required to construct works 2 years

14. Estimated time required to complete the application of water to beneficial use..... 4 years

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

Proof 04771 was originally developed to provide supplemental water to the ranch during periods when Carson River decreed rights were insufficient to provide the necessary irrigation. The well at the existing point of diversion is silting in and a more productive site is desired on the ranch property at a location where the water can be more readily entered into the ranch's irrigation system.

By s/Gregory M. Bilyeu
Gregory M. Bilyeu - Agent
5405 Mae Anne Ave.
Reno, Nevada 89523

Compared bc/bc am/se

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 Proof 04771 is issued subject to the terms and conditions imposed in said Proof 04771 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 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 with the understanding that the place of use is limited to 1300 acres in which 1196.6 acres are supplemental to waters from the Carson River and 103.4 acres are considered non-supplemental to surface sources.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.0 cubic feet per second, but not to exceed 3619.85 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before February 6, 1993

Proof of completion of work shall be filed before March 6, 1993

Application of water to beneficial use shall be made on or before February 6, 1996

Proof of the application of water to beneficial use shall be filed on or before March 6, 1996

Map in support of proof of beneficial use shall be filed on or before March 6, 1996

Completion of work filed APR 16 1993

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

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 6th day of February

A.D. 19 91

[Signature]
State Engineer

ATTACHMENT "A"

TO ACCOMPANY APPLICATION TO CHANGE PROOF NO. 04771

NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$	SECTION 15
NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 16
S $\frac{1}{2}$	SECTION 17
S $\frac{1}{2}$, NW $\frac{1}{4}$	SECTION 18
E $\frac{1}{2}$, NW $\frac{1}{4}$	SECTION 19
ALL	SECTIONS 20, 21 & 22
W $\frac{1}{2}$ SW $\frac{1}{4}$,	SECTION 23
NW $\frac{1}{4}$ NW $\frac{1}{4}$	SECTION 26
N $\frac{1}{2}$ N $\frac{1}{2}$	SECTION 27
N $\frac{1}{2}$	SECTION 28
NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 29

ALL IN T.13N., R.20E., MDM

