ASSIGNED

Serial No. 55829

# 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 FEB 12 1991

Returned to applicant for correction

Corrected application filed Map filed FEB 12 1991 under 55806

The applicant Marilyn M. Tuck~~ker, Randolph Tucker~~, Timothy O. Tucker, Scott B. Tucker, Teresa Tucker,

P. O. Box 2489 (Street and No. or P.O. Box No.) of Reno, (City or Town)

Nevada 89505 (State and Zip Code No.) hereby make.... application for permission to change the

Point of Diversion and Place of Use, Period of Use Manner of use (Point of diversion, manner of use, and/or place of use)

of water heretofore appropriated under a portion of Permit 49070 (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 3.0288 A. F. A. (Second feet, acre feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for Quasi-Municipal and Domestic (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
4. The water heretofore permitted for Irrigation (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 SE¼ SW¼, Section 35 T.21N., R.20E., M.D.M., (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.) at a point from which the NW corner of Section 2, T.20N. R.20E., M.D.M. bears S 37 55' 01" W, 1575.31 feet - Well-B.
6. The existing permitted point of diversion is located within N½ of NE¼ SE¼ of Section 18, T.20N., (If point of diversion is not changed, do not answer.) R.21E., M.D.M. at a point from which the E¼ corner of said Section 18 bears N 59° 10" E. 800 feet - Well-3.
7. Proposed place of use see attached Item 7 (Springcreek Unit 2-C) (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use SE¼ NE¼, and N½ of NE¼ SE¼ of Section 18, T.20N., R.21E., (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.) M.D.M. 1.536 Acres to be stripped.
9. Use will be from January 1 (Month and Day) to December 31 (Month and Day) of each year.
10. Use was permitted from 4/15 (Month and Day) to 10/15 (Month and Day) 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.) existing well, pump and pipelines (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 $30,000
13. Estimated time required to construct works 1 year

14. Estimated time required to complete the application of water to beneficial use 1-3 years

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

For use on Springcreek Unit 2-C

By s/Tim Tucker

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, place and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 49070, Certificate 12013 is issued subject to the terms and conditions imposed in said Permit 49070, Certificate 12013 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 issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 55806, 55828 and 55829 shall not exceed 6.00 acre-feet annually.

If this permit is cancelled or withdrawn, the water will revert back to the source and not the base right.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0084 cubic feet per second, but not to exceed 3.03 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before January 3, 1993

Proof of completion of work shall be filed before February 3, 1993

Application of water to beneficial use shall be made on or before January 3, 1996

Proof of the application of water to beneficial use shall be filed on or before February 3, 1996

Map in support of proof of beneficial use shall be filed on or before February 3, 1996

Completion of work filed

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

WITHDRAWN BY APPLICANT DEC 2 8 1992

STATE ENGINEER

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 3rd day of January, A.D. 19 92

State Engineer

(O)-1108 (Rev. 6-81)

ITEM 7 - PROPOSED PLACE OF USE

Township 20 North, Range 20 East, Mount Diablo Meridian

Section 16:

SE 1/4 SE 1/4
SW 1/4 SE 1/4

Section 21: Portion NE1/4, NW1/4 NE1/4 Sect 21

NE 1/4 NE 1/4
SE 1/4 NE 1/4
N 1/2 of SW 1/4 NE 1/4 lying west of Pyramid Highway
SW 1/4 of NW 1/4 NE 1/4 lying west of Pyramid Highway
S 1/2 of N 1/2 of NW 1/4 NE 1/4 lying west of Pyramid Highway

Township 20 North, Range 21 East, Mount Diablo Meridian

Section 6:

W 1/2 Lot 2
Lot 3
Lot 4
Lot 5
Lot 6
SW 1/4 SE 1/4

Township 21 North, Range 20 East, Mount Diablo Meridian

Section 25:

NE 1/4 SE 1/4
SE 1/4 SE 1/4
SW 1/4 SE 1/4
and portions of
SE 1/4 SW 1/4
SW 1/4 SW 1/4
NE 1/4 SW 1/4
NW 1/4 SE 1/4

Section 36:

Portions of:
NE 1/4 NW 1/4
NW 1/4 NW 1/4
SW 1/4 NW 1/4
SE 1/4 NW 1/4
NE 1/4 SW 1/4
SE 1/4 SW 1/4
SW 1/4 SW 1/4
NW 1/4 SW 1/4