

ASSIGNED
56190

Serial No. _____

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 18 1991

Returned to applicant for correction _____

Corrected application filed _____ Map filed APR 22 1991

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

P. O. Drawer 608, 790 E. Lincoln Way of Sparks
Street and No. or P.O. Box No. City or Town

Nevada 89431 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 Proof of Appropriation 04659
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 5.0 CFS
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Irrigation
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 NE 1/4 NW 1/4 Section 27, T.13N., R.20E., M.D.B.&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.
or at a point from which the SW corner of said Section 27 bears S 28° 55' 29" W
a distance of 5003.2 feet.

6. The existing permitted point of diversion is located within NE 1/4 SW 1/4 Section 22, T.13N., R.20E.,
If point of diversion is not changed, do not answer.
M.D.B.&M., or at a point from which the SW corner of Section 27, T.13N., R.20E.,
M.D.B.&M. bears S 18° 38' 37" W at a distance of 7682 feet.

7. Proposed place of use S 1/2 Section 22; N 1/2 N 1/2 Section 27; W 1/2 SW 1/4 Section 23; NE 1/4 NE 1/4
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
Section 26; S 1/2 Section 21; N 1/2 Section 28, T.13N., R.20E., M.D.B.&M., 1240 acres

8. Existing place of use Same
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 1st to December 31st of each year.
Month and Day Month and Day

10. Use was permitted from January 1st to December 31st 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, motor, irrigation
State manner in which water is to be diverted, i.e. diversion structure.
system
ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$60,000:00

13. Estimated time required to construct works 1 year

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:

This well is being relocated for the dual purpose of replacing an existing well because of age that was originally drilled in 1928 and redrilled in 1945 and moving south approximately 3/4 of a mile in order to utilize a better gravity flow from the well head to the place of use.

By/s/ Robert L. Helms
P. O. Drawer 608
Sparks, Nevada 89431

Compared vjw/ am 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 of the waters of an underground source as heretofore granted under Proof 04659 is issued subject to the terms and conditions imposed in said Proof 04659 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 1039.2 acres are supplemental to waters of the Carson River.

(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 5.0 cubic feet per second, but not to exceed 3619.85 acre-feet annually, and not to exceed a yearly duty of 4.5 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 August 2, 1993

Proof of completion of work shall be filed before September 2, 1993

Application of water to beneficial use shall be made on or before August 2, 1996

Proof of the application of water to beneficial use shall be filed on or before September 2, 1996

Map in support of proof of beneficial use shall be filed on or before September 2, 1996

Completion of work filed _____

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 2nd day of August

A.D. 19 91

Richard Turnipseed
State Engineer

CANCELLED OCT 28 1994 BECAUSE OF FAILURE
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

Richard Turnipseed
STATE ENGINEER

(PERMIT TERMS CONTINUED)

The limit and extent of this right is subject to any determination which result from a general adjudication of the Carson Valley Proofs of Appropriation.

This permit is further issued subject to prior rights specifically those of Bently Nevada Corporation as represented by Permits 47608 and 53869. Pumping from this well may have to be curtailed because of its proximity to the Bently Nevada Corporation well.

