

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 AUG 30 1991

Returned to applicant for correction _____

Corrected application filed _____ Map filed AUG 30 1991

The applicant Richard B. Rogers and Elizabeth Davis Rogers, Trustees of the Richard and Beth Rogers 1988 Trust.

4141 W. Oquendo, Suite 4 of Las Vegas
Street and No. or P.O. Box No. City or Town

Nevada 89118
State and Zip Code No. hereby make application for permission to change the

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

of water heretofore appropriated under Permit 49500
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 0.1968 cfs (59.65 acre-feet)
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for irrigation & domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for irrigation & 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 SW 1/4 SE 1/4 Section 13, T.21S., R.53E., MDM at a
Describe as being within a 40-acre subdivision of public survey and by course and
point from which the SE Corner of said Section 13 bears S 69° 54' 32" E, a
distance to a section corner. If on unsurveyed land, it should be stated.
distance of 1967.56 feet

6. The existing permitted point of diversion is located within SW 1/4 SE 1/4 Section 13, T.21S., R.53E.,
If point of diversion is not changed, do not answer.
MDM at a point from which the South 1/4 Corner of said Section 13 bears S 4° 45'
W a distance of 729.00 feet

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 Within the SE 1/4 of Section 13, T.21S., R.53E., 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.) an existing drilled and cased well as
State manner in which water is to be diverted, i.e. diversion structure,
described on the Proof of Completion of Work under Permit 49500
ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works completed

13. Estimated time required to construct works completed

14. Estimated time required to complete the application of water to beneficial use one year

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

This application is being filed to correct the location of the well under Permit 49500 as cited on the Extension of Time filed with the State Engineer on July 17, 1991. To be comingled with Permit 47916 and Application to Change Permit 49499 Use the map filed under Permit No. 49500 for the existing point of diversion

By s/Michael D. Buschelman
Michael D. Buschelman - Agent
5405 Mae Anne Avenue
Reno, Nevada 89523

Compared bc/bc jr/vjw

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 49500 is issued subject to the terms and conditions imposed in said Permit 49500 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 49716, 56718 and 56719 shall not exceed 531.2 acre-feet annually for the irrigation of 106.24 acres.

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

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.1968 cubic feet per second, but not to exceed 59.65 acre-feet annually, and not to exceed a yearly duty of 5.0 acre-feet per acre if land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before May 23, 1995

Proof of completion of work shall be filed before June 23, 1995

Application of water to beneficial use shall be made on or before May 23, 1996

Proof of the application of water to beneficial use shall be filed on or before June 23, 1996

Map in support of proof of beneficial use shall be filed on or before June 23, 1996

Completion of work filed JUL 24 1995

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 13th day of October

A.D. 19 94

Hugh Ricci
State Engineer

by: Hugh Ricci, Deputy State Engineer

Abrogated By 62189-T 0.1968 Exp 7/30/97
62191 0.1968 Cert 9-4-98