Permit No. 57381

THE STATE OF NEVADA
PERMIT TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant:	**HELEN FALLINI LIVING TRUST & FALLINI 1983 TRUST**
Source:	**UNDERGROUND**
Basin:	**HOT CREEK**
Manner of Use:	**STOCKWATERING**
Period of Use:	**January 1st to December 31st**
Priority Date:	**08/17/1948**

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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 Permit 12581, Certificate 3385, is issued subject to the terms and conditions imposed in said Permit 12581, Certificate 3385 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 for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of water herein granted at any and all times but does not take responsibility for the use of the Federal range.

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 point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 0.032 cubic feet per second or sufficient to water 1000 head of cattle and 25 head of horses.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:	**January 17, 2009**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:	**January 17, 2011**
Map in support of proof of beneficial use shall be filed on or before:	**N/A**

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 17th day of **January**, A.D. **2008**

Tracy Taylor, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

Serial No. 57381

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 02 1992

Returned to applicant for correction

Corrected application filed Map filed APR 02 1992

The applicant Joe B. Fallini Jr, and Susan L. Fallini

Twin Springs (Street and No. or P.O. Box No.) of via Tonopah (City or Town)

Nevada 89049 (State and Zip Code No.) hereby make application for permission to change the

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

of water heretofore appropriated under Permit #12581, Certificate #3385 (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 Source Charlie's Well (Water) (Name of stream, lake, underground spring or other source.)
2. The amount of water to be changed .032 cfs. (Second feet, acre feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for Stockwatering 1000 head of cattle and 25 head of horses (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
4. The water heretofore permitted for Stockwatering 1000 head of cattle & 25 head of horses (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, Sec 18, T.3N., R.51E. MDB&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.) unsurveyed, or at a point from which the SW corner of Sec. 23, T2N R50E., MDB&M, bears S 19° W a distance of 39,880'.
6. The existing permitted point of diversion is located within SW¼ NE¼ Sec 15, T3N, R50E, MDB&M, (If point of diversion is not changed, do not answer.) unsurveyed, or at a point from which the SW Corner of Sec 33 T4N, R50E, bears N 35° 30' W a distance of 15,940'.
7. Proposed place of use SW¼ NE¼ Sec 33 T.4N., R.51E. and SE¼ SW¼ Sec 18, T3N, R51E, (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.) MDB&M, unsurveyed.
8. Existing place of use SW¼ NE¼ Sec 15, T3N., R50E, MDB&M, unsurveyed. (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 (Month and Day) to December 31 (Month and Day) of each year.
10. Use was permitted from January 1 (Month and Day) to December 31 (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.) Drilled well pipeline and troughs. (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 $5000
13. Estimated time required to construct works 2 yrs

14. Estimated time required to complete the application of water to beneficial use 3 yrs

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

Certificate #3385 shows Place of Use and Point of Diversion incorrectly

(See Warm Springs 15 min. Quad).

By s/Katherine A. Rice
P.O. Box 130
Smith, NV 89430

Compared bc/ bc

Protested

.....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:

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

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I, ...,
State Engineer of Nevada, have hereunto set my hand and the seal of my office, this.....day of.....,
A.D. 19:.....

.....
State Engineer

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