

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 JUN 10 1992

Returned to applicant for correction

Corrected application filed Map filed

The applicant ROBERT L. AND PAULINE F. HELMS FAMILY TRUST

P.O. Box 608 of Sparks Nevada 89431

Street and No. or P.O. Box No. City or Town State and Zip Code No.

hereby make application for permission to change the Point of Diversion, Manner and Place of Use of a Portion

Point of diversion, manner of use, and/or place of use of water heretofore appropriated under Proof of Appropriation 05655

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 1.0 CFS but not to exceed 300 acre-feet Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Highway Construction 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 SW 1/4 SW 1/4 Section 16, T.18N., R.20E., M.D.B.&M., or at a point from which the E 1/4 Corner of said Section 16 bears N. 70° 10' 00" E, 4520.0 feet. (See map filed under Permit 41955.)

6. The existing permitted point of diversion is located within NW 1/4 SW 1/4 Section 16, T.18N., R.20E., M.D.B.&M. If point of diversion is not changed, do not answer.

7. Proposed place of use Portions of Sections 28, 29 and 30 T.18N., R.20E., M.D.B.&M.; Sections 25, 34, 35 and 36, T.18N., R.19E., M.D.B.&M.; Section 3, T.17N., R.19E., M.D.B.&M.

8. Existing place of use NW 1/4 SW 1/4, N 1/2 Section 16, all of Section 9 and E 1/4 of Section 8, T.18N., R.20E., M.D.B.&M. 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 June 15, 1992 to June 14, 1993 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.) existing well owned by Washoe County will be utilized under Permit 41955 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 \$5000.00 (pump and motor)

13. Estimated time required to construct works 10 days

1 Year

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

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

Water will be utilized for highway construction purposes under Contract 2487

awarded to Robert L. Helms Construction and Development Co.

See attached Exhibit "A" and "B".

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

Compared..... ap/se ap/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 temporary permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Proof of Appropriation 05655 is issued subject to the terms and conditions imposed in said Proof of Appropriation 05655 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 temporary 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 approval of this permit shall not infer any validity or be otherwise prejudiced to the proof of appropriation of which the limit and extent must be determined under the provisions of NRS 533.090 through 533.320, inclusive.

(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..... 1.0 cubic feet per second, but not to exceed 300 acre-
feet annually.

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, R. MICHAEL TURNIPSEED, P.E.,
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this 12th day of June

A.D. 19 92

[Signature]
State Engineer

TEMPORARY

TEMPORARY

EXPIRED

DATE JUN 12 1993

(PERMIT TERMS CONTINUED)

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on June 11, 1993 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

A monthly report shall be submitted to the State Engineer within 10 days from the end of each month which shall include the amount of water pumped from the well and the amount of water used.