

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. MAY 28 1993

Returned to applicant for correction. JUN 18 1993

Corrected application filed. AUG 17 1993 Map filed. AUG 17 1993

The applicant. Key Farms, Inc. P.O. Box 8 of Orovada Nevada, 89425

hereby make... application for permission to change the Point of Diversion of a portion of water heretofore appropriated under Permit 24633, Certificate 7297

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

2. The amount of water to be changed. 2.5 c.f.s.

3. The water to be used for. Irrigation

4. The water heretofore permitted for. Irrigation

5. The water is to be diverted at the following point. within the NE 1/4 NE 1/4 of Section 10, T.42N., R.37E., M.D.B.&M. or at a point from which the N 1/4 corner of said Section 10 bears N. 64° 04' W 2,863.0 feet.

6. The existing permitted point of diversion is located within the NE 1/4 NE 1/4 of Section 10, T.42N., R.37E., M.D.B.&M., or at a point from which the N 1/4 corner of said Section 10 bears N. 81° 14' W a distance of 2,605.0 feet.

7. Proposed place of use. unchanged

8. Existing place of use. 37.41 acres in the NW 1/4 NE 1/4 of Section 10, T.42N., R.37E.; 36.16 acres in the NE 1/4 NE 1/4 of Section 10, T.42N., R.37E.; 36.06 acres in the SE 1/4 NE 1/4 of Section 10, T.42N., R.37E.; and 38.79 acres in the SW 1/4 NE 1/4 of Section 10, T.42N., R.37E., M.D.B.&M. - 148.42 acres total.

9. Use will be from. January 1st to December 31st of each year.

10. Use was permitted from. January 1st to December 31st 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.) well, pump, motor, pipelines, and ditches

12. Estimated cost of works. \$50,000.00

13. Estimated time required to construct works. 3 months

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 is a request to change the point of diversion of a portion of Permit 24633 because the existing well is failing and urgently needs to be replaced.

By Robert N. Caldwell, PLS, SWRS, agent
s/Robert N. Caldwell
146 W. Second St.
Winnemucca, NV 89445

Compared bc/bc ab/vw

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 a portion of the waters of an underground source as heretofore granted under Permit 24633, Certificate 7297 is issued subject to the terms and conditions imposed in said Permit 24633, Certificate 7297 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.

This permit is issued for the irrigation of 148.42 acres within the described place of use. Permit 28623, in part, is supplemental to the entire 148.42 acres under this permit.

The well at the point of diversion under Permit 24633 shall be plugged within 15 days after the issuance of Permit 58879. The well shall be plugged and abandoned in accordance with the Nevada Administrative Code 534.420 - "Regulations for Water Well and Related Drilling".

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to

exceed 2.5 cubic feet per second, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources, but not to exceed 593.68 acre-feet.

Work must be prosecuted with reasonable diligence and be completed on or before September 19, 1994

Proof of completion of work shall be filed before October 19, 1994

Application of water to beneficial use shall be made on or before September 19, 1995

Proof of the application of water to beneficial use shall be filed on or before October 19, 1995

Map in support of proof of beneficial use shall be filed on or before October 19, 1995

Completion of work filed NOV 21 1995

Proof of beneficial use filed NOV 18 1998

Cultural map filed

Certificate No. 16112 Issued JUN 12 2002

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 19th day of April

A.D. 19 94

[Signature of R. Michael Turnipseed, P.E.]
State Engineer