

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 10 1994

Returned to applicant for correction..... 3/22/91 under 55603

Corrected application filed..... Map filed 2/6/90 under 54413

The applicant Palomino Valley Estates Inc.
1900 Sharrock Rd. of Reno
Street and No. or P.O. Box No. City or Town
Nevada 89510
State and Zip Code No.

..... hereby make^s application for permission to change the
Point of Diversion and Place of Use
Point of diversion, manner of use, and/or place of use
all of Permit No. 54413
of water heretofore appropriated under.....
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 0.2222 cfs 40.00 acre feet annually
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

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

4. The water heretofore permitted for Irrigation and 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 the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 16, Township 22 North, Range 21 East, Mount Diablo Meridian at a point from which the southwest corner of said Section 16 bears South 10°56'12" West, 4079.29 feet. (Well No. 5) See Permit 55603.
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.

6. The existing permitted point of diversion is located within the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 36 Township 22 North, Range 20 East, Mount Diablo Meridian, at point from which the south $\frac{1}{4}$ corner of said Section 36 bears South 45° West, 1000 feet. (Permit 54413)
If point of diversion is not changed, do not answer.

7. Proposed place of use See attached Item 7
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use NE $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, all in Section 36, T.22N., R.20E., M.D.M. (Permit 54413)
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.) exist. well, pump, pipeline, sprinkler irrigation system.
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 \$150,000

13. Estimated time required to construct works existing

within two weeks

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:

See Map No. 54413 for existing point of diversion and place of use. See Map No. 55603 for proposed point of diversion and place of use. This application would permit TEMPORARY use of water to enable exist. crop to be harvested in 2-3 months. Agreement between A. Oppio and George Newell is forth coming.

s/George G. Lindesmith
By ~~GEORGE G. LINDESMITH~~
801 GREENBRAE DRIVE
SPARKS, NEVADA 89431

Compared gkl/ gkl/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:

The permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 54413 is issued subject to the terms and conditions imposed in said Permit 54413 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.

The total combined duty of water under Permits 55603 through 55607, inclusive, 57444 through 57448, inclusive, 60249-T through 60258-T, inclusive, 60265-T, 60266-T and 60343-T through 60346-T, inclusive, shall not exceed 1059.45 acre-feet annually for the irrigation of 264.875 acres within the described place of use.

(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 0.2222 cubic feet per second, but not to exceed 40.0 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and all sources.

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 30th day of September

A.D. 19 94
[Signature]
State Engineer

TEMPORARY

EXPIRED
DATE SEP 30 1994

(PERMIT TERMS CONTINUED)

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on September 30, 1994 or at such a time as the McCrometer totalizing meter serial number 73-10-262, reads 337,000 AF at which time all rights herein granted shall revert to the right being changed by this temporary permit.