ASSIGNED
Serial No. 60723

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 DEC 23 1994

Returned to applicant for correction JAN 20 1995

Corrected application filed _____ Map filed March 1, 1995 under 60719

The applicant Stacy T. & Sandra M. Trivett

P.O. Box 2235 (Street and No. or P.O. Box No.) of Gardnerville (City or Town)

Nevada 89410 (State and Zip Code No.) hereby make application for permission to change the

point of diversion and place of use of a portion (Point of diversion, manner of use, and/or place of use)

of water heretofore appropriated under permit No. 16629 cert. 5318 (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 12.5 acre-feet or 0.074 cfs (Second feet, acre feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for irrigation (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 within the NW¼NE¼ of Section 35, T.12N., R.23E., (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.) M.D.B&M. or at a point from which the Northeast corner of Section 35 bears North 74 degrees 10 minutes 00 seconds East a distance of 2,391.00 feet.
6. The existing permitted point of diversion is located within the NE¼NE¼ of Section 35, T.12N., (If point of diversion is not changed, do not answer.) R.23E., M.D.B.&M. or at a point from which the Northeast corner of said Section 35 bears North 28 degrees 09 minutes 00 seconds East a distance of 1,463.00 feet.
7. Proposed place of use within the W½ of the NW¼NE¼ of Section 35, T.12N., R.23E., (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.) M.D.B.&M. and shown as Lot #1 on the Record Map #149457 of Lyon County records. Five acres total to be irrigated.
8. Existing place of use 5 acres within the SW¼ of the NE¼ of Section 35, T.12N., R.23E., (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.) M.D.B.&M. and shown as Lot #4 on the Record Map #149457 of Lyon County records.
9. Use will be from April 1 (Month and Day) to October 31 (Month and Day) of each year.
10. Use was permitted from April 1 (Month and Day) to October 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, pump and motor & ditches (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 $10,000.00
13. Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use 4 years

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

By s/ Wyatt J. Owens
1466 Highway 395
Gardnerville, Nevada 89410

Compared sm/gkl bk/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 and place of use of a portion of the waters of an underground source as heretofore granted under Permit 16629, Certificate 5318 is issued subject to the terms and conditions imposed in said Permit 16629, Certificate 5318 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.

(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 0.07 cubic feet per second, but not to exceed 12.5 acre-feet per season, and not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before July 18, 1997

Proof of completion of work shall be filed before August 18, 1997

Application of water to beneficial use shall be made on or before July 18, 2000

Proof of the application of water to beneficial use shall be filed on or before August 18, 2000

Map in support of proof of beneficial use shall be filed on or before August 18, 2000

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 18th day of July, A.D. 19 95

State Engineer

WITHDRAWN BY APPLICANT JUL 23 1999

STATE ENGINEER

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

(PERMIT TERMS CONTINUED)

The total combined duty of water under Permits 60723 and 60724 shall not exceed 20.0 acre-feet per season.

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