

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 NOV 30 1995
Returned to applicant for correction DEC 15 1995
Corrected application filed JAN 10 1996 Map filed DEC 01 1995

The applicant DON H. & JOY M. TIBBALS
2 AUSTIN DRIVE of YERINGTON
NEVADA 89447 hereby make S application for permission to change the
POINT OF DIVERSION
of water heretofore appropriated under PERMIT #57112

- 1. The source of water is UNDERGROUND
2. The amount of water to be changed 1.10 C.F.S.
3. The water to be used for QUASI-MUNICIPAL
4. The water heretofore permitted for QUASI-MUNICIPAL
5. The water is to be diverted at the following point NW 1/2 NE 1/2 OF SECTION 28, TOWNSHIP 13 NORTH, RANGE 25 EAST, M.D.M. OR AT A POINT FROM WHICH THE WEST 1/2 CORNER OF SAID SECTION 28 BEARS SOUTH 69°31'28" WEST A DISTANCE OF 3,741.82 FEET
6. The existing permitted point of diversion is located within THE NW 1/2 SE 1/2 OF SECTION 28, TOWNSHIP 13 NORTH, RANGE 25 EAST, M.D.M. OR AT A POINT FROM WHICH THE WEST 1/2 CORNER OF SAID SECTION 28 BEARS NORTH 80°47'03" WEST A DISTANCE OF 2,845.77 FEET
7. Proposed place of use PORTIONS OF THW SW 1/4 NE 1/4, SE 1/4 NW 1/4, NW 1/4 SE 1/4, NE 1/4 SW 1/4, SW 1/4 SE 1/4 OF SECTION 17, AND NE 1/4 NW 1/4, NW 1/4 NE 1/4, OF SECTION 20, TOWNSHIP 13 NORTH, RANGE 25 EAST M.D.M.
8. Existing place of use SAME
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.) DRILLED WELL, PIPELINES, AND TANKS
12. Estimated cost of works \$100,000
13. Estimated time required to construct works 1 YEAR

14. Estimated time required to complete the application of water to beneficial use..... 2 YEARS

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

435 RESIDENTIAL UNITS, RECREATIONAL AREA, PARKS AND SUPPORTING COMMERCIAL BUSINESSES.

By s/ Rick CHRISTIAN P.O. BOX 528 YERINGTON, NEVADA 89447

Compared ds/cmg cl/cms

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 the waters of an underground source as heretofore granted under Permit 57112 is issued subject to the terms and conditions imposed in said Permit 57112 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 well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Permits 60702 and 61718 shall not exceed 130.93 million gallons annually.

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

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The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.10 cubic feet per second, but not to exceed 130.93 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before June 25, 1997

Proof of completion of work shall be filed before July 25, 1997

Application of water to beneficial use shall be made on or before June 25, 1998

Proof of the application of water to beneficial use shall be filed on or before July 25, 1998

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed AUG 04 2004
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 9th day of July A.D. 1996 [Signature] State Engineer

(PERMIT TERMS CONTINUED)

Any well drilled under Permit 57106 and 57112 shall be plugged in accordance with the Nevada Administrative Code, Chapter 534.420, "Regulations for Water Well and Related Drilling" within 60 days from the issuance of this permit.