

TEMPORARY

NO. 62188

T

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 03 1996

Returned to applicant for correction _____

Corrected application filed _____

Map filed JUN 03 1996

The applicant Richard B. Rogers and Elizabeth Davis Rogers, Trustee's of the Richard and Beth Rogers 1988 Trust, hereby make application for permission to change the Point of Diversion of water heretofore appropriated under Permit 56718 (Well #3)

1. The source of water is Underground
2. The amount of water to be changed 0.2692 CFS, 90.35 AFA
3. The water to be used for Irrigation and Domestic
4. The water heretofore permitted for Irrigation and Domestic
5. The water is to be diverted at the following point NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, T21S, R53E MDB&M or at a point from which the E $\frac{1}{4}$ corner of said Section 13 bears N78°46'15"E, a distance of 1550.15' (approximate tie bearing until field survey completed).
6. The existing permitted point of diversion is located within SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, T21S, R53E MDB&M or at a point from which the SE corner of said Section 13 bears S71°24'46"E, a distance of 2149.81 feet.
7. Proposed place of use Same as existing
8. Existing place of use Within SE $\frac{1}{4}$ Section 13, T21S, R53E
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from January 1 to December 31 of each year.
11. Description of proposed works 14 inch closed well, 500 feet deep with 75 HP turbin pump
12. Estimated cost of works \$25,000.00
13. Estimated time required to construct works 60 days
14. Estimated time required to complete the application of water to beneficial use 2 years
15. Remarks: See attached letter

s/Michael D. Buschelman
By Michael D. Buschelman, P.L.S.
5405 Mae Anne Avenue
Reno, Nevada 89523

Compared cl/jk 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 temporary permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 56718 is issued subject to the terms and conditions imposed in said Permit 56718 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 total combined duty of water under Permits 49716, 56718, 56719, 62188-T and 62189-T shall not exceed 531.2 acre-feet annually for the irrigation of 106.24 acres.

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

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on July 30, 1997 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.2692 cubic feet per second, but not to exceed 90.35 acre-feet annually, and not to exceed a yearly duty of 5.0 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:

Proof of completion of work shall be filed before:

Application of water to beneficial use shall be filed 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:

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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 31st day of July, A.D. 1996

EXPIRED DATE JUL 30 1997

[Signature] State Engineer