

**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 17 1996

Returned to applicant for correction _____

Corrected application filed _____

Map filed DEC 17 1996

The applicant **Russell and Susan Rogers**, hereby make application for permission to change the **Point of Diversion** of water heretofore appropriated under **Permit No. 57251, Certificate No. 14002**

1. The source of water is **Underground Sources**
2. The amount of water to be changed **0.041 cfs, 16.00 acre feet per season**
3. The water to be used for **Irrigation & Domestic**
4. The water heretofore permitted for **Irrigation & Domestic**
5. The water is to be diverted at the following point **in the N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 23 T.16N., R.63E., M.D.B.&M., whence the East $\frac{1}{4}$ Corner of said Section 23 bears S. 49°16'59" E., 1,626.80 feet distant.**
6. The existing permitted point of diversion is located within **the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 23, T.16N., R.63E., M.D.B.&M., whence the East $\frac{1}{4}$ Corner of said Section 23 bears S. 68°33'19" E., 1,838.79 feet distant.**
7. Proposed place of use **portions of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 23, T.16N., R.63E., M.D.B.&M. 4.0 acres**
8. Existing place of use **portions of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 23, T.16N., R.63E., M.D.B.&M. 4.0 acres**
9. Use will be from **April 1st to November 1st** of each year.
10. Use was permitted from **April 1st to November 1st** of each year.
11. Description of proposed works **The water will be diverted from a drilled & cased well through a sprinkler system within the place of use.**
12. Estimated cost of works **\$15,000.00**
13. Estimated time required to construct works **1 year**
14. Estimated time required to complete the application of water to beneficial use **3 years**
15. Remarks:

By **s/Richard Forman**
Richard W. Forman Agent
P.O. Box 150
Ely, Nevada 89301

Compared cms/bk 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 57251 Certificate 14002 is issued subject to the terms and conditions imposed in said Permit 57251 Certificate 14002 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 amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.041 cubic feet per second, but not to exceed 16.0 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 7, 1998

Proof of completion of work shall be filed before:

August 7, 1998

Application of water to beneficial use shall be filed on or before:

July 7, 2000

Proof of the application of water to beneficial use shall be filed on or before:

August 7, 2000

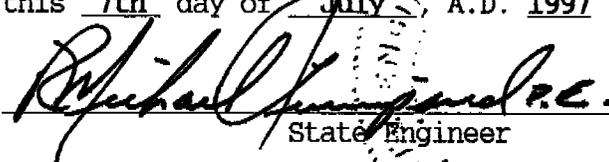
Map in support of proof of beneficial use shall be filed on or before:

August 7, 2000

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 7th day of July, A.D. 1997


State Engineer

Completion of work filed JUL 24 1998

Proof of beneficial use filed SEP 05 2002

Cultural map filed _____

Certificate No. 163857 Issued SEP 03 2004