

**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 JAN 28 1997

Returned to applicant for correction _____

Corrected application filed _____

Map filed JAN 28 1997

The applicant Richard W. and Marcia Forman, hereby makes application for permission to change the Point of Diversion and Place of Use of a portion of water heretofore appropriated under Permit No. 57823

1. The source of water is Underground Sources
2. The amount of water to be changed 0.42 cfs, 105 AFA
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 NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11, T.16 N., R.63 E., M.D.B.&M., Whence the Northeast Corner of said Section 11 bears N.50⁰ 54' 13" E., 2,068.85 feet distant.
6. The existing permitted point of diversion is located within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11, T.16 N., R.63 E., M.D.B.&M., Whence the Northeast Corner of said Section 11 bears N. 27⁰ 24' 45"E., 1,470.36 feet distant.
7. Proposed place of use portions of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 2 and portions of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of section 11, all in T.16 N., R.63 E., M.D.B.&M., 35 acres
8. Existing place of use portions of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 2 and portions of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11, all in T.16 N., R.63 E., M.D.B.&M., 35 acres
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 Water will be diverted from an existing well and then through a sprinkler system.
12. Estimated cost of works \$15,000.00
13. Estimated time required to construct works Three (3) years
14. Estimated time required to complete the application of water to beneficial use Five (5) years
15. Remarks:

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

Compared my/bk dl/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 and place of use of a portion of the waters of an underground source as heretofore granted under Permit 57823 is issued subject to the terms and conditions imposed in said Permit 57823 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 measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. 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.

Any well drilled under Permit 57823 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.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.42 cubic feet per second, but not to exceed 105.0 acre-feet annually, and not to exceed a yearly duty of 3.0 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:

October 1, 1999

Proof of completion of work shall be filed before:

November 1, 1999

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

October 1, 2001

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

November 1, 2001

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

November 1, 2001

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 4th day of September, A.D. 1998

[Signature of R. Michael Turnipseed]
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____