

**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 20 1997
 Returned to applicant for correction JUL 11 1997
 Corrected application filed AUG 29 1997
 Map filed AUG 29 1997

The applicant Ruby Lister, hereby make application for permission to change the Point of Diversion of a portion of water heretofore appropriated under Permit No. 59144

1. The source of water is Underground
2. The amount of water to be changed 2.25 CFS
3. The water to be used for Irrigation
4. The water heretofore permitted for Irrigation
5. The water is to be diverted at the following point Within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 21, T.2N., R.67E., M.D.B.&M., or from a point whence the NW corner of Section 21, bears N 86 $^{\circ}$ 38' 32" W, a distance of 5042.18 feet.
6. The existing permitted point of diversion is located within The NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 21, T.2N., R.67E., M.D.B.&M., or from a point whence the NW corner of Section 21, bears N 70 $^{\circ}$ 52' 00" W a distance of 3111.91 feet.
7. Proposed place of use Containing 160 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 21 and containing 200 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 22, all lying within T.2N., R.67E., M.D.B.&M. 360 total acres.
8. Existing place of use Same as question 7, located in Lincoln County, Nevada.
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 A drilled well with pump size suited to support a pivot type sprinkler system.
12. Estimated cost of works \$30,000
13. Estimated time required to construct works 2 years
14. Estimated time required to complete the application of water to beneficial use 4 years
15. Remarks:

By Randal L. Briggs
 s/Randal L. Briggs Agent
 1675 Ave. F.
 Ely, Nevada 89301

Compared my/CMS lw/cms

Protested _____

63199

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 a portion of an underground source of the waters of an underground source as heretofore granted under Permit 59144 is issued subject to the terms and conditions imposed in said Permit 59144 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 weir or other type of measuring device at or near the well to facilitate the measurement and control of the water. If well is flowing, a valve must be installed and maintained to prevent waste. The State reserves the right to regulate the use of the water under this proposed change 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 59144, 63199 and 63200 shall not exceed 1,280.0 acre-feet annually.

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

This permit is limited to the irrigation of 320.0 acres within the proposed place of use.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.25 cubic feet per second, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and all sources.

Work must be completed with reasonable diligence and be completed on or before:

July 24, 1999

Proof of completion of work shall be filed before:

August 24, 1999

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

July 24, 2002

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

August 24, 2002

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

August 24, 2002

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 February, A.D. 1998

R. Michael Turnipseed PE
State Engineer

Completion of work filed OCT 22 1998

Proof of beneficial use filed SEP 27 2002

Cultural map filed SEP 27 2002

Certificate No. 16175 Issued JUN 17 2003