

**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 AUG 28 1997

Returned to applicant for correction _____

Corrected application filed _____

Map filed AUG 28 1997

The applicant Don J. Dubin and Pamela J. Dubin, hereby makes application for permission to change the point of diversion and place of use and manner of use of water heretofore appropriated under Permit 61056

1. The source of water is Underground (supplemental)
2. The amount of water to be changed 0.435 c.f.s. (80 acre-feet annually)
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 NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Section 3, T.12N., R.19E., M.D.B.&M, or at point from which the NE corner of said Section 3, bears N. 73° 46' 25" E., a distance of 2,694.01 feet.
6. The existing permitted point of diversion is located within the SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 3, T.12N., R.19E., M.D.B.&M, or at point from which the W $\frac{1}{4}$ corner of said Section 3, bears N. 65° 43' 21" W., a distance of 3,957.03 feet.
7. Proposed place of use 40 acres within a poriton of the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ and the SW $\frac{1}{4}$ of NE $\frac{1}{4}$, all within Section 3, T.12N., R.19E., M.D.B.&M. (20 acres within the 40 acre parcel)
8. Existing place of use 7.9 acres within NW $\frac{1}{4}$ of SE $\frac{1}{4}$, 4.4 acres within SW $\frac{1}{4}$ of SE $\frac{1}{4}$, 3.5 acres within SE $\frac{1}{4}$ of SE $\frac{1}{4}$, 4.2 acres within NE $\frac{1}{4}$ of SE $\frac{1}{4}$, all within Section 3, T.12N., R.19E., M.D.B.&M. (20 acres total)
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from May 1 to October 31 of each year.
11. Description of proposed works Drilled well, submersible pump and various ditches and piping to the place of use.
12. Estimated cost of works \$15,000.00
13. Estimated time required to construct works Three (3) year
14. Estimated time required to complete the application of water to beneficial use Five (5) years
15. Remarks: For the existing and proposed points of diversion and places of use, refer to the map filed under permit 61056.

63382

This water right is and remains supplemental to waters diverted from Motts Creek - subject to the provisions of the Motts Creek Adjudication.

s/George M. Thiel
By George M. Thiel -Agent
P. O. Box 70458
Reno, Nevada 89570-0458

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, place of use, and manner of use of the waters of an underground source as heretofore granted under Permit 61056 is issued subject to the terms and conditions imposed in said Permit 61056 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.

This permit is issued for the irrigation of 3.75 acres within the described place of use.

This permit is issued as a supplemental right to any water from Mott Creek as determined by the adjudication of Mott Creek.

The period of use of this permit is from March 1st to October 15th of each year or the period of use specified under Claim 06313.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0816 cubic feet per second, but not to exceed 15.0 acre-feet annually, and not to exceed a yearly 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:

October 18, 2000

Proof of completion of work shall be filed before:

November 18, 2000

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

October 18, 2001

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

November 18, 2001

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

November 18, 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 8th day of September, A.D. 1998


State Engineer

Completion of work filed SEP 13 1999

Proof of beneficial use filed DEC 03 2003

Cultural map filed _____

Certificate No. 16374 Issued AUG 13 2004