NO. 63567

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 NOV 14 1997

Returned to applicant for correction _____

Corrected application filed _____

Map filed DEC 01 1997 under 63565

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The applicant John P. and Patricia J. Rogers, hereby make application for permission to change the Point of Diversion and Place of Use of water heretofore appropriated under Permit No. 60470

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1. The source of water is an underground source

2. The amount of water to be changed 10.0 acre feet, 0.0389 cfs

3. The water to be used for irrigation and domestic purposes

4. The water heretofore permitted for irrigation and domestic purposes

5. The water is to be diverted at the following point within Government Lot 3 being a portion of the SE¼ of Section 12, Township 17 South, Range 48 East, M.D.B.&M. at a point that bears North 03° 00' West 2500 feet from the SE corner of said Section 12.

6. The existing permitted point of diversion is located within the NW¼ of the NW¼ Section 15, Township 16 South, Range 48 East, M.D.B.&M. at a point from which the NW corner of said Section 15 bears North 46° 54' 36" West 561 feet.

7. Proposed place of use 2.5 acres within 30 acres within Government Lot 3 being a portion of the SE¼ of Section 12, Township 17 South, Range 48 East, M.D.B.&M.

8. Existing place of use the SE¼ of the NW¼ of the NW¼ of the NW¼ of Section 15, Township 16 South, Range 48 East, M.D.B.&M. Strips 2.5 AC.

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 Well, pump, pressure tank and distribution pipeline

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 5 years

15. Remarks:

s/Stephen F. Turner, agent
By Stephen F. Turner
1210 Hinson Street
Las Vegas, Nevada 89102

Compared my/cms dl/cms

Protested _____

63567

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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 the waters of an underground source as heretofore granted under Permit 60470 is issued subject to the terms and conditions imposed in said Permit 60470 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 issuance of this permit totally abrogates Permit 60470.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed **0.0389** cubic feet per second, **but not to exceed 10.0 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 1, 2000

Proof of completion of work shall be filed before:
November 1, 2000

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 **1st** day of **October**, A.D. **1998**

R. Michael Turnipseed P.E.
State Engineer

Completion of work filed JUN 0 4 2001

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Assigned By: 68741 0.0389