

TEMPORARY

NO.63953-T

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 MAR 16 1998

Returned to applicant for correction _____

Corrected application filed _____

Map filed DEC 24 1992 under 38194

The applicant **James R. & Christine D. Boyce**, hereby make application for permission to change the **point of diversion of a portion**. of water heretofore appropriated under **Permit #23311, C. 7849**

1. The source of water is **Underground**
2. The amount of water to be changed **5.0 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 **NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, T.3S., R.35E., M.D.B.&M., or at a point from which the SE Corner of said Sec. 4 bears S19°55'01"E, a distance of 5470.01 feet. See SH11, Map 58194**
6. The existing permitted point of diversion is located within **SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T.2S., R.35E., M.D.B.&M., or at a point from which the SE $\frac{1}{4}$ cor. of said Sec. 28 bears S45°20'E, a distance of 1430 feet.**
7. Proposed place of use **See Attached.**
8. Existing place of use **No Change**
9. Use will be from **April 1 to October 1** of each year.
10. Use was permitted from **April 1 to October 1** of each year.
11. Description of proposed works **Well, pump and distribution system.**
12. Estimated cost of works **\$50,000.00**
13. Estimated time required to construct works **1 Year**
14. Estimated time required to complete the application of water to beneficial use **2 Years**
15. Remarks: **See maps filed under 58194 for place of use, existing and proposed points of diversion.**

By **Bruce L. Rice - Rice Engineering Inc.**
s/**Bruce L. Rice**
4300-B Water Canyon Road
Winnemucca, NV 89445

Compared jr/cms jr/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 temporary permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 23311, Certificate 7849 is issued subject to the terms and conditions imposed in said Permit 23311, Certificate 7849 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 temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

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

The total combined duty of water under Permits 23311, Certificate 7849 and 63953-T shall not exceed 1,253.0 acre-feet seasonally.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on October 1, 1998 at which time all rights herein granted shall revert to the right being changed by this temporary 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 5.0 cubic feet per second, and not to exceed a seasonal duty of 5.0 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:

Proof of completion of work shall be filed before:

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

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

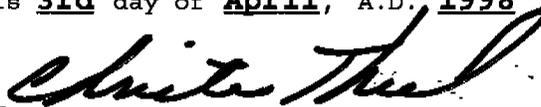
Map in support of proof of beneficial use shall be filed on or before:

TEMPORARY

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 3rd day of April, A.D. 1998



State Engineer

By Christine Thiel, P.E., Deputy State Engineer

Description of Land to which water is appurtenant:

| | | | | | | | | |
|------|-------|----|-----|-----------------------------------|----------|--------|---------|-----------|
| 2.0 | acres | in | the | SW $\frac{1}{4}$ SW $\frac{1}{4}$ | Sec. 27, | T.2S., | R.35E., | M.D.B.&M. |
| 21.0 | " | " | " | SE $\frac{1}{4}$ SW $\frac{1}{4}$ | " | " | " | " |
| 4.0 | " | " | " | SE $\frac{1}{4}$ SE $\frac{1}{4}$ | Sec. 28, | " | " | " |
| 39.0 | " | " | " | NE $\frac{1}{4}$ NE $\frac{1}{4}$ | Sec. 33, | " | " | " |
| 39.0 | " | " | " | SE $\frac{1}{4}$ NE $\frac{1}{4}$ | " | " | " | " |
| 39.0 | " | " | " | NW $\frac{1}{4}$ NW $\frac{1}{4}$ | Sec. 34, | " | " | " |
| 40.0 | " | " | " | NE $\frac{1}{4}$ NW $\frac{1}{4}$ | " | " | " | " |
| 7.0 | " | " | " | SW $\frac{1}{4}$ NW $\frac{1}{4}$ | " | " | " | " |
| 26.0 | " | " | " | SE $\frac{1}{4}$ NW $\frac{1}{4}$ | " | " | " | " |

247.0 Acres Total

