CORRECTED PERMIT

TEMPORARY NO. 63954-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 D. & Christine Boyce**, hereby make application for permission to change the **Point of Diversion of a portion.** of water heretofore appropriated under **Permit #40190, Certificate 10411**

****

1. The source of water is **Underground**

2. The amount of water to be changed **2.6 cfs**

3. The water to be used for **Irrigation and Domestic**

4. The water heretofore permitted for **Irrigation and Domestic**

5. The water is to be diverted at the following point **SW¼ SE¼, Sec. 22, T.2S., R.35E., M.D.B.&.M., or at a point from which the N¼ Corner of Sec. 28, T.2S., R.35E., M.D.B.&M., bears S78°03'00"W, a distance of 5603.33 feet. See SH11, Map 58194**

6. The existing permitted point of diversion is located within **SE¼ SE¼, Sec. 22, T.2S., R.35E., M.D.B.&M., or at a point from which the E¼ Corner, Sec. 27, T.2S., R.35E., M.D.B.&M., bears S24°48'50"E, a distance of 2928.30 feet.**

7. Proposed place of use **See Attached**

8. Existing place of use **No Change**

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, and sprinkler 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 **3 Years**

15. Remarks: **See maps under 58194 for locations of 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 _____

63954-T

CORRECTED PERMIT

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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 temporary permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 40190, Certificate 10411 is issued subject to the terms and conditions imposed in said Permit 40190, Certificate 10411 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 40188, 40190 and 63954-T shall not exceed 1,384.25 acre-feet annually.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on April 2, 1999 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 **2.6** cubic feet per second, **and not to exceed a yearly duty 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 **7th** day of **April**, A.D. **1998**

R. Michael Turnipseed P.E.

State Engineer

EXPIRED

DATE APR 0 2 1999

Description of land to which the water is appurtenant: 63954-T

20.0	Acres	in the	E½	SW¼	NE¼	of	Section	22;	T.2S.,	R.35E.,	M.D.B.&M.
40.0	"	"	"	SE¼	NE¼	"	"	"	"	"	"
20.0	"	"	"	E½	NW¼	SE¼	"	"	"	"	"
40.0	"	"	"	NE¼	SE¼	"	"	"	"	"	"
37.55	"	"	"	SW¼	SE¼	"	"	"	"	"	"
40.00	"	"	"	SE¼	SE¼	"	"	"	"	"	"
39.3	"	"	"	NW¼	NE¼	"	"	27	"	"	"
40.0	"	"	"	NE¼	NE¼	"	"	"	"	"	"

276.85 Acres Total

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Compared **jr/cms** jr/cms

Protested _____

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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

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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