

**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 1998
 Returned to applicant for correction SEP 23 1998
 Corrected application filed _____
 Map filed NOV 30 1998

The applicant Brian and Joanne Carter, hereby make application for permission to change the point of diversion and place of use of a portion of water heretofore appropriated under Permit No. 50815

1. The source of water is underground
2. The amount of water to be changed 2 Water Right (10 Acre Feet) 0.0330 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 being in the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 31, T21S, R54E, MDB&M Nye County Nevada; or at a point from which the SW Section corner of said Section 31 bears S34 $^{\circ}$ 43' 01" W a distance of 2365.47 feet.
6. The existing permitted point of diversion is located within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 31, T21S, R54E, MDB&M Nye County Nevada or at a point from which the South $\frac{1}{4}$ corner of said Section 31 bears S 3 $^{\circ}$ 09' 11" E a distance of 1216.86 feet.
7. Proposed place of use a portion of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 31, T21S, R54E, MDB&M Nye County Nevada and being Lot 23 of Cal-Vista Subdivision, Sheet 2 of 2, File No. 17521 Nye County Records. Containing 2 acres.
8. Existing place of use within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ (18.77 Acres), SE $\frac{1}{4}$ SW $\frac{1}{4}$ (31.5 Acres) Government Lot 3 (2 Acres) and Government Lot 4 (24 Acres) all in Section 31, T21S, R54E, MDB&M Nye County Nevada and consisting of 76.27 Acres. Stripping 2 Acres (10 Acre Feet) being Lot 22 of Cal-Vista Subdivision. within the NE $\frac{1}{4}$ SW $\frac{1}{4}$
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 well with pressure tank, submersible pump and piping (this in addition to permit 59994)
12. Estimated cost of works \$5000.00
13. Estimated time required to construct works Works constructed under Permit 59994 and only the irrigation piping will need to be installed. 1 year \pm
14. Estimated time required to complete the application of water to beneficial use 1999 season not over 2 years
15. Remarks: N/A 10 acre feet of water.

By Charles L. Thomsen
 s/Charles L. Thomsen
 P. O. Box 2317
 Pahrump, Nevada 89041

Compared my/CMS dl/cms

Protested _____

64424

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 50815 is issued subject to the terms and conditions imposed in said Permit 50815 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 total combined duty of water under Permits 59994 and 64424 shall not exceed 20.0 acre-feet annually.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.033 cubic feet per second, but not to exceed 10.0 acre-feet annually, and not to exceed a yearly 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:

N/A

Proof of completion of work shall be filed before:

N/A

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

October 5, 2002

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

November 5, 2002

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

November 5, 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 7th day of June, A.D. 1999

[Signature of R. Michael Turnipseed, P.E.]
State Engineer

Completion of work filed N/A

Proof of beneficial use filed JAN 19 2001

Cultural map filed

Certificate No. 15751 Issued MAY 02 2001