

**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 D. R. Schmidt, d/b/a M S V R Co., a sole proprietorship, hereby makes application for permission to change the point of diversion 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 81.35 Acre Feet 16.27 Water Right 0.2684 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 SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 31, T21S, R54E, MDB&M Nye County Nevada; or at a point from which the South $\frac{1}{4}$ corner of said Section 31 bears S 3 $^{\circ}$ 09' 11" E a distance of 911.33 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 E $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 31, T21S, R54E, MDB&M Nye County Nevada and being Lots 40 and 41 of Cal-Vista Subdivision, Sheet 2 of 2, File No. 17521 Nye County Records. Containing 16.27 Acres.
8. Existing place of use a portion of the E $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 31, T21S, R54E, MDB&M Nye County Nevada and being Lots 40 and 41 of Cal-Vista Subdivision, Sheet 2 of 2, File No. 17521 Nye County Records. Containing 16.27 Acres.
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 to replace existing well to irrigate the 16.27 acres. The existing well has deteriorated.
12. Estimated cost of works \$10,000.00
13. Estimated time required to construct works 1 or 2 years.
14. Estimated time required to complete the application of water to beneficial use 1 to 3 years.
15. Remarks: Fields have been prepared for planting. New well is necessary in order to supply water to fields.

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

Compared my/CMS dl/cm

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 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.

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.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.2683 cubic feet per second, but not to exceed 81.35 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:

October 5, 2001

Proof of completion of work shall be filed before:

November 5, 2001

Water must be placed to beneficial use on or before:

October 5, 2003

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

November 5, 2003

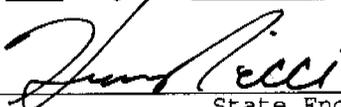
Map in support of proof of beneficial use shall be filed on or before:

November 5, 2003

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 5th day of October, A.D. 1999



State Engineer
by Hugh Ricci, P.E., Deputy State Engineer

Completion of work filed NOV 08 2002

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Abrogated By Part 67219 0.0113
Part 67340 0.0297
Part 70895 0.0033