

**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 JAN 25 1999

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed JAN 25 1999

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The applicant Hale W. Bailey, hereby makes application for permission to change the Place of Use of water heretofore appropriated under Permit No. 38093

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1. The source of water is Underground
2. The amount of water to be changed 6.0 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 SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 32, T.30N., R.52E., M.D.B.&M., at a point from which the Southeast Corner of said Section 32, T.30N., R.52E., M.D.B.&M., bears S 16<sup>0</sup> 01' 30" E, 1182.00 feet.
6. The existing permitted point of diversion is located within
7. Proposed place of use NE $\frac{1}{4}$ , E $\frac{1}{2}$  SE $\frac{1}{4}$  NW $\frac{1}{4}$ , E $\frac{1}{2}$  NE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 32, T.30N., R.52E., M.D.B.&M., a total of 200 acres.
8. Existing place of use SW $\frac{1}{4}$ , S $\frac{1}{2}$  NW $\frac{1}{4}$  of Section 32, T.30N., R.52E., M.D.B.&M.; Lot 2 (NW $\frac{1}{4}$  NE $\frac{1}{4}$ ) of Section 4, T.29N., R.52E., M.D.B.&M., a total of 280 acres.
9. Use will be from January 1st to December 31st of each year.
10. Use was permitted from January 1st to December 31<sup>th</sup> of each year.
11. Description of proposed works well, ditches, pipeline and sprinkler system
12. Estimated cost of works \$30,000
13. Estimated time required to construct works 3 years
14. Estimated time required to complete the application of water to beneficial use 5 years
15. Remarks: This filing is for the additional water on the well under Permit 31072 (Certificate 10563), a portion of this filing is for a desert land entry.

HIGH DESERT Engineering, Agent  
By s/Robert E. Morley  
640 Idaho Street  
Elko, NV 89801

Compared my/cmf hs/cmf

Protested \_\_\_\_\_

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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 place of use of the waters of an underground source as heretofore granted under Permit 38093 is issued subject to the terms and conditions imposed in said Permit 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 well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

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.

The total combined diversion of water under Permit 31072, Certificate 10563, and Permit 64805 shall not exceed 6.0 cubic feet per second.

(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 6.0 cubic feet per second, and not to exceed a yearly duty of 3.0 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:

January 24, 2002

Proof of completion of work shall be filed before:

February 24, 2002

Water must be placed to beneficial use on or before:

January 24, 2005

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

February 24, 2005

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

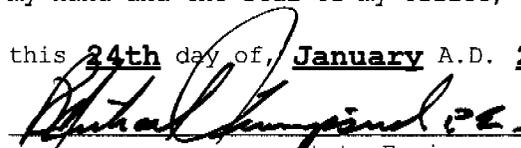
February 24, 2005

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 24th day of January A.D. 2000

  
\_\_\_\_\_  
State Engineer

Completion of work filed MAR 25 2002

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_