THE STATE OF NEVADA

PERMIT TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant:	**JAMES R. BUELL V.M.D.**
Source:	**UNDERGROUND**
Basin:	**KINGS RIVER VALLEY-RIO KING SUBAREA**
Manner of Use:	**IRRIGATION**
Period of Use:	**January 1st to December 31st**
Priority Date:	**07/05/1955**

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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 point of diversion, place and manner of use of the waters of an underground source as heretofore granted under Permit 58456 is issued subject to the terms and conditions imposed in said Permit 58456 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 total combined duty of water under portions of Permit 16589, Certificate 5945; Permit 16590, Certificate 7399; Permit 16816, Certificate 7681; Permit 17102, Certificate 7540; Permit 17104, Certificate 7541; Permit 17392, Certificate 5946; Permit 19369, Certificate 7671; Permit 21321, Certificate 8280; Permit 21323, Certificate 8281; Permit 21324, Certificate 5966; Permit 21327, Certificate 8016 and Permits 65180, 65389, 65390, 65391, 65392, 65393, and 65394 shall not exceed 7132.63 acre-feet, for the irrigation of 1877.28 acres within the described place of use, being 2,342 acres.

The total combined duty of water under Permits 65391 and 65392 shall not exceed 6.57 acre feet.

(Continued on page 2)

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

The point of diversion and place of use are as described on the submitted application to support this 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 0.016 cubic feet per second or 6.57 acre-feet annually, but not to exceed 4.0 acre-feet per acre from any and/or all sources.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before: **December 17, 2009**

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: **December 17, 2011**

Map in support of proof of beneficial use shall be filed on or before: **December 17, 2011**

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 17th day of **December**, A.D. **2008**

Jason K. P.E.
For State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

NO. 65392

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 06 1999

Returned to applicant for correction

Corrected application filed

Map filed AUG 06 1999 under 65389

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The applicant James R. Buell, V.M.D., hereby makes application for permission to change the point of diversion, place of use, and manner of use of water heretofore appropriated under Permit 58456

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1. The source of water is underground

2. The amount of water to be changed 0.0155 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 within the NE¼ NE¼ of Section 34, T.46N., R.33E., M.D.B.&M. or at a point from which the NE corner of said Section 34 bears S 89° 56' 21" E 1297.91 feet

6. The existing permitted point of diversion is located within the NW¼ NW¼ of Section 27, T.44N., R.34E., M.D.B.&M. or at a point from which the NW corner of said Section 27 bears S 89° 05' 15" W 1215.16 feet

7. Proposed place of use See attached Exhibit "A"

8. Existing place of use 4.4 acres within the E½ E½ of Section 28; W½ W½ of Section 27, both in T.44N., R.34E., M.D.B.&M.

9. Use will be from January 1 to December 31 of each year.

10. Use was permitted from May 1 to November 30 of each year.

11. Description of proposed works drilled well, irrigation system, and circular sprinklers

12. Estimated cost of works in excess of $10,000

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 Application 65268T.

Desert Mountain Surveying as agent
By John H. Milton III, PLS, SWRS
s/ John H. Milton III
146 West Second Street
Winnemucca, NV 89445

Compared gkl/cmf

Protested

Application to Change Permit 58456
Exhibit "A"

Item 7. Proposed Place of Use

T.46N., R.33E., M.D.B.& M.

Section 14	W½ SW¼
Section 15	SE¼
Section 22	E½ E½
Section 23	W½ NW¼; SW¼; W½ SE¼
Section 25	W½ W½
Section 26	All
Section 27	E½ E½
Section 34	E½ NE¼
Section 35	W½; W½ NE¼

4.4 total acres