

**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 21 2000

Returned to applicant for correction _____

Corrected application filed _____

Map filed FEB 05 1997 under 62834

The applicant **FRANCIS J. BURGER**, Trustee of the **F & R Burger Family Trust** hereby makes application for permission to change the **Point of Diversion and Place of Use of a Portion** of water heretofore appropriated under **Permit 62834**

1. The source of water is an **underground source**
2. The amount of water to be changed **0.0172 CFS not to exceed 4.0 acre feet annually**
3. The water to be used for **irrigation and domestic (no change)**
4. The water heretofore permitted for **irrigation and domestic**
5. The water is to be diverted at the following point **within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 32, T13N, R21E, MDB&M or at a Point from which the South $\frac{1}{4}$ Corner of said Section 32 bears S 23° 01' 58" W, a distance of 2487 feet.**
6. The existing permitted point of diversion is located **the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 32, T13N, R21E, MDB&M or at a Point from which the South $\frac{1}{4}$ Corner of said Section 32 bears S 18° 32' 59" W, a distance of 3132 feet.**
7. Proposed place of use **Portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 32, T13N, R21E, MDB&M, Douglas County, Nevada (Parcel No. 23-180-49, 8.942 AC)**
8. Existing place of use **Portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 32, T13N, R21E, MDB&M, Douglas County, Nevada, (Parcel No. 23-170-24, 9.007 AC)**
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 **Drilled Well, Pump and Motor, Meter, Pressure Tank, Pipelines and a Sprinkler Irrigation System.**
12. Estimated cost of works **Approximately \$10,000**
13. Estimated time required to construct works **3 Years.**
14. Estimated time required to complete the application of water to beneficial use **10 Years**
15. Remarks: **Please use the Map filed under Permit 62834 to show the existing and proposed Point of Diversion and Place of Use. A Report of Conveyance and Abstract of Title has been submitted to transfer 4.0 Acre Feet annually of Permit 62834 from Bently Nevada Corporation to the F & R Burger Family Trust.**

By **B.J. VASEY**
s/ **B.J. Vasey**
P.O. Box 1120
Minden, Nevada 89423

Compared gkl/ bk hf/cm f

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 62834 is issued subject to the terms and conditions imposed in said Permit 62834 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 Permits 62835 and 66196 shall not exceed 12.0 acre-feet annually.

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

Permits 62835 and 66196 are limited to the irrigation of 3.0 acres within the described place of use.

(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 0.0172 cubic feet per second, **but not to exceed 4.0 acre-feet annually, and not to exceed a yearly duty of 4.0 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:

July 7, 2001

Proof of completion of work shall be filed before:

August 7, 2001

Water must be placed to beneficial use on or before:

July 7, 2002

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

August 7, 2002

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

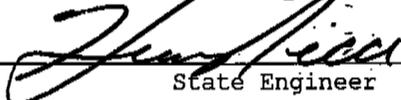
August 7, 2002

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 8th day of, September A.D. 2000


State Engineer

Completion of work filed JUL 17 2001

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

