ASSIGNED
No. 66803

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 31 2000**

Returned to applicant for correction

Corrected application filed

Map filed **AUG 31 2000**

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The applicant **Michael B. Stewart**, hereby makes application for permission to change the **Manner and Place of Use** of water heretofore appropriated under **Permit 22718, Certificate 8010**

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1. The source of water is **Underground**

2. The amount of water to be changed **5.4 CFS, not to exceed 634.4 acre-feet**

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 **SE¼ SW¼, Section 19, T.35N., R.24E., M.D.B.&M., or at a point from which the SW corner of said Section 19 bears S. 45° 50' 40" W., a distance of 1873.12 feet.**

6. The existing permitted point of diversion is located within **Unchanged**

7. Proposed place of use **S½ Section 24, T.35N., R.23E., M.D.B.&M., Lots 3, 4, E½ SW¼, SE¼, Section 19, T.35N., R.24E., M.D.B.&M.. 158.6 acres within the above described place of use.**

8. Existing place of use **39.2 ac. NW¼ SW¼, 39.8 ac. NE¼ SW¼, 39.7 ac. SW¼ SW¼, 39.6 ac. SE¼ SW¼, all in Section 19, T.35N., R.24E., M.D.B.&M. Entire place of use is being changed.**

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

10. Use was permitted from **March 1** to **October 15** of each year.

11. Description of proposed works **Drilled and cased well equipped with motor, pump, meter and distribution system.**

12. Estimated cost of works **Completed under Permit 22718**

13. Estimated time required to construct works **Completed under Permit 22718**

14. Estimated time required to complete the application of water to beneficial use **Five (5) Years**

15. Remarks: **The total combined duty of Application to Change Permits 22716, 22718, and a portion of 22717 is not to exceed 1886.40 acre-feet annually for the irrigation of 471.6 acres within the above described place of use.**

By **Gregory M. Bilyeu**
s/Gregory M. Bilyeu
500 Damonte Ranch Parkway, Suite 1056
Reno, NV 89511

Compared **my**/cmf ds/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 and manner of use portion of the waters of an underground source as heretofore granted under Permit 22718, Certificate 8010, is issued subject to the terms and conditions imposed in said Permit 22718, Certificate 8010, 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. 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 66800, 66802 and 66803, shall not exceed 1,886.40 acre-feet annually for the irrigation of 471.6 acres within the proposed place of use.

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

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(PERMIT TERMS CONTINUED)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed **3.3** cubic feet per second, **but not to exceed 634.4 acre-feet annually under this permit, and not to exceed an annual 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:

May 11, 2002

Proof of completion of work shall be filed before:

June 11, 2002

Water must be placed to beneficial use on or before:

May 11, 2006

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

June 11, 2006

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

June 11, 2006

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

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this **11th** day of, **May** A.D. **2001**

Hugh Ricci, P.E.

State Engineer

Completion of work filed MAY 28 2003

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____