

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 SEP 13 2000

Returned to applicant for correction

Corrected application filed

Map filed OCT 12 2000

The applicant Martha P. Sims, hereby makes application for permission to change the Point of Diversion, Place of Use of a portion. of water heretofore appropriated under Permit No. 44700

- 1. The source of water is Underground
2. The amount of water to be changed 3.0 cfs
3. The water to be used for Irrigation & Domestic Purposes
4. The water heretofore permitted for Irrigation & Domestic Purposes
5. The water is to be diverted at the following point SW 1/4 SW 1/4 of Section 2, T.34N., R.62E., M.D.B.&M., at a point from which the West 1/4 corner of said Section 2 bears, N 25° 48' 13" W, 2912.35 feet.
6. The existing permitted point of diversion is located within SE 1/4 NE 1/4 of Section 11, T.34N., R.62E., M.D.B.&M. at a point from which the East 1/4 corner of said Section 11 bears East, 1310.00 feet.
7. Proposed place of use W 1/2 of Section 2, T.34N., R.62E., M.D.B.&M. and all of Section 11, T.34N., R.62E., M.D.B.&M.
8. Existing place of use E 1/2 Section 11, T.34N., R.62E., M.D.B.&M.
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 a drilled well, pump and pipelines
12. Estimated cost of works \$40,000.00
13. Estimated time required to construct works 3 yrs.
14. Estimated time required to complete the application of water to beneficial use 5 yrs.
15. Remarks:

HIGH DESERT Engineering, Agent
By s/Duane V. Merrill
640 Idaho Street
Elko, NV 89801

Compared my/cmf ds/cmf

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 44700 is issued subject to the terms and conditions imposed in said Permit 44700 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 total combined duty of water under Permits 58490, 58491, 66815 and 66816 shall not exceed 3,200 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.

(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 3.0 cubic feet per second, but not to exceed 1,280 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:

May 17, 2003

Proof of completion of work shall be filed before:

June 17, 2003

Water must be placed to beneficial use on or before:

May 17, 2004

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

June 17, 2004

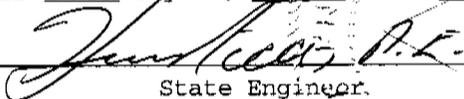
Map in support of proof of beneficial use shall be filed on or before:

June 17, 2004

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

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 26th day of, April A.D. 2001



State Engineer

Completion of work filed JUL 18 2003

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Abrogated By: 7448-TLS ELP 10-3-05