No. 66948

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 **NOV 15 2000**

Returned to applicant for correction **DEC 14 2000**

Corrected application filed

Map filed **MAY 03 1999 UNDER 65012**

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The applicant **RICK L. HALE** hereby make application for permission to change the **POINT OF DIVERSION AND PLACE OF USE OF A PORTION** of water heretofore appropriated under **APPLICATION NO. 31536**

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

2. The amount of water to be changed **2.7 C.F.S.**

3. The water to be used for **IRRIGATION AND DOMESTIC**

4. The water heretofore permitted for **IRRIGATION AND DOMESTIC**

5. The water is to be diverted at the following point **SW¼ NW¼ SECTION 14 T1N, R46E, MDM, OR AT A POINT FROM WHICH THE WEST QUARTER CORNER OF SAID SECTION 14, BEARS S45° 45' 50"W, A DISTANCE OF 427.94 FEET. REFER TO SUPPORTING MAP FILED UNDER APPLICATION NO. 65012**

6. The existing permitted point of diversion is located within **NW¼ NE¼ SECTION 22 T1N, R46E, MDM, OR AT A POINT FROM WHICH THE SW CORNER OF SAID SECTION 22, BEARS S34° 06'W, A DISTANCE OF 4820.00 FEET. REFER TO SUPPORTING MAP FILED UNDER APPLICATION NO. 31532.**

7. Proposed place of use **NW¼ OF SECTION 14 T1N, R46E, MDM.**

8. Existing place of use **N½ OF SECTION 22 T1N, R46E, MDM**

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 **WELL, PUMP AND SPRINKLER SYSTEM**

12. Estimated cost of works **$25,000.00**

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: **CAREY ACT APPLICATION**

s/ Dennis Brazzanovich
By/ DENNIS BRAZZANOVICH
5405 Mae Anne Avenue
Reno, NV 89523

Compared **cm/**cmf lt/gkl

Protested 8/28/01 by Elwood Wayne Hage;
~~Pro. Overruled 1-5-04 See Ruling #5315~~

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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 and place of use of a portion of the waters of an underground source as heretofore granted under Permit 31536 is issued subject to the terms and conditions imposed in said Permit 31536 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 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.

Any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanet affects on existing rights and the resource within the ground water basin.

Permittee will measure water levels in the wells currently under Permits 43011, 43016, 65020, 65021, 63102, 63103, 66947, and 66948. Any change in the wells to be measured must be noticed to this office in writing prior to the change.

Permittee will measure water levels prior to irrigation in the spring, at the mid point of irrigation during the summer and at the end of irrigation in the fall. Any winter irrigation to be noticed to this office in writing prior to the change.

Permittee will submit an annual report of the water levels for said wells and pumpage data for wells operated by the permittee on or before January 31 for the prior year.

The reports are to be cumulative with historical data and will contain one (1) well per page with the seasonal water level measurement and monthly pumpage data.

The monitoring plan to be re-evaluated prior to the fourth year of irrigation.

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The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.7 cubic feet per second, **but not to exceed 640 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:
September 27, 2007

Proof of completion of work shall be filed on or before:
October 27, 2007

Water must be placed to beneficial use on or before:
September 27, 2009

Proof of the application of water to beneficial use shall be filed on or before:
October 27, 2009

Map in support of proof of beneficial use shall be filed on or before:
October 27, 2009

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 27th day of September A.D. 2005

Hugh Ricci, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____