

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 JAN 22 2002

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed JAN 22 2002 under 68398

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The applicant **L & M Family Limited Partnership** hereby makes application for permission to change the **Point of Diversion and Place of Use of a portion** of water heretofore appropriated under **Permit 65096**

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1. The source of water is **Underground**
2. The amount of water to be changed **1.32 c.f.s., 235.32 acre-feet per season**
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 **SE $\frac{1}{4}$  NE $\frac{1}{4}$  Section 11, T.14N., R.25E., MDM, or at a point from which the E $\frac{1}{4}$  corner of said Section 11 bears South 87°38' East, 762 feet**
6. The existing permitted point of diversion is located within **SE $\frac{1}{4}$  NE $\frac{1}{4}$  Section 10, T.14N., R.25E., MDM, or at a point from which the SE corner of said Section 10 bears South 0°52'48" East, 2712.27 feet**
7. Proposed place of use **58.83 ac within the SE $\frac{1}{4}$  NE $\frac{1}{4}$ , E $\frac{1}{2}$  SE $\frac{1}{4}$ , SW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 34, SW $\frac{1}{4}$  NW $\frac{1}{4}$ , W $\frac{1}{2}$  SW $\frac{1}{4}$  Section 35, T.15N., R.25E.; W $\frac{1}{2}$  NW $\frac{1}{4}$ , E $\frac{1}{2}$  SW $\frac{1}{4}$ , SE $\frac{1}{4}$  Section 2, E $\frac{1}{2}$ , portion E $\frac{1}{2}$  W $\frac{1}{2}$  Section 3, E $\frac{1}{2}$  NE $\frac{1}{4}$ , SW $\frac{1}{4}$  NE $\frac{1}{4}$ , SE $\frac{1}{4}$  NW $\frac{1}{4}$  Section 10, NW $\frac{1}{4}$ , W $\frac{1}{2}$  NE $\frac{1}{4}$ , W $\frac{1}{2}$  SW $\frac{1}{4}$ , portions E $\frac{1}{2}$  NE $\frac{1}{4}$ , N $\frac{1}{2}$  SE $\frac{1}{4}$ , and E $\frac{1}{2}$  SW $\frac{1}{4}$  Section 11, T.14N., R.25E., MDM**
8. Existing place of use **no change**
9. Use will be from **April 1 to October 31** of each year.
10. Use was permitted from **April 1 to October 31** of each year.
11. Description of proposed works **drilled well, pump and motor, and irrigation distribution system**
12. Estimated cost of works **\$50,000**
13. Estimated time required to construct works **1 year**
14. Estimated time required to complete the application of water to beneficial use **5 years**
15. Remarks: **This application proposes to change the remaining 58.83 water rights acres under Permit 65096 to a new well location. The total acreage irrigated with groundwater under this application, the application being filed concurrently to change the remaining portion of Permit 30192, Permits 65262 through 65265, and Permit 68003 will be limited to 974.36 acres within the proposed place of use.**

**Bruce R. Scott, Resource Concepts, Inc.**  
By **s/Bruce R. Scott**  
**340 North Minnesota Street**  
**Carson City Nevada 89703**

Compared cmf/gkl lb/sam

Protested 3/26/02 by Robert R. Squires of Sierra Pacific Power Company;

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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 of a portion of the waters of an underground source as heretofore granted under Permit 65096 is issued subject to the terms and conditions imposed in said Permit 65096 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.

The total combined duty of water under Permits 65096, 65262, 65263, 65264, 65265, 68003, 68399, 68401 and any water of the Walker River Decree and any storage water appurtenant to the place of use shall not exceed 3897.42 acre-feet per year for the irrigation of 974.36 acres. The permit holder is responsible for insuring delivery of the entitled decreed and storage waters that are supplemental to these permits. In any year Walker River Irrigation District declares a full allocation of decreed water to the priority years of C-125 decree claims supplemental to these permits, underground water shall not be pumped from the wells described in these permits. In any year the Walker River Irrigation District has no decreed or storage water, or declares a reduced allocation of surface waters to the priority years of C-125 decree claims supplemental to these permits, then water can be pumped from wells for irrigation of the permitted places 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 1.32 cubic feet per second, **but not to exceed 235.32 acre-feet per season, and not to exceed a seasonal 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:

April 8, 2004

Proof of completion of work shall be filed on or before:

May 8, 2004

Water must be placed to beneficial use on or before:

April 8, 2008

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

May 8, 2008

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

May 8, 2008

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 April, A.D. 2003

  
State Engineer

Completion of work filed APR 15 2005

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_