Permit No. 70505

THE STATE OF NEVADA

PERMIT TO APPROPRIATE WATER

Name of applicant:	**MICHAEL D. & KAYLA DAWN DAVIS**
Source:	**UNDERGROUND**
Basin:	**PAHRANAGAT VALLEY**
Manner of Use:	**IRRIGATION**
Period of Use:	**January 1st to December 31st**
Priority Date:	**10/09/2003**

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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 is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. 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 water begins or before the Proof of Completion of Work is filed.

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 point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 0.12 cubic feet per second or 6.85 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:	**April 16, 2010**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:	**April 16, 2012**
Map in support of proof of beneficial use shall be filed on or before:	**April 16, 2012**

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 16th day of **April**, A.D. **2009**

FOR State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

No. 70505

AMENDED
APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office OCT 09 2003

Returned to applicant for correction OCT 22 2003

Corrected application filed

Map filed OCT 29 2003

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The applicant **Michael D. Davis and Kayla Dawn Davis** hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association give names of members.)

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1. The source of the proposed appropriation is **underground**

2. The amount of water applied for is **0.12 c.f.s (6.85 A.F.A.)** second-feet

   (a) If stored in reservoir give number of acre-feet

3. The water to be used for **irrigation**

4. If use is for:
   (a) Irrigation, state number of acres to be irrigated **1.37**
   (b) Stockwater, state number and kinds of animals to be watered
   (c) Other use (describe fully under No. 12. "Remarks")
   (d) Power:
      (1) Horsepower developed
      (2) Point of return of water to stream

5. The water is to be diverted from its source at the following point **in the SW¼ NW¼ Section 23 T.4S., R.60E., M.D.M. at a point from which the northwest corner of said Section 23 bears N. 13°35'28" W 2094.86'.**

6. Place of Use **within the SW¼ NW¼ Section 23, T.4S., R.60E., M.D.M.**

7. Use will begin about **January 1** and end about **December 31** of each year.

8. Description of proposed works **8" well with 5 HP pump, pipelines to serve sprinkler laterals**

9. Estimated cost of works **$17,000**

10. Estimated time required to construct works **3 years**

11. Estimated time required to complete the application of water to beneficial use **4 years**

12. Remarks:

Lenard D. Smith
By s/Lenard D. Smith Agent
PO Box 443
Caliente, Nevada 89008

Compared cmf/sam

Protested