No. 70883

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 **FEB 19 2004**

Returned to applicant for correction

Corrected application filed

Map filed **FEB 19 2004**

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The applicant **Flying Eagle Ranch, LLC** hereby makes application for permission to change the **Point of Diversion** of water heretofore appropriated under **Permit 61468**

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1. The source of water is **an underground source**

2. The amount of water to be changed **0.408 CFS (77.6 acres)**

3. The water to be used for **Irrigation and Domestic Purposes**

4. The water heretofore permitted for **Irrigation & Domestic Purposes**

5. The water is to be diverted at the following point **within the SE¼ SW¼ of Section 19, T.12N., R.20E., M.D.M., or at a point from which the SW corner of said Section 19, T.12N., R.20E., M.D.M. bears South 88°46'27" West, a distance of 2,316 feet.**

6. The existing permitted point of diversion is located within **within the NE¼ NW¼ of Section 30, T.12N., R20E., M.D.M., or at a point from which the northwest corner of said Section 30 bears North 87°30'27" West, a distance of 2,440 feet.**

7. Proposed place of use **is 77.6 acres within portions of Sections 13, 14, 23, 24 & 25, T.12N., R.20E., M.D.M. The specific legal subdivisions of each of the foregoing sections is shown on the attached sheet.**

8. Existing place of use **is 77.6 acres within portions of Sections 13, 14, 23, 24 & 25, T.12N., R.20E., M.D.M. The specific legal subdivisions of each of the foregoing sections is shown on the attached sheet.**

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 **Drilled well, pump & motor with irrigation ditches.**

12. Estimated cost of works **Complete**

13. Estimated time required to construct works **Complete**

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

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15. Remarks: **The purpose of this Application is to revise the Application submitted August 17, 1995 for this Permit, specifically the response to Question #5, the point of diversion.**

R.O. ANDERSON ENGINEERING, INC.
By Robert O. Anderson, P.E.
s/Robert O. Anderson, Agent
P.O. Box 2229
Minden, Nevada 89423

Compared cmf/_____ mt/bk_____

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 point of diversion of the waters of an underground source as heretofore granted under Permit 61468 is issued subject to the terms and conditions imposed in said Permit 61468 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 70883 and 70884 shall not exceed 310.40 acre-feet annually for the irrigation of the same 77.6 acres within the described place of use. Permits 70883 and 70884 are issued totally supplemental to the waters of the Carson River.

(CONTINUED ON PAGE 3)

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(PERMIT TERMS CONTINUED)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed **0.408** cubic feet per second, **but not to exceed 297.21 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:
N/A

Proof of completion of work shall be filed on or before:
N/A

Water must be placed to beneficial use on or before:
March 23, 2011

Proof of the application of water to beneficial use shall be filed on or before:
April 23, 2011

Map in support of proof of beneficial use shall be filed on or before:
April 23, 2011

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

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this **23rd** day of **March,** A.D. **2006**

Hugh Ricci, P.E.
State Engineer

Completion of work filed SEP 19 2000 under 61468

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

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Application to Change
Permit 61468
Attachment for Questions 7 & 8

PROPOSED AND EXISTING PLACE OF USE

SECTION	TOWNSHIP	RANGE	SUBDIVISION
13	12N.	19E.	NE¼SW¼ SE¼SW¼ SW¼SW¼ NW¼SW¼
14	12N.	19E.	NE¼SE¼ (A Portion) SE¼SE¼ (A Portion)
23	12N.	19E.	NE¼NE¼ (A Portion) SE¼NE¼ (A Portion)
24	12N.	19E.	NW¼NW¼ SW¼NW¼ (A Portion) SE¼NW¼ (A Portion) NE¼NW¼ NW¼NE¼ SE¼NE¼ (A Portion) SW¼NE¼ NE¼SE¼ NW¼SE¼ (A Portion) NE¼SW¼ (A Portion) SE¼SW¼ (A Portion) SW¼SE¼ SE¼SE¼
25	12N.	19E.	NW¼NE¼ (A Portion) NE¼NE¼ SE¼NE¼ (A Portion)
19	12N.	20E.	SW¼NW¼ (A Portion) NW¼SW¼ NE¼SW¼ (A Portion) SW¼SW¼ SE¼SW¼
30	12N.	20E.	NW¼NW¼ NE¼NW¼ (A Portion) SW¼NW¼ (A Portion) NW¼SW¼ (A Portion) SW¼SW¼ (A Portion)