

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 MAR 02 2004

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAR 02 2004

The applicant **Don H. and Joy M. Tibbals, Trustees of the Tibbals Family Trust Agreement**, hereby make application for permission to change the **Point of Diversion** of a portion of water heretofore appropriated under **Permit No. 68761**

1. The source of water is **Underground**
2. The amount of water to be changed **0.025 cfs – 4.0 acre feet**
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 **SW¹/₄ NW¹/₄ of Section 15, T13N, R25E, MDM, or at a point from which the West ¹/₄ corner of Section 10, bears N 04°19'05" W, a distance of 4553.50 feet. Ref to supporting map.**
6. The existing permitted point of diversion is located within **SE¹/₄ NE¹/₄ of Section 16, T13N, R25E, MDM, or at a point from which the East ¹/₄ corner of said Section 16, bears S 02°01'44" E, a distance of 749.77 feet. Ref to supporting map filed under Permit No. 68761**
7. Proposed place of use **Same as existing Ref to supporting map filed under Permit No. 68761.**
8. Existing place of use **Portions of SW¹/₄ NW¹/₄, NW¹/₄ SW¹/₄ and SW¹/₄ SW¹/₄ of Section 15; and portions of SE¹/₄ NE¹/₄, NE¹/₄ SE¹/₄ and SE¹/₄ SE¹/₄ of Section 16, all in T13N, R25E, MDM Ref to supporting map filed under Permit No. 68761**
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 Ditches**
12. Estimated cost of works **\$15,000.00**
13. Estimated time required to construct works **2 Years**
14. Estimated time required to complete the application of water to beneficial use **5 Years**
15. Remarks:

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

Compared cmf/bk lt/ bk

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 of a portion of the waters of an underground source as heretofore granted under Permit 68761 is issued subject to the terms and conditions imposed in said Permit 68761 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.

(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 0.025 cubic feet per second, 4.0 acre-feet per year, 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:

January 10, 2006

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

February 10, 2006

Water must be placed to beneficial use on or before:

January 10, 2007

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

February 10, 2007

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

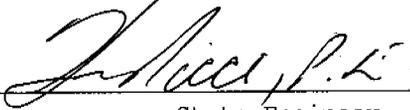
February 10, 2007

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

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 10th day of January, A.D. 2005



State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____