

SECOND AMENDED
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 JUN 21 2004
Returned to applicant for correction JUL 08 2004
Corrected application filed AUG 20 2004
Map filed JUL 20 2004

The applicant **William E. Brandstetter Jr. & Lori G. Brandstetter** hereby makes application for permission to change the **Point of diversion Place of use Manner of use of a portion** of water heretofore appropriated under **26360 (Certificate #12646)**

1. The source of water is **Underground**
2. The amount of water to be changed **0.0571 CFS 4Acre FT/Season**
3. The water to be used for **Irrigation**
4. The water heretofore permitted for **Irrigation & Domestic**
5. The water is to be diverted at the following point **SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 1, T.11 N R23E, From which the SE corner of section 1 bears south 75° 17'45" east, A distance of 1,711.95 feet.**
6. The existing permitted point of diversion is located within **SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, T. 11N, R23E or at a point from which the NW corner of said section 23 bears north 48° 29'27" west, a distance of 3,366.49 feet.**
7. Proposed place of use **13.33 acres in a portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ section 1, T. 11N, R23E.**
8. Existing place of use **2.4 acres in a portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ section 23, T. 11N, R23E 1 acre to be stripped.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **April 1 to October 1** of each year.
11. Description of proposed works **Drilled well utilizing microdrip irrigation system PVC main & lateral lines, drip line, tubing, and 2 GPH emitters.**
12. Estimated cost of works **\$35,000**
13. Estimated time required to construct works **2 years**
14. Estimated time required to complete the application of water to beneficial use **4 years**
15. Remarks: **Irrigation is for the purpose of establishing a wine grape vineyard. Water requirements are extremely low. An average of .27 acre FT/ acre compared with 4 acre FT/ acre for alfalfa hay. Statistics are from field data at the research vineyard@unr.**

See attached info. This project has been discussed with Bill Mc Cullars, Division of Water Resources.

By **Rick P. Christian**
s/Rick P Christian
P.O. Box 528
Yerington, NV 89447

Compared sc/SG dl/gkl

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, manner of use and place of use of a portion of the waters of an underground source as heretofore granted under Permit 26360, Certificate 12646 is issued subject to the terms and conditions imposed in said Permit 26360, Certificate 12646 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.

(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 0.0571 cubic feet per second, or 4.0 acre-feet per year.

Work must be prosecuted with reasonable diligence and be completed on or before:

April 28, 2007

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

May 28, 2007

Water must be placed to beneficial use on or before:

April 28, 2009

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

May 28, 2009

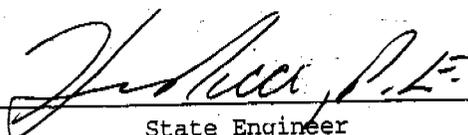
Map in support of proof of beneficial use shall be filed on or before:

N/A

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

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 28th day of April, A.D. 2005



State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____ N/A _____

Certificate No. _____ Issued _____