

**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 JUL 15 2004

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

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

Map filed JUL 15 2004 under 71458

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The applicant **Lawrence L. Reece, Trustee; Lawrence L. Reece Trust** dated October 2, 1995 hereby makes application for permission to change the **Point of Diversion, Manner and Place of Use of a portion** of water heretofore appropriated under **Permit 53450**

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1. The source of water is **Underground**
2. The amount of water to be changed **0.1663 cfs, not to exceed 120.381 ac-ft per season**
3. The water to be used for **Irrigation**
4. The water heretofore permitted for **Irrigation and Domestic**
5. The water is to be diverted at the following point **NW<sup>1</sup>/<sub>4</sub> of SW<sup>1</sup>/<sub>4</sub> Section 2, T.13N., R.19E., M.D.B.&M.; or at a point from which the S<sup>1</sup>/<sub>4</sub> Corner of said section bears South 38°29' East, a distance of 2,898.78 feet**
6. The existing permitted point of diversion is located within **SE<sup>1</sup>/<sub>4</sub> of NE<sup>1</sup>/<sub>4</sub> of Section 2, T.13N., R.19E., M.D.B.&M.; or at a point from which the S<sup>1</sup>/<sub>4</sub> Corner of said Section bears South 35°42' West, a distance of 3,318.50 feet**
7. Proposed place of use **38.25 acres within the following subdivisions: Portions of NW<sup>1</sup>/<sub>4</sub> of SW<sup>1</sup>/<sub>4</sub>, portions of NE<sup>1</sup>/<sub>4</sub> of SW<sup>1</sup>/<sub>4</sub>, portions of SE<sup>1</sup>/<sub>4</sub> of SW<sup>1</sup>/<sub>4</sub>, portions of SW<sup>1</sup>/<sub>4</sub> of SW<sup>1</sup>/<sub>4</sub>, Sections 2; portions of NE<sup>1</sup>/<sub>4</sub> of SE<sup>1</sup>/<sub>4</sub>, Section 3, T.13N., R.19E., M.D.B.&M. (Douglas County APN: 1319-02-000-003)**
8. Existing place of use **Portions of SW<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> (27.4 ac), NW<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> (32.4 ac), SE<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> (31.5 ac), NE<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> (36.5 ac), SW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> (0.8 ac), SE<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> (1.4 ac), SE<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub> (37.9 ac), NE<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub> (40.4 ac), SW<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub> (1.61 ac), NW<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub> (1.61 ac), Section 2; Portions of NW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> (26.9 ac), SW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> (27.8 ac), SE<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> (13.14 ac), NE<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> (8.9 ac), Section 1, T.13N., R.19E., M.D.B.&M.; a total of 38.25 acres to be changed by this application.**
9. Use will be from **April 15 to October 15** of each year.  

**April 15 (Irrigation)    October 15 (Irrigation)**
10. Use was permitted from **January 1 (Domestic) to December 31 (Domestic)** of each year.
11. Description of proposed works **Drilled and cased well equipped with motorized pump, totalizing flow meter and pipeline irrigation system**
12. Estimated cost of works - **\$60,000.00**
13. Estimated time required to construct works - **One (1) year**
14. Estimated time required to complete the application of water to beneficial use - **Five (5) years**

15. Remarks: This application is being filed to transfer that portion of Permit 53450 that is appurtenant to the Applicant's property (Douglas County APN: 1319-02-000-003). Water to be used for irrigation on 38.25 acres within the described Place of Use.

By **Tim Donahoe**  
**s/ Timothy P. Donahoe**  
**500 Damonte Ranch Parkway #1056**  
**Reno, NV 89511**

Compared sg/ sc dl/gl

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, manner of use and place of use of a portion of the waters of an underground source as heretofore granted under Permit 53450 is issued subject to the terms and conditions imposed in said Permit 53450 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 well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

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 this permit and the Lawrence L. Reece Trust portion under Permit 53450, being 60.021 AFS, appurtenant to Douglas County Assessor's Parcel Number 1319-02-000-003, shall not exceed 120.381 acre-feet per season. This permit and the above described portion under 53450 is limited to the irrigation of 38.25 acres within the described place of use of which 34.47 acres must remain supplemental to surface rights. The permittee is responsible for insuring delivery of the entitled decreed surface waters that are supplemental to these permits. In any year that the Federal Water Master declares a full allocation of decreed waters to the priority years of the Carson River claims supplemental to these permits, underground water shall not be pumped from the wells described in these permits except on the non-supplemental acreage being 3.78 acres. In any year that the Federal Water Master has no decreed water, or declares a reduced allocation of surface permits, then the place of use of the permits can be irrigated with underground water, but not to exceed a duty of 3.147 acre-feet per acre per season from the total of decreed and underground waters.

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The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.1663 cubic feet per second, **but not to exceed 60.36 acre-feet per season and not to exceed a seasonal duty of 3.147 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:

March 10, 2006

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

April 10, 2006

Water must be placed to beneficial use on or before:

March 10, 2010

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

April 10, 2010

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

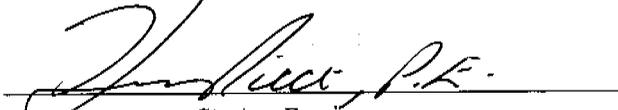
April 10, 2010

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 March, A.D. 2005

  
State Engineer

Completion of work filed \_\_\_\_\_

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

Cultural map filed \_\_\_\_\_

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