Permit No. 71768

THE STATE OF NEVADA

PERMIT TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant:	**VENNA LEAVITT DAVIS**
Source:	**UNDERGROUND**
Basin:	**MUDDY RIVER SPRINGS AREA (UPPER MOAPA)**
Manner of Use:	**IRRIGATION**
Period of Use:	**January 1st to December 31st**
Priority Date:	**04/20/1948**

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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 and place of use of the waters of an underground source as heretofore granted under Permit 63535, Certificate 15773, is issued subject to the terms and conditions imposed in said Permit 63535, Certificate 15773 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 permits 70520, 71766, 71768 and 71769 shall not exceed 42.30 acre-feet annually for the irrigation of 8.46 acres within the described place of use.

The total combined diversion under 71766, 71768 and 71769 shall not exceed 0.128 cubic feet per second and the total combined duty under 71766, 71768 and 71769 shall not exceed 28.289 acre-feet annually.

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 0.019 cubic feet per second or 4.22 acre-feet annually, and not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:	**November 16, 2008**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:	**November 16, 2011**
Map in support of proof of beneficial use shall be filed on or before:	**November 16, 2011**

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 **November**, A.D. **2007**

Tracy Taylor, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

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NO. 71768

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 OCT 14 2004

Returned to applicant for correction NOV 02 2004

Corrected application filed MAR 25 2005

Map filed MAR 25 2005

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The applicant **Venna Leavitt Davis, c/o Davis Nursery** make(s) application for permission to change the **Point of diversion Place of use of a portion** of water heretofore appropriated under **Permit 63535, Certificate No. 15773**

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

2. The amount of water to be changed **7.29 acre-feet (0.034 CFS)**

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

4. The water heretofore permitted for **irrigation**

5. The water is to be diverted at the following point **in the NE¼ NE¼ of Section 22, T.14S., R.65E., M.D.&M. at a point from which the E 1/16 corner of said section 22 bears N 38° 29' 58" W at a distance of 1108.73'. E 1/16 corner is common to Sections 15 and 22.**

6. The existing permitted point of diversion is located within **the SW¼ NE¼ Section 23, T.14S., R.65E., M.D.M. at a point from which the NW corner of said Section 23 bears N 52° 30' 21" W at a distance of 3388.23'.**

7. Proposed place of use **a portion of the NE¼ NE¼ of Section 22, T.14S., R.65E., M.D.&M. Clark County, Nevada.**

8. Existing place of use **a portion of NE¼ NE¼ of Section 26, T.14S., R.65E., M.D.&M 2.42 AC removed from irrigation.**

9. Use will be from **Jan. 1** to **Dec. 31** of each year.

10. Use was permitted from **Jan. 1** to **Dec. 31** of each year.

11. Description of proposed works

12. Estimated cost of works **$20,000**

13. Estimated time required to construct works **6 months**

14. Estimated time required to complete the application of water to beneficial use. **1 year**

15. Remarks: **Remaining irrigation to be stripped from Permits in NE NE, Section 26. Consistent with stripping map filed for Permits 70520 and 70519.**

By **Lonnie C. Roy**
s/ **Lonnie C. Roy**
8 W. Pacific Ave.
Henderson, NV 89015

Compared **gkl/** 3C

Protested

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