



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: KEN GAREY FAMILY TRUST
DATED 10/30/1996

Source: UNDERGROUND

Basin: AMARGOSA DESERT

Manner of Use: IRRIGATION AND DOMESTIC

Period of Use: January 1st to December 31st

Priority Date: 05/16/1977

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 a portion of the waters of an underground source as heretofore granted under Permit 31727, Certificate 9318 is issued subject to the terms and conditions imposed in said Permit 31727, Certificate 9318 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 point of diversion and place of use are as described on the submitted application to support this permit.

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.032 cubic feet per second or 5.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

March 18, 2011

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

March 18, 2013

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

March 18, 2013

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 18th day of March, A.D. 2009



State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

A M E N D E D

NO. 72012

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 _____ DEC 13 2004 _____

Returned to applicant for correction _____ FEB 01 1005 _____

Corrected application filed _____ FEB 16 2005 _____

Map filed _____ FEB 16 2005 _____

The applicant **The Ken Garey Family Trust**, dated **October 30, 1996**, hereby make(s) application for permission to change the **Point of diversion, Place of use of a portion** of water heretofore appropriated under **Permit 31727, Certificate 9318**

1. The source of water is **an underground source in Nye County, Nv**
2. The amount of water to be changed **0.032 CFS., not to exceed 5 AFA.**
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 **within the NW.¼ SE.¼ of Section 12, T.17S., R.48E., M.D.M., or at a point from which the N.¼ corner of said Section 12 bears N. 22° 10' 05" W., a distance of 2937 feet**
6. The existing permitted point of diversion is located within **the SE.¼ SW.¼ of Section 9, T.16S., R.49E., M.D.M., or at a point from which the S.¼ corner of said Section 9 bears S. 10° 02' 24" E., a distance of 1010.8 feet**
7. Proposed place of use **5 acres within the E.½ NE.¼ NW.¼ SE.¼, APN. 19-121-11 and 2.3 acres within Parcel 1 of Parcel Map 163873, APN. 19-121-41 all in the NW.¼ SE.¼ of Section 12, T.17S., R.48E., M.D.M.**
8. Existing place of use **within the E.½ SE.¼ SW.¼ of Section 9, T.16S., R.49E., M.D.M. One acre to be removed**
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 **an 8 in. Dia. X approximately 200 ft. deep driven well, cased all the way with a 3 hp. submersible pump**
12. Estimated cost of works **\$6000**
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 **Lisle Lowe (agent)**
s/ **Lisle Lowe**
HCR 69, Box 400 E
Amargosa Valley, Nv, 89020

72012

Compared aem/sam

Protested 5/13/05 by: USDI National Park Service

Pro. Overruled 11-4-08 See Ruling #5902
