NO. 72279

AMENDED PERMIT

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 FEB 28 2005

Returned to applicant for correction

Corrected application filed

Map filed APR 03 1974 under 28233

The applicant **Tuffy Ranch Properties, LLC,** hereby make application for permission to change the **Point of Diversion and Place of Use of a Portion** of water heretofore appropriated under **Permit No. 19545 (Certificate No. 6126)**

****

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

2. The amount of water to be changed **656.80 AFA – 2.03 CFS (proportionate share)**

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 **SE¼ NW¼ Section 10, T6N, R66E, M.D.B.&M., or at a point from which the N¼ corner of said Section 10, M.D.B.&M. bears N 0° 50' E, a distance of 2560.0 feet. Refer to supporting map filed under Permit No. 28233 (Cert. No. 12817).**

6. The existing permitted point of diversion is located within **NE¼ NW¼ Section 22, T6N, R66E, M.D.B.&M., or at a point from which the N¼ corner of said Section 22 bears N 73° 10' E, a distance of 149.0 feet. Refer to supporting map filed under Permit No. 19545 (Cert. No. 6126).**

7. Proposed place of use **See Attachment**

8. Existing place of use **See Attachment Refer to supporting map filed with this Application for the areas to be removed from the existing place of use to be used for irrigation within the proposed place of use.**

9. Use will be from **January 1st** to **December 31st** of each year.

10. Use was permitted from **January 1st** to **December 31st** of each year.

11. Description of proposed works **Existing well with pump, motor and ditch system.**

12. Estimated cost of works **$100,000 +**

13. Estimated time required to construct works **Existing See Permit No. 28233**

14. Estimated time required to complete the application of water to beneficial use **Five (5) Years**

15. Remarks: **THIS APPLICATION WILL BE COMMINGLED WITH APPLICATION NO. 72278**

By **SUZAN L. FERGUSON – AGENT**
s/ **Suzan L. Ferguson**
SUMMIT ENGINEERING – 5405 MAE ANNE AVE.
RENO, NEVADA 89523

AMENDED PERMIT

Compared **aem/sam** **lt/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 and place of use of a portion of the waters of an underground source as heretofore granted under Permit 19545, Certificate 6126 is issued subject to the terms and conditions imposed in said Permit 19545, Certificate 6126 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 total combined duty of water under Permits 72278 and 72279 shall not exceed 1262.3 acre-feet annually.

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)

AMENDED PERMIT

72279

(PERMIT TERMS CONTINUED)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed **2.03** cubic feet per second, **shall not exceed 656.8 acre-feet, 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 12, 2007

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

February 12, 2007

Water must be placed to beneficial use on or before:

January 12, 2010

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

February 12, 2010

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

February 12, 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 **18th** day of **October,** A.D. **2006**

Tim Tyle, P.E.

State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

ATTACHMENT

No. 7. Proposed Place of Use:

ACRES	QTR/QTR	SECTION	TOWNSHIP/RANGE
39.10	SW SW	3	T6N, R66E, M.D.M.
22.20	SE SW	3	T6N, R66E, M.D.M.
22.30	SE SE	4	T6N, R66E, M.D.M.
39.00	NE NE	9	T6N, R66E, M.D.M.
22.20	SE NE	9	T6N, R66E, M.D.M.
40.00	NW NW	10	T6N, R66E, M.D.M.
39.10	NE NW	10	T6N, R66E, M.D.M.
39.10	SW NW	10	T6N, R66E, M.D.M.
22.30	SE NW	10	T6N, R66E, M.D.M.
285.30	**TOTAL ACRES**		

No. 8. Existing Place of Use:

ACRES	QTR/QTR	SECTION	ACRES TO BE REMOVED	TOWNSHIP/RANGE
40.00	SE SE	16	38.70	T6N, R66E, M.D.M.
40.00	SE SW	15	13.70	T6N, R66E, M.D.M.
40.00	SW SW	15	5.60	T6N, R66E, M.D.M.
40.00	NE NW	22	14.30	T6N, R66E, M.D.M.
40.00	NW NW	22	6.20	T6N, R66E, M.D.M.
40.00	SW NW	22	7.00	T6N, R66E, M.D.M.
40.00	NE NE	21	38.70	T6N, R66E, M.D.M.
40.00	SE NE	21	40.00	T6N, R66E, M.D.M.
320.00	**TOTAL ACRES**		**164.20**	

NOTE:

REFER TO PERMIT NO. 19545 (CERT. NO. 6126) FOR THE SUPPORTING MAP FOR THE EXISTING PLACE OF USE AND REFER TO THE SUPPORTING MAP FILED WITH THIS APPLICATION FOR THE ACRES TO BE REMOVED FROM THE EXISTING PLACE OF USE.