

**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 MAY 13 2005

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

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

Map filed OCT 29 1985 under 49483

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The applicant **LYON COUNTY** 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 **Permit 25503, Certificate 8468**

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1. The source of water is **Underground**
2. The amount of water to be changed **0.096 cfs N.T.E 5.2 AFA**
3. The water to be used for **Quasi-Municipal**
4. The water heretofore permitted for **Irrigation & Domestic**
5. The water is to be diverted at the following point **SW $\frac{1}{4}$  NE $\frac{1}{4}$  Section 23, T. 16 N., R. 21 E., M.D.B.&M., or at a point from which the N $\frac{1}{4}$  corner of said Section 23 bears N. 29° 17' W., a distance of 2466.0 feet. (Well D-1)**
6. The existing permitted point of diversion is located within **SW $\frac{1}{4}$  SW $\frac{1}{4}$  Section 4, T. 16 N., R. 22 E., M.D.B. & M., or at a point from which the SW corner of said Section 4 bears S. 25° 12' W., a distance of 774.50 feet.**
7. Proposed place of use **PLEASE REFER TO EXHIBIT "A"**
8. Existing place of use **SW $\frac{1}{4}$  SW $\frac{1}{4}$  Section 4, T. 16 N., R. 22 E., M.D.B. & M., being 4.05 Acres. 1.3 Acres to be stripped from the NW $\frac{1}{4}$  SW $\frac{1}{4}$  SW $\frac{1}{4}$  Section 4, T. 16 N., R. 22 E., M.D.B. & M.**
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 **Drilled and cased well, pump motor and distribution system.**
12. Estimated cost of works **\$4,500.00**
13. Estimated time required to construct works **Drilled and cased 14-inch well, to a depth of 180 feet. Completed under Permit 49486.**
14. Estimated time required to complete the application of water to beneficial use **Ten (10) years**

15. Remarks: For Proposed Point of Diversion please refer to map filed in support of Application 49483. For Proposed Place of Use please refer to map filed in support of Application 72121. For Existing Point of Diversion and Place of Use please refer to map filed in support of Application 25503.

By CHUCK ZIMMERMAN  
 s/ Chuck Zimmerman  
 3264 Goni Road, Suite 153  
 Carson City, Nevada 89706

Compared mt/ gkl lt

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, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 25503, Certificate 8468, is issued subject to the terms and conditions imposed in said Permit 25503, Certificate 8468, 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 total combined duty of water under Permits 49483, 49486, Certificate 14718; Permits 50361, 56593, Certificate 14706; Permit 58931, Certificate 14719; Permits 58932, 58933, Certificate 14720; Permits 58934, 62937, 62938, Certificate 15662; Permits 62939, 62940, 63626, 63628, 63630, 63632, 63633, 64128, 64782, 64783, 64784, 64785, 64957, 66427, 68155, 68156, 68196, 68197, 68198, 68708, 68737, 69243, 69244, 69245, 70040, 70041, 70042, 70693, 70846, 71379, 71476, 71477, 71536, 71537, 71688, 71856, 71857, 71872, 71873, 72603, 72773, 72774, 72775, 72914, 72931, 72932, 72933, 73157, 73158, 73183, 73393, 73394, 73473, 73474, 73490, 73491 and 73992 shall not exceed 7,744.01 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.

The permittee shall report to the State Engineer on a quarterly basis the effect of pumping the well under this permit on other previously existing wells that are located within 2,500 feet of the well under this permit.

(CONTINUED ON PAGE 3)

(PERMIT TERMS CONTINUED)

Any pumping of water under this permit may be limited or prohibited to prevent any unreasonable adverse effects on an existing domestic well located within 2,500 feet of the well under this permit, unless the holder of this permit and the owner of the domestic well have agreed to alternative measures that mitigate adverse effects.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.096 cubic feet per second, but not to exceed 5.2 acre-feet annually.

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

November 7, 2006

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

December 7, 2006

Water must be placed to beneficial use on or before:

November 7, 2015

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

December 7, 2015

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 September A.D. 2007

Ty Ty L P.E.  
State Engineer

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

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

Cultural map filed N/A \_\_\_\_\_

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

**EXHIBIT "A"****Question #7 - Proposed Place of Use:**

NE $\frac{1}{4}$ , S $\frac{1}{2}$  Section 24; NE $\frac{1}{4}$ , E $\frac{1}{2}$  SE $\frac{1}{4}$  Section 25; NE $\frac{1}{4}$  NE $\frac{1}{4}$ , Portions of the S $\frac{1}{2}$  NE $\frac{1}{4}$  and NE $\frac{1}{4}$  SE $\frac{1}{4}$  Section 36 lying within Lyon County all within T. 16 N., R. 20 E., M.D.B.& M.; Section 19; SW $\frac{1}{4}$  Section 20; W $\frac{1}{2}$ , SE $\frac{1}{4}$ , S $\frac{1}{2}$  NE $\frac{1}{4}$ , NW $\frac{1}{4}$  NE $\frac{1}{4}$  Section 29; Section 30; N $\frac{1}{2}$ ; Portions of the S $\frac{1}{2}$  Section 31 lying with Lyon County; NW $\frac{1}{4}$ , W $\frac{1}{2}$  NE $\frac{1}{4}$  Section 32 all within T. 16 N., R. 21 E., M.D.B.& M.