AMENDED

No. 73091

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 25 2005

Returned to applicant for correction OCT 12 2005

Corrected application filed OCT 21 2005

Map filed OCT 21 2005

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The applicant **the HAFEN FAMILY TRUST Dated the 7th day of November, 1996. Richard L. Hafen and Sherry D. Hafen as "Trustee's".** hereby makes application for permission to change the **Point of diversion and Place of use of a portion** of water heretofore appropriated under **Permit # 66370**

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

2. The amount of water to be changed **0.0561 cfs (15 Acre feet)**

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 **SW¼ NW¼ Section 8, T.16S., R.48E. M.D.B&M. or at a point from which the W¼ corner of said Section 8, bears S 45° 31' 00" W a distance of 1795.00 feet.**

6. The existing point of diversion is located within **SW¼ SE¼ Section 22, T.16S., R.49E. M.D.B.&M. or at a point from which the E¼ corner of said Section 22, bears N 55° 01" 35" E a distance of 2928.00 feet.**

7. Proposed place of use **being a portion of the SW¼ NW¼ Section 8, T.16S,. R.48E. M.D.B&M. being lot 1, 2, 3 & 4 of parcel map file #145303 Nye County Records. APN# 19-651-10, 11, 12 and 13**

8. Existing place of use **being a portion of the SW¼ SE¼ Section 22, T.16S., R.49E. M.D.B.&M.**

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 **8" well caseing, motor, pump, presure tank and plastic service lines**

12. Estimated cost of works **$20,000.00**

13. Estimated time required to construct works **2 years**

14. Estimated time required to complete the application of water to beneficial use **4 years**

15. Remarks:

By **Richard L. Hafen**
s/ Richard L. Hafen Agent
2383 Gateway Rd.
Las Vegs Nevada, 89115

Compared gkl/bk lt/ gkl

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 and place of use of a portion of the waters of an underground source as heretofore granted under Permit 66370 is issued subject to the terms and conditions imposed in said Permit 66370 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 total combined duty of water under Permits 73091 and 73093 shall not exceed 30.0 acre-feet.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

This permit and Permit 73093 are limited to the irrigation of 6.0 acres of land within the described place of use.

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(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 **0.0561** cubic feet per second, **and not to exceed 15.0 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 be completed on or before:
June 1, 2008

Proof of completion of work shall be filed on or before:
July 1, 2008

Water must be placed to beneficial use on or before:
June 1, 2010

Proof of the application of water to beneficial use shall be filed on or before:
July 1, 2010

Map in support of proof of beneficial use shall be filed on or before:
July 1, 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 **1st** day of **June,** A.D. **2006**

Hugh Ricci, P.E.

State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____