



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: KAY DARLENE ALBRECHT
Source: UNDERGROUND
Basin: DIXIE CREEK-TENMILE CREEK AREA
Manner of Use: COMMERCIAL
Period of Use: January 1st to December 31st
Priority Date: 04/17/1981

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 and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 43563, Certificate 13797, is issued subject to the terms and conditions imposed in said Permit 43563, Certificate 13797 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.

This permit is approved for the entire 17.0 acre-feet annually as requested. However, pursuant to NRS 533.3703, initially only the net consumptive use amount of the base right, 14.73 acre-feet, can be diverted annually. Additional diversion up to the total 17.0 acre-feet may be granted if it can be shown that the additional diversion will not cause the consumptive use of 14.73 acre-feet to be exceeded.

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 0.0542 cubic feet per second or 14.73 acre-feet annually.

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

May // , 2011

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

May // , 2012

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

N/A

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 11th day of May, A.D. 2009

K.L. Hurd P.E.
for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

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 _____

Corrected application filed _____

Map filed FEB 21 2003 under 69599

The applicant **Kay Darlene Albrecht** hereby makes application for permission to change the **Point of Diversion, Place of Use and Manner of Use of a Portion of water** heretofore appropriated under **Permit No. 43563, Certificate 13797**

1. The source of water is **Underground**
2. The amount of water to be changed **0.0542 cfs**
3. The water to be used for **Commercial**
4. The water heretofore permitted for **Irrigation and Domestic**
5. The water is to be diverted at the following point **NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 14, T.33N., R.56E., M.D.B.&M., at a point from which the Northeast corner of said Section 14, bears N 04° 25' 34" E, 1168.07 feet.**
6. The existing permitted point of diversion is located within **NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25, T.33N., R.55E., M.D.B. & M. at a point from which the West $\frac{1}{4}$ corner of said Section 25 bears N 61° 22' 08" W, 1512.83 feet.**
7. Proposed place of use **portions of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 11, portions of the NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 14, portions of the NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 13, portions of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 12, all in T.33N., R.56E., M.D.B.&M.**
8. Existing place of use **portions of the SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25, T.33N., R.55E., M.D.B.&M. (26.17 total acres irrigated) (2.203 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, 3.464 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, all in Section 25, T.33N., R.55E., M.D.B.&M., totaling 5.667 acres to be removed from irrigation.)**
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 **Well, Pump, Motor, Storage Tank, water distribution system.**
12. Estimated cost of works **\$538,250**
13. Estimated time required to construct works **3 years**
14. Estimated time required to complete the application of water to beneficial use **5 years**

73101

15. Remarks: The waters under this permit will be used in a commercial subdivision for commercial purposes. The annual consumptive use will be 17.00 acre feet annually. Please use the map that accompanied application 69599 to accompany this application to illustrate the proposed point of diversion and proposed place of use.

By Robert E. Morley, High Desert Engineering
s/ Robert E. Morley
640 Idaho Street
Elko, Nevada 89801

Compared mt/gkl _____

Protested _____
