

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 2006

Returned to applicant for correction

Corrected application filed

Map filed FEB 28 2006

The applicant Beverly Jean Mariano and Anthony Joseph Mariano, Jr. hereby makes application for permission to change the Point of Diversion of water heretofore appropriated under Permit No. 34636, Certificate 10957

- 1. The source of water is Underground
2. The amount of water to be changed 2.7 cfs, but not to exceed 631.176 acre-feet per season
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 SE 1/4 SW 1/4 of Section 4, T.22 N., R.54 E., M.D.B. & M., at a point from which the South 1/4 corner of said Section 4, bears S 40°56'11" E, 1453.34 feet.
6. The existing permitted point of diversion is located within SW 1/4 SW 1/4 of Section 4, T.22 N., R.54 E., M.D.B. & M., at a point from which the South 1/4 corner of said Section 4, bears S 54°06'00" E, 1816.22 feet.
7. Proposed place of use 39.091 acres in the NW 1/4 SW 1/4, 40.000 acres in the NE 1/4 SW 1/4 40,000 acres in the SE 1/4 SW 1/4, 38.703 acres in the SW 1/4 SW 1/4, 157.794 acres Total, all in Section 4, T.22 N., R.54 E., M.D.B. & M.
8. Existing place of use Same as Proposed
9. Use will be from March 1st to October 31st of each year.
10. Use was permitted from March 1st to October 31st of each year.
11. Description of proposed works Well, Pump, Motor, Pipelines and Sprinkler system.
12. Estimated cost of works \$10,000.00
13. Estimated time required to construct works 3 year
14. Estimated time required to complete the application of water to beneficial use 5 years
15. Remarks:

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

Compared sg/mt w/ 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 of the waters of an underground source as heretofore granted under Permit 34636, Certificate 10957, is issued subject to the terms and conditions imposed in said Permit 34636, Certificate 10957, 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.

(Continued on Page 3)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.7 cubic feet per second, or 631.176 acre-feet annually, and not to exceed an annual 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 proof of completion of work shall be filed on or before:

November 1, 2007

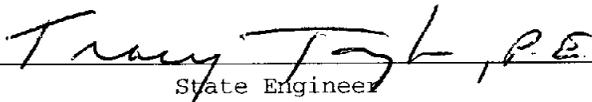
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

November 1, 2009

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

November 1, 2009

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,
State Engineer of Nevada, have hereunto set
my hand and the seal of my office,
this 1st day of November, A.D. 2006


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____