

**TEMPORARY
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 APR 14 2006

Returned to applicant for correction _____

Corrected application filed _____

Map filed APR 14 2006

The applicant **Peter A. Demas & Peggy A. Demas** hereby make application for permission to change the **point of diversion** of water heretofore appropriated under **Permit 68012**

1. The source of water is **underground**
2. The amount of water to be changed **1.1 cfs**
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 **within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, T.25N., R.42E., MDB&M or at a point from which the S $\frac{1}{4}$ corner of Section 16, T.25N., R.42E., MBD&M bears S 19° 47' E, 3180.0 feet**
6. The existing permitted point of diversion is located within **the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 17, T.25 N., R.42E., MDB&M or at a point from which the S $\frac{1}{4}$ corner of Section 16, T.25N., R.42E., MDB&M bears S 36°30'03" E 6469.79 feet.**
7. Proposed place of use **unchanged**
8. Existing place of use **40.58 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 17, 37.82 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 17, 39.26 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 20, 41.78 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20, 40.12 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20, 27.32 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20, 34.43 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20, and 37.71 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20, all in T.25N., R.42E., MDB&M-299.02 total acres**
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 **well, pump, and irrigation system**
12. Estimated cost of works **\$20,000±**
13. Estimated time required to construct works **2 years**
14. Estimated time required to complete the application of water to beneficial use **3 years**

15. Remarks: Permittees have been unable to find an appropriate amount of water at the existing point of diversion. Permittees intend to develop a new well at the proposed point of diversion.

By **Desert Mountain Surveying as agent**
John H. Milton III, PLS, SWRS
s/ John H. Milton III
146 West Second Street
Winnemucca, NV 89445

Compared sc/gkl ll/ 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 68012 is issued subject to the terms and conditions imposed in said Permit 68012 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 temporary 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 25402, 68012 and 74205T shall not exceed 1196.08 acre-feet annually.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on September 10, 2007 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

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The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, but not to exceed 1.10 cubic feet per second, but not to exceed 796.17 acre-feet annually, 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:

N/A TEMPORARY

Proof of completion of work shall be filed before:

N/A TEMPORARY

Water must be placed to beneficial use on or before:

N/A TEMPORARY

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

N/A TEMPORARY

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

N/A TEMPORARY

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office, this

11th day of September, A.D. 2006

Tracy T. L., P.E.
State Engineer