Permit No. 74439

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:	**MPG LAND HOLDINGS**
Source:	**UNDERGROUND**
Basin:	**WARM SPRINGS VALLEY**
Manner of Use:	**IRRIGATION**
Period of Use:	**January 1st to December 31st**
Priority Date:	**06/10/1998**

****

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 64501, Certificate 15947, is issued subject to the terms and conditions imposed in said Permit 64501, Certificate 15947, 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 total combined duty of water under Permits 74438, 74439, 74440, 74441 & 74442 shall not exceed 82.5 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.

This permit is limited to the irrigation of 1.55 acres within the described place of use.

The point of diversion and place of use is as described under items 5 and 7 respectively on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed **0.0340** cubic feet per second or **6.20** acre-feet annually, **and not to exceed a yearly duty of 4.00 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:	**August 13, 2008**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:	**August 13, 2011**
Map in support of proof of beneficial use shall be filed on or before:	**August 13 2011**

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of **August**, A.D. **2007**

Tracy Taylor, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

dl

NO. 74439

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 JUN 30 2006

Returned to applicant for correction JUN 31 2006

Corrected application filed

Map filed AUG 02 2006 under 74438

The applicant **MPG Land Holdings (c/o Chris Wiggins)**, hereby makes application for permission to change the **Point of Diversion and Place of Use of a portion** of water heretofore appropriated under **Permit No. 64501, Certificate No. 15947**

****

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

2. The amount of water to be changed **0.034444 cfs, 6.20 acre feet annually**

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 NE¼ of the SW¼ of Section 34, T.22N., R.21E., M.D.M., or at a point from which the west ¼ corner of said Section 34 bears North 56°50'48" West a distance of 1878.47 feet. See map accompanying this application.**

6. The existing permitted point of diversion is located within **the NE¼ of the NW¼ of Section 16, T.22N., R.21E., M.D.M., or at a point from which the southeast corner of said Section 16 bears South 43°46'06" East a distance of 1860.90 feet. See map supporting Permit No. 64501.**

7. Proposed place of use **1.55 acres in the SW¼ NW¼, SE ¼ NW ¼, NW¼ SW¼, NE ¼ SW ¼, SW¼ SW ¼ and SE¼ SW ¼ of Section 34, T.22N., R.21E., M.D.M., within Washoe County Asssessor's Parcel Numbers 077-220-10, 11, 12 and 13. Exact location to be determined upon proof of beneficial use. See map accompanying this application.**

8. Existing place of use 1.55 **acres within the NE¼ of the SE¼ of Section 16, T.22N., R.21E., M.D.M. A portion of Washoe County Assessor's Parcel No. 077-130-17.) See "PARCEL H" as shown on map supporting Permits 71744 and 71745.**

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. **Drilled well, motor, pump and pipeline irrigation system.**

12. Estimated cost of works **$50,000.00**

13. Estimated time required to construct works **3 years**

14. Estimated time required to complete the application of water to beneficial use **5 years**

15. Remarks: **The water will be used for agricultural purposes on 1.55 acres within the specified place of use. This application is made with the understanding that the total duty of water shall not exceed 4.0 acre feet per acre per acre per annum from any/or all sources.**

By George G. Lindesmith
George G. Lindesmith
Tri State Surveying 1925 E. Prater Way
Sparks, Nevada 89434

Compared ns/ dl

Protested