



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: BENTLY FAMILY LIMITED PARTNERSHIP
Source: WEST & EAST FORK OF THE CARSON RIVER
Basin: CARSON VALLEY
Manner of Use: IRRIGATION
Period of Use: AS DECREED
Priority Date: 01/01/1886

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 place of use of Permit No. 60673 of the Carson River as heretofore granted under Claims 547, 548, 549, 550, 551 and 568 of the Final Carson River Decree No. D-183, in the District Court of the United States in and for the District of Nevada, is issued subject to the terms, conditions and irrigation period imposed in said Final decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

This permit only changes water from the West Fork of the Carson River.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

Permits 74510, 74511, 74512, 74513 and 74514 are limited to the irrigation of 974.475 acres within the proposed place of use.

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

The point of diversion and place of use are as described 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 the decreed duty of acre-feet per acre of land irrigated from any and all sources for 862.33 acres.

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

July 8, 2009

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

July 8, 2011

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

July 8, 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 8th day of July, A.D. 2008

Signature of Tracy Taylor, P.E., State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

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 14 2006

Returned to applicant for correction AUG 08 2006

Corrected application filed

Map filed NOV 22 1994 under 60672

The applicant Bently Family Limited Partnership hereby make application for permission to change the Place of Use of water heretofore appropriated under Permit 60673

- 1. The source of water is The West and the East Fork of the Carson River
- 2. The amount of water to be changed As decreed – 862.60 acre total
- 3. The water to be used for No Change
- 4. The water heretofore permitted for Irrigation and other purposes, as decreed
- 5. The water is to be diverted at the following point No Change
- 6. The existing permitted point of diversion is located within The Falke and Tillman ditch from the right bank in SW Corner SE ¼ SW ¼ Section 8, T11N, R20E as shown in the Decree on Page 95 and the Jones East or Jones Co. East (includes Middle Co. and Dutch Fred No. 3) from the right bank in SE part of NW ¼ NE ¼ Section 32, T12N, R20E as shown in the Decree on Page 99.
- 7. Proposed place of use See Attachment
- 8. Existing place of use See Attachment
- 9. Use will be from As Decreed.
- 10. Use was permitted from As Decreed.
- 11. Description of proposed works Diversion structures, pumping stations, pipelines, storage tanks and sprinkler and handline systems for irrigation.
- 12. Estimated cost of works Approximately \$1,600,000
- 13. Estimated time required to construct works Completed
- 14. Estimated time required to complete the application of water to beneficial use 1 Years
- 15. Remarks: The purpose of this application is to correct the actual Place of Use of water being placed to beneficial use.

By B. J. Vasey
s/ B. J. Vasey
Post Office Box 1120
Minden, Nevada 89423

Compared mt/bk

Protested

ATTACHMENTQuestion 7:

862.60 acres within the NE NE, SW NE, SE NE, NE SW, NW SE, NE SE, SE SW, SW SE, and the SE SE, in Section 20; NW NW, SW NW, SE NW, SW NE, NW SW, NE SW, NW SE, SW SW, SE SW, and the SW SE, in Section 21; NW NW, NE NW, SW NW, SE NW, SW NE, NW SW, NE SW, SW SW, in Section 28; NW NW, NE NW, NW NE, NE NE, SW NW, SE NW, SW NE, SE NE, NE SE, SE SE, in Section 29; NE NE, SE NE, in Section 32; NW NW, NE NW, SW NW, SE NW in Section 33; all in T12N, R20E, Douglas County, Nevada.

Question 8:

1.97 AC NE NE, 38.44 AC SE NE, 6.24 AC SW NE, 5.53 AC* NE SW, 7.36 AC NW SE, 38.71 AC NE SE, 36.91 AC SE SE, 36.64 AC SW SE, and 2.11 AC and 8.85* AC SE SW in Section 20; 0.40 AC NW NW, 31.87 AC SW NW, 35.20 AC SE NW, 35.35 AC NW SW, 28.24 AC NE SW, 26.29 AC SW SW, 32.59 AC SE SW, 0.08 AC NW SE, and 0.12 AC SW SE in Section 21; 7.61 AC NE NW, 17.22 AC NW NW, 36.45 AC SW NW, 38.11 AC SE NW, 14.86 AC NE SW, 25.51 AC NW SW, and 30.62 AC SW SW in Section 28; 5.48* AC NW NW, 3.04 AC and 17.24* AC NE NW, 2.18 AC SW NW, 30.04 AC SE NW, 34.34 AC NW NE, 37.65 AC NE NE, 4.22 AC SW NE, 33.43 AC SE NE, 21.46 AC NE SE, and 24.54 AC SE SE in Section 29; 24.84 AC NE NE and 33.58 AC SE NE in Section 32; 22.95 AC NW NW and 24.33 AC SW NW in Section 33 all in Township 12 North, Range 20 East, M.D.B.&M., Douglas County, Nevada, irrigated out of the Falke and Tillman Ditch, the Jones East or Jones Co. East Ditch, which includes those areas delineated with an asterisk (*) which are to have an alternate right in the Edna Ditch – 862.60 AC total acres.