Permit No. 74582

# 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

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| **Name of applicant:** | **HAL AND CRISANN BYBEE** |
| **Source:** | **UNDERGROUND** |
| **Basin:** | **STEPTOE VALLEY** |
| **Manner of Use:** | **IRRIGATION** |
| **Period of Use:** | **January 1st to December 31st** |
| **Priority Date:** | **06/13/1975** |

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**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 heretofore granted under Permit 61963 is issued subject to the terms and conditions imposed in said Permit 61963 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.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

This permit is issued for the irrigation of 2.91 acres of land within the described place of use.

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

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed **0.2481** cubic feet per second, **but not to exceed 11.65 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.**

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| Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before: | **May 31, 2009** |
| Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: | **May 31, 2010** |
| 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 31st day of **May**, A.D. **2007**

Jason K. P.E.
For State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

No. 74582

# 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 AUG 02 2006

Returned to applicant for correction

Corrected application filed

Map filed AUG 07 2006 under 74582

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The applicant **Hal and Crisann Bybee** hereby make application for permission to change the **Point of Diversion and Place of use** of water heretofore appropriated under **Permit 61963**

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

2. The amount of water to be changed **0.248 cfs**

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 **SW¼ NE¼ Section 23, T16N, R63E MDB&M at a point from which the South quarter corner of said Section 23 bears S.21° 24'15"W. a distance of 2933.67 feet.**

6. The existing permitted point of diversion is located within **SW¼SW¼ Section 19, T.17N.R.64E., or at a point from which the E¼ corner of said Section 19 Bears N.28° 20'46"W a distance of 2663.51 feet.**

7. Proposed place of use **a portion of SW¼NE¼ Section 23, T.16N.R.63E. 2.91 Acres to be irrigated**

8. Existing place of use **Portions of SE¼SW¼ and the SW¼SW¼ Section 19, T.17NR.64E. 2.91 Acres to be removed.**

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 **Main Line, Irrigation Pipe, Well and Pump**

12. Estimated cost of works **$12,500**

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

14. Estimated time required to complete the application of water to beneficial use **3 Years**

15. Remarks:

**s/David E Provost**
By **David E. Provost, Agent**
**1500 Murry St.**
**Ely, NV 89301**

Compared sg/ag

Protested