Permit No. 74602

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:	**UNDERGROUND**
Basin:	**CARSON VALLEY**
Manner of Use:	**IRRIGATION**
Period of Use:	**January 1st to December 31st**
Priority Date:	**07/12/1973**

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 the waters of an underground source as heretofore granted under Permit 67863 is issued subject to the terms and conditions imposed in said Permit 67863 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 74601, 74602, 74603, 74604, 74605, 74606, and 74607 shall not exceed 648.91 acre-feet annually for the irrigation of 162.93 acres within the described 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 1.29 cubic feet per second or 397.6 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:	**March 02, 2008**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:	**March 02, 2009**
Map in support of proof of beneficial use shall be filed on or before:	**March 02, 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 28th day of **February**, A.D. **2008**

Tracy Taylor, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

No. 74602

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 07 2006

Returned to applicant for correction

Corrected application filed

Map filed JAN 26 2000 under 65743

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The applicant **Bently Family Limited Partnership** hereby makes application for permission to change the **Place of Use** of water heretofore appropriated under **Permit 67863**

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

2. The amount of water to be changed **1.29 cfs not to exceed 397.6 acre-feet annually**

3. The water to be used for **Irrigation (No Change)**

4. The water heretofore permitted for **Irrigation**

5. The water is to be diverted at the following point **No Change**

6. The existing permitted point of diversion is located within **The SW ¼ NW ¼ of Section 20, T13N, R20E, MDB & M or at a point from which the NE corner of said Section 20 bears N 66° 57'E, 5225 feet**

7. Proposed place of use **117.4 acres within portions of the NW ¼ SE ¼, NE ¼ SE ¼, SW ¼ SE ¼ and the SE ¼ SE ¼ of Section 19; SW ¼ SW ¼ and the NW ¼ SW ¼ of Section 20 all in the T13N, R20E, MDM., Douglas County, Nevada.**

8. Existing place of use **117.4 acres within the SE ¼ S-4, SW ¼, W ½ SE ¼ S-3, E ½ S-9, W ½, W ½ E ½ S-10, NE ¼, N ½ SE ¼ Sec-16, NW ¼, W ½ NE ¼, NE ¼ SE ¼, S-15, all in T13N, R20E, MDM, Douglas County Nevada**

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, 250 HP variable speed pump and motor distribution main, filter station and a sub-surface drip irrigation system.**

12. Estimated cost of works **Approximately $350,000**

13. Estimated time required to construct works **16 inch cased well – 380 feet deep**

14. Estimated time required to complete the application of water to beneficial use **1 Year**

15. Remarks: **This Application is being filed to move the Place of Use of a primary Groundwater Right to a new location to comply with requirements of the Division of Environmental Protection regarding the use of treated sewage effluent. An Application to Change the Place of Use of Carson River Claim No. 95 is being filed concurrently with this**

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Application which will remove all the surface water appurtenant to the place of use covered by this Application so that the Groundwater Right granted under this Application will remain a primary right. Please use the map filed in support of Permit 65743 to show the Point of Diversion and the existing place of use.

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

Compared sg/mt

Protested

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