

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: SEUBERT FAMILY TRUST
Source: UNDERGROUND
Basin: SMITH VALLEY
Manner of Use: IRRIGATION
Period of Use: January 1st to December 31st
Priority Date: 12/19/1958

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 17756, Certificate 5714 is issued subject to the terms and conditions imposed in said Permit 17756, Certificate 5714 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 well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

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If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.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 limited to the irrigation of 3 acres within the proposed place of use.

(Continued on Page 2)

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 0.045 cubic feet per second or 12.0 acre-feet annually.**

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

December 14, 2009

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

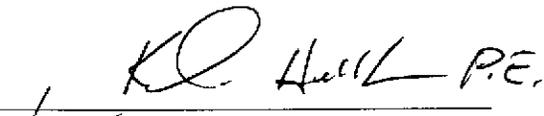
December 16, 2013

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

December 14, 2013

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 16th day of **December**, A.D. **2008**



State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

AMENDED

No. 75236

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 JAN 05 2007

Returned to applicant for correction JAN 16 2007

Corrected application filed MAR 14 2007

Map filed MAR 14 2007

The applicant **SEUBERT FAMILY TRUST** hereby make(s) application for permission to change the **Point of diversion, Place of use of a portion** of water heretofore appropriated under **Permit 17756 Certificate 5714**

1. The source of water is **Underground**
2. The amount of water to be changed **0.045 cfs 12.0 AFA**
3. The water to be used for **Irrigation & Domestic**
4. The water heretofore permitted for **Irrigation & Domestic**
5. The water is to be diverted at the following point **SE¹/₄ NE¹/₄ Section 13, T. 11 N., R. 23 E., M.D.B.& M., or at a point from which the NE corner of said Section 13 bears N. 11° 53' E., a distance of 2667.50 feet. Well #3**
6. The existing permitted point of diversion is located within **NW¹/₄ NW¹/₄ Section 18, T. 11 N., R. 24 E., M.D.B.& M., or at a point from which the NW corner of said Section 18 bears N. 58° 12' W., a distance of 1598.0 feet.**
7. Proposed place of use **Portion of the SE¹/₄ NE¹/₄ Section 13, T. 11 N., R. 23 E., M.D.B.& M.**
8. Existing place of use **NW¹/₄ NW¹/₄, Section 18, T. 11 N., R. 24 E., M.D.B.& M. Being 20.0 acres – 3 acres to be stripped within the NW¹/₄ NW¹/₄, Section 18, T. 11 N., R. 24 E., M.D.B.& M.**
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 **Existing drilled and cased well, pump, motor and distribution system.**
12. Estimated cost of works **Unknown**
13. Estimated time required to construct works **Existing well completed under Permit 17755.**
14. Estimated time required to complete the application of water to beneficial use **Five (5) years**
15. Remarks: **For Existing Point of Diversion and Place of Use, please refer to map filed in support of Application 17756. For Proposed Point of Diversion, please refer to map filed in support of Application 17755.**

WESTERN ENGINEERING & SURVEYING SERVICES
By **ROBERT H. CANTLEY**
s/ **Robert H. Cantley**
3032 Silver Sage Drive
Carson City, Nevada 89701