Permit No. 75243

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:	**March 1st to November 1st**
Priority Date:	**09/25/1947**

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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 of the waters of an underground source as heretofore granted under Permit 43783, Certificate 12477 is issued subject to the terms and conditions imposed in said Permit 43783, Certificate 12477 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 from this well under Permits 74601, 74602, 74603, 74604, 74605, 74606, 74607, 75242, and 75243 shall not exceed 1,021.05 acre-feet annually, of which the irrigation of 162.23 acres is from stand-alone underground water and 311.42 acres is supplemental underground water to decreed water within the described places 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.

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The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 0.383 cubic feet per second or 186.07 acre-feet seasonally**.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before: **N/A**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: **March 2, 2012**
Map in support of proof of beneficial use shall be filed on or before: **March 2, 2012**

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 26th day of **March**, A.D. **2010**

K.L. Hull P.E.
for State Engineer

Completion of work filed June 20, 2008 under 74601

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

No. 75243

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 09 2007

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 make application for permission to change the **Point of Diversion** of water heretofore appropriated under **Permit 43783 – Certificate 12477**

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

2. The amount of water to be changed **0.383 CFS not to exceed 186.07 acre-feet seasonally**

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 **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.**

6. The existing permitted point of diversion is located within **the SE ¼ NE ¼ of Section 29, T13N, R20E, MDB&M or at a point from which the South ¼ Corner of Section 30, T13N, R20E, MDB&M bears S 69° 01'W, a distance of 7473.0 Feet.**

7. Proposed place of use **No change**

8. Existing place of use **154.96 ac in the NE ¼ of Section 19; 78.08 acres in the S ½ SE ¼ of Section 18; 40 acres in the NE ¼ SE ¼ of Section 18; 38.38 acres in the NW ¼ SE ¼ of Section 18; all in T13N, R20E, MDB&M, 311.42 acres total.**

9. Use will be from **March 1st** to **November 1st** of each year.

10. Use was permitted from **March 1st** to **November 1st** 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 **Completed – Drilled well 380 feet deep with a 16-inch casing.**

14. Estimated time required to complete the application of water to beneficial use **2 Years**

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15. Remarks: **The purpose of this Application is to move the Point of Diversion of an Existing Certificated Supplemental Ground Water Right into an existing irrigation well located on property owned by the Bently Family Limited Partnership. The Place of Use remains the same. Please use the map filed to support Permit 43782 and 43783 to show the existing points of diversion and place of use and the map filed under 65743 to show the proposed point of diversion.**

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

Compared **bk/mt**

Protested YES, Overruled 10/23/07 See Ruling #5791

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