



TEMPORARY
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: STEVEN A FULSTONE & R. N. FULSTONE CO.
Source: UNDERGROUND
Basin: SMITH VALLEY
Manner of Use: IRRIGATION
Period of Use: April 1st to October 1st
Priority Date: 05/06/1960

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 temporary 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 71864 is issued subject to the terms and conditions imposed in said Permit 71864 and with the understanding that no other rights on the source will be affected by the change proposed herein.

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

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

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on October 1, 2007 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The total land irrigated under Temporary Permits 75393-T and 75394-T and any water of the Walker River Decree and any storage water appurtenant to the place of use shall not exceed 195.04 acres within the described places of use of the temporary permits.

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 0.803 cubic feet per second, or 293.136 acre-feet annually.

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: N/A

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 13th day of June, A.D. 2007

Tracy Taylor, P.E.
State Engineer

TEMPORARY
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Serial No. 75393T

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

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office FEB 27 2007

Returned to applicant for correction.....

Corrected application filed Map filed JUL 11 1961 under 19734

The applicant.....Steven A. Fulstone Living Trust and R.N. Fulstone Co.

.....31 Rivers Road..... ofSmith.....
Street and No. or P.O. Box No. City or Town

.....Nevada.....89430....., hereby make...s... application for permission to change the
State and Zip Code No.

.....POD POU MOU of a portion

of water heretofore appropriated under..... Permit 71864.....
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree

and identify right in Decree.

1. The source of water is.....Underground Water-Well.....
Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed.....0.803 cfs 293.136 afa.....
Second feet, acre-feet [One second foot equals 448.83 gallons per minute.

3. The water to be used for.....Irrigation.....
Irrigation, power, mining, commercial, etc. If for stock state number and kind of animals. Must limit to one major use.

4. The water heretofore used for.....Irrigation.....
If for stock state number and kind of animals.

5. The water is to be diverted at the following point.....in the SW 1/4 NE 1/4 Section 2 T. 10 N., R. 23 E., MDB & M
Describe as being within a 40-acre subdivision of public survey and by course
..... or at a point from which the N 1/4 corner of said Section 2 bears N. 6' 34' W., 2013.20 feet.....
and distance to a section corner, if on unsurveyed land, it should be stated.

.....for a map at proposed POU, use map on file under permit 19734.....

6. The existing point of diversion is located within...SW 1/4 NE 1/4 Section 36, T. 11 N., R.23 E., MDB & M or at a point.....
If point of diversion is not changed, do not answer.
...from which the NW corner of said Section 36 bears N. 58' 49' 04" W a distance of 3231.32 feet.....

107-44

75393-T

0.06 ac NE 1/4 SE 1/4 *Part 4/12/07*

7. Proposed place of use.....22.97 ac. SW 1/4 SE 1/4, 24.58 ac. SE 1/4 SE 1/4 Section 25; 10.43 ac. NE 1/4 NE 1/4,

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

.....34.78 ac. NW 1/4, NE 1/4 2.22 ac. SW 1/4 NE 1/4 Section 36 at in T.11 N., R. 23 E.....

.....MDB & M (~~24.98~~ *95.04 acres total Part 4/12/07* acres total)

8. Existing place of use.....See Exhibit "A".....

Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of

use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from.....April 1, 2007.....to.....October 1, 2007.....of each year.

Month and Day Month and Day

10. Use permitted from.....April 1st.....to.....October 1st.....of each year.

Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans

and specifications of your diversion or storage works.).....Existing well drilled under permit 19734.....

State manner in which water is to be diverted, i.e. diversion structure, ditches,

pipes and flumes or drilled well, pump and motor, etc.

12. Estimated cost of works.....Complete.....

13. Estimated time required to construct works.....Complete.....

If well completed, describe well.

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

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

.....Because of the extreme drought (snowpack < 40% Avg) an emergency exists, because the proposed POD.....

.....under permit 71684 has not been drilled, the POU can only be irrigated by the well under permit 19734.....

.....For a map of the existing POU, use NW portion of map 2 of 2 on file under permit 71864.....

.....(775)885-2101.....
Phone No.

By.....R. Michael Turnipseed.....
Print or type name clearly

R. Michael Turnipseed
Signature, applicant or agent

.....204 North Minnesota Street.....
Street and No., or P.O. Box No.

.....Carson City, Nevada 89703.....

City State Zip Code

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

2007 FEB 27 PM 12:50

\$100 FILING FEE MUST ACCOMPANY APPLICATION

75393-T

EXISTING PLACE OF USE

TOWNSHIP & RANGE	SEC.	$\frac{1}{4}$ $\frac{1}{4}$	ACREAGE
T. 11 N. R. 23 E.	25	NE OF SE	0.06
T. 11 N. R. 23 E.	25	SW OF SE	22.97
T. 11 N. R. 23 E.	25	SE OF SE	24.58
T. 11 N. R. 23 E.	36	NW OF NE	34.78
T. 11 N. R. 23 E.	36	NE OF NE	10.43
T. 11 N. R. 23 E.	36	SW OF NE	2.22
T. 11 N. R. 24 E.	31	SW OF NE	9.84
T. 11 N. R. 24 E.	31	SE OF NE	8.91
T. 11 N. R. 24 E.	31	NW OF SE	34.88
T. 11 N. R. 24 E.	31	NE OF SE	32.67
T. 11 N. R. 24 E.	31	SW OF SE	7.25
T. 11 N. R. 24 E.	31	SE OF SE	6.45

TOTAL AREA = 195.04 ACRES