



# 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: ROY C. & MARY ANNAH SMITH TRUST  
 Source: UNDERGROUND  
 Basin: FISH LAKE VALLEY  
 Manner of Use: IRRIGATION  
 Period of Use: January 1st to December 31st  
 Priority Date: 07/19/2002

### 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 46372, Certificate 16186 is issued subject to the terms and conditions imposed in said Permit 46372, Certificate 16186 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer within 30 days after the expiration of this permit.

This temporary 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 74042, 76784T, 76785T, 76786T, 76787T and 76788T, having the same point of diversion and place of use, shall not exceed 4.013 cubic feet per second and 412.08 acre-feet annually.

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 1 year after the approval of the permit at which time all rights herein granted shall revert to the right being changed by this temporary permit.

This temporary permit is issued for irrigation on land irrigated with other underground water rights for a total irrigable area of 103.02 acres within the described place of use.

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 0.16 cubic feet per second or 47.53 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 30th day of July, A.D. 2008

Tracy Taylor, P.E.  
State Engineer

AMENDED

TEMPORARY

Application No. 76787 T

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 MAR 10 2008
Returned to applicant for correction MAR 18 2008
Corrected application filed APR 03 2008 Map filed MAR 13 2008 under 76784-T

The applicant Roy C + MARY ANNAN SMITH TRUST
P.O. Box 429 of PERCIS
CA 92572
State and Zip Code

- Point of diversion
Place of use
Manner of use
of a portion

of water heretofore appropriated under (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

PERMIT # 46372, CERTIFICATE # 16186

- 1. The source of water is LLG
2. The amount of water to be changed 33.5 ac. 0.16 cfs 47.53 AFA
3. The water to be used for IRRIGATION, DOMESTIC
4. The water heretofore used for IRRIGATION, DOMESTIC
5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.) SW 1/4 SW 1/4 SEC. 4, T 45, R 36 E 11 DB + M A POINT FROM WHICH THE SW CORNER OF SAID SECTION 4 BEARS S 63° 18' W, DISTANCE OF 110.0 FEET.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.) NE 1/4 SW 1/4, SEC. 25, T 35, R 35 E, 11 DB + M, OR AT A POINT FROM WHICH THE W 1/4 CORNER OF SAID SEC. 25, BEARS N. 80° 08' W., @ DISTANCE OF 1,453.5 FEET.

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

SW 1/4, Sec. 4, T.4.S, R.36E MDB+M

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

NW 1/4 SW 1/4, ~~SW 1/4 SE 1/4~~ <sup>KS</sup> Sec. 25, T.3S, R.35E, NE 1/4 SE 1/4 Sec. 26, T.3S, R.35E, + NW 1/4 NW 1/4, NE 1/4 NW 1/4, SW 1/4 NW 1/4, of sec. 36 T.3S, R.35E, MDB+M  
33.5 Acres to be removed from irrigation. - @ 4/4/08 SE 1/4 NW 1/4 @ 4/4/08

9. Proposed use will be from JAN 1 to Dec 31 of each year.

10. Existing use permitted from JAN 1 to Dec 31 of each year.

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.) (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.) EXISTING WELL + PIVOT

12. Estimated cost of works \$50,000

13. Estimated time required to construct works EXISTING If well completed, describe well.

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary). The proposed use should be temporary in nature, or the requested change should be the result of an unforeseen occurrence: (Failure to provide a detailed description may cause a delay in processing.)

THIS APPLICATION PROPOSED TO MOVE WATER FROM THE CORNERS OF AN EXISTING CERTIFICATE (PIVOT) FOR USE THIS IRRIGATION SEASON ON A DIFFERENT PIVOT.

16. Miscellaneous remarks: Acreage to be stripped: 3.5 Acres in the SW 1/4 SW 1/4 Sec. 25; 4 Acres in the NE 1/4 SE 1/4 Sec. 26; 1 Acre in the NW 1/4 NW 1/4, 14 Acres in the NE 1/4 NW 1/4, 1 Acre in the SW 1/4 NW 1/4 and 10 Acres in the SE 1/4 NW 1/4 all in section 36; all within T.3S R.35E MDB+M - Subdivision - 4/4/08

951-741-5171  
Phone No.

E-mail

By ROY C + MARY ANNAH SMITH TRUST  
Print or type name clearly

Roy W Smith TRUSTEE  
Signature, applicant or agent

Company Name

P.O. Box 807  
Street Address or P.O. Box

PERDIE, CA. 92572  
City, State, Zip Code

**APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT**

**\$100 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION**