



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: PHILIP AND MAUREEN BENJAMIN FAMILY
TRUST DATED FEBRUARY 22, 1990
Source: UNDERGROUND
Basin: INDIAN SPRINGS VALLEY
Manner of Use: IRRIGATION
Period of Use: January 1st to December 31st
Priority Date: 08/27/1974

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 a portion of the waters of an underground source as heretofore granted under Permit 28861, Certificate 9283 is issued subject to the terms and conditions imposed in said Permit 28861, Certificate 9283 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 71743 and 76875 shall not exceed 11.3 acre-feet annually.

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

This permit is limited to the irrigation of 0.7 acres within the described place of use.

The issuance of Permit 76875 totally abrogates Permit 28861, Certificate 9283.

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 0.0285 cubic feet per second or 3.5 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:

August 8, 2009

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

August 8, 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 18th day of August, A.D. 2008

Signature of Tracy Taylor, P.E., State Engineer

Completion of work filed August 8, 2007 under 71443

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

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 31 2008

Returned to applicant for correction _____

Corrected application filed _____ Map filed NOV. 18, 1977 under 28861

The applicant PHILIP AND MAURIEEN BENJAMIN FAMILY TRUST, DATED FEBRUARY 22, 1990
PO BOX 376 of INDIAN SPRINGS
Street Address or P.O. Box City or Town
NEVADA 89018, hereby make(s) application for permission to change the
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 28861, CERTIFICATE 9283

1. The source of water is UNDERGROUND
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 0.0285 CFS, BUT NOT TO EXCEED 3.5 AFA
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for IRRIGATION & DOMESTIC
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 & DOMESTIC
If for stock, state number and kind of animals
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 bound section corner. If on unsurveyed land, it should be stated.)
TRACT 45, SECTION 9, T. 16 S., R. 56 E., M. D. B. & M., OR AT A POINT FROM WHICH THE NW CORNER OF TRACT 45, T. 16 S., R. 56 E., M. D. B. & M., BEARS N. 02° 03' 30" W., A DISTANCE OF 1,055 FEET.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)

161-cl

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

TRACT 45, SECTION 9, T. 16 S., R. 56 E., M. D. B. & M.
0.70 ACRES TO BE IRRIGATED

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.)

TRACT 45, SECTION 9, T. 16 S., R. 56 E., M. D. B. & M.
THE LAST REMAINING 0.7 ACRES TO BE REMOVED FROM THE
PLACE OF USE DESCRIBED IN THE CERTIFICATE AND THE
SUMMARY OF OWNERSHIP.

9. Proposed use will be from 1/1 to 12/31 of each year.
Month and Day Month and Day

10. Existing use permitted from 1/1 to 12/31 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.) (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 COMPLETED

13. Estimated time required to construct works 8" WELL 131' DEEP, SEE WELL LOG # 15934
If well completed, describe well.

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary):
(Failure to provide a detailed description may cause a delay in processing.)

16. Miscellaneous remarks:

THE PURPOSE OF THIS APPLICATION IS TO PROPERLY REPRESENT
THE 0.7 ACRES CURRENTLY IRRIGATED UNDER PERMIT 28861,
CERTIFICATE 9283.

702-879-3771
Phone No
Cell 279-1846
E-mail

By Philip Benjamin
Print or type name clearly
Philip Benjamin
Signature, applicant or agent

P.O. Box 376 Indian Springs NV. 89018
Company Name Street Address or P.O. Box

City, State, Zip Code

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

\$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION