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:	**EDWIN W. AND IRMA BETH BODILY**
Source:	**UNDERGROUND**
Basin:	**WINNEMUCCA SEGMENT**
Manner of Use:	**IRRIGATION**
Period of Use:	**January 1st to December 31st**
Priority Date:	**08/22/1957**

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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 and place of use of the waters of an underground source as heretofore granted under Permit 17362, Certificate 5087 is issued subject to the terms and conditions imposed in said Permit 17362, Certificate 5087 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 77376, 77377 and 77378 shall not exceed 61.86 acre-feet annually for the irrigation of 20.62 acres within the described place of use and shall not exceed 3.0 acre-feet per acre from any and all sources.

The total combined diversion rate under Permits 77376, 77377 and 77378 shall not exceed 1.5 cubic feet per second.

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If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

(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 1.5 cubic feet per second or 36.27 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:	**February 24, 2010**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:	**February 24, 2012**
Map in support of proof of beneficial use shall be filed on or before:	**February 24, 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 24th day of **February,** A.D. **2009**

for R. D. Hill P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

AMENDED

Application No. 77376

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 SEP 1 2 2008

Returned to applicant for correction _____

Corrected application filed _____ Map filed SEP 1 9 2008

The applicant Edwin W. and Irma Beth Bodily

P.O. Box 488 (Street Address or P.O. Box) of Winnemucca (City or Town)

Nevada, 89445 (State and Zip Code), hereby make(s) application for permission to change the

☒ 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 17362 Certificate 5087

1. The source of water is underground (Name of stream, lake, underground, spring or other sources.)
2. The amount of water to be changed 1.5 cfs (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 (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.)
within the NW1/4SW1/4 of Section 16, T.36N.,R.38E., M.D.B.&M., or at a point from which the SW corner of said Section 16 bears S.16°29'00"W. 1711.00 feet.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
NW1/4 SW1/4 of Section 16, T.36N.,R.38E., M.D.B.&M., or at a point from which the SW corner of the NW1/4SW1/4 of Section 16, bears S.60°00'00"W. 576.60 feet.

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

12.09 acres lying within portions of the NE1/4SE1/4 Section 17 and W1/2SW1/4 of Section 16 all in T.36N.,R.38E., M.B.D.&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.)

3.02 acres in the NE1/4SE1/4 Section17, and 9.07 acres in the NW1/4SW1/4 of Section16, all in T.36N.,R.38E., M.D.B.&M.

9. Proposed use will be from January 1st (Month and Day) to December 31st (Month and Day) of each year.

10. Existing use permitted from January 1st (Month and Day) to December 31st (Month and Day) 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 drilled well and irrigation system

12. Estimated cost of works in excess of $30000.00

13. Estimated time required to construct works 1 year, see well log filed under permit 17362
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 3 years

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.)
Applicant proposes combine the water from Permits 17362, 45990 & 45991 into one irrigated field, and also correct the point of diversion of permit 17362

2000 SEP 23 AM 10: 28
STATE ENGINEER'S OFFICE

16. Miscellaneous remarks:

775-623-4414
Phone No.

dms@winnemucca.net
E-mail

By John H. Milton III (agent)
Print or type name clearly

John H. Milton III
Signature, applicant or agent

Desert Mountain Surveying
Company Name

146 West Second Street
Street Address or P.O. Box

Winnemucca, Nevada, 89445
City, State, Zip Code

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION