Permit No. 77678

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:	**ANNE LOUISE BRITTON**
Source:	**UNDERGROUND**
Basin:	**PLEASANT VALLEY**
Manner of Use:	**IRRIGATION**
Period of Use:	**January 1st to December 31st**
Priority Date:	**05/06/1977**

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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 a portion of the waters of an underground source as heretofore granted under Permit 52421, Certificate 14630, is issued subject to the terms and conditions imposed in said Permit 52421, Certificate 14630, 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 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 well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

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 issued subject to the State Engineer's Ruling #6017 dated November 12, 2009.

This permit is issued subject to the provision that the place of use of the water herein granted is limited to and supplemental to lands having existing water rights under Permit 76111 (Claims 696, 696.5 and 697 of the Orr Ditch Decree).

No water can be diverted under this permit until the Proof of Completion of work under Permit 76111 is filed and approved by this office.

(Continued on Page 2)

This permit is issued for the irrigation of 3.75 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 0.0467 cubic feet per second or 15.0 acre-feet annually, and not to exceed an annual duty of 4.5 acre-feet per acre from any and/or all sources.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:	**March 26 , 2012**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:	**March 26 , 2013**
Map in support of proof of beneficial use shall be filed on or before:	**March 26 , 2013**

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.C. Hall P.E.
for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

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Application No. 77678

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 DEC 1 1 2008

Returned to applicant for correction _____

Corrected application filed _____ Map filed DEC 1 8 2008 under 7 7 6 5 5

The applicant Anne Louise Britton

HC 60 Box 120 (Street Address or P.O. Box) of Wells (City or Town)

Nevada 89835 (State and Zip Code), hereby make(s) application for permission to change the

[x] Point of diversion [x] Place of use [ ] Manner of use [x] 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.)

Supplemental Permit No. 52421, Certificate 14630

1. The source of water is underground (Name of stream, lake, underground, spring or other sources.)
2. The amount of water to be changed 0.04669 cfs, 15.00 acre-feet annually (Second feet, acre-feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for Irrigation and 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 and 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 found section corner. If on unsurveyed land, it should be stated.)

   Within the NW 1/4 of the NE 1/4 of Section 4, T.17N., R.20E., M.D.M., or at a point from which the northeast corner of said Section 4 bears North 59°16'48" East a distance of 1881.88 feet. Refer to Sheet 2 of 2 of map accompanying this application.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)

   the NE 1/4 of the SE 1/4 of Section 4, T.17N., R.20E., M.D.M., or at a point from which the east 1/4 corner of said Section 4, bears North ~~78~~ 73°00' East a distance of 800 feet. Refer to map supporting Proof of Beneficial Use under Permit No. 52421, Certificate 14630.

   N 73° 00' E

REL per Hr. 12-17-08

88

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

3.75 acres within the NW 1/4 of the NE 1/4 of Section 4, T.17N., R.20E., M.D.M., being a portion of Washoe County Assessor's Parcel Number 017-310-21. Refer to Sheet 2 of 2 of map accompanying this application.

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.)

3.75 acres within the SW 1/4 of the NE 1/4 of Section 4, T.17N., R.20E., M.D.M. Refer to Sheet 1 of 2 of map accompanying this application.

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

10. Existing use permitted from January 1 (Month and Day) to December 31 (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.)

Proposed drilled well, pump, meter and pipeline irrigation system.

12. Estimated cost of works $20,000.00

13. Estimated time required to construct works 2 years (If well completed, describe well.)

14. Estimated time required to complete the application of water to beneficial use 5 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.)

Water will be used to supplement Claims 696, 696.5 and 697 of Truckee River decreed surface rights for irrigation of permanent pasture.

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STATE ENGINEER'S OFFICE

16. Miscellaneous remarks:
Water will be used on land owned by Michael and Elizabeth Schuler and will be deeded to the Schuler's upon the State Engineer's approval of a permit under this application. See attached copy of Water Rights Purchase Agreement for particulars.

(775) 358-9491
Phone No.

GLindesmith@tristateltd.com
E-mail

By George G. Lindesmith, PLS
Print or type name clearly

Signature, applicant or agent

Tri State Surveying Ltd.
Company Name

1925 E. Prater Way
Street Address or P.O. Box

Sparks, NV 89434
City, State, Zip Code

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: February 13, 2009, by Richard Taras; by Merle Erickson; by Ox-Yoke Land and Cattle, LLC and by Michael Marigold