



**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:** RICHARD H. EGGER LIVING TRUST, CAROL J. EGGER  
LIVING TRUST, STEPHAN R. EGGER, STACY B. EGGER  
& EGGER ENTERPRISES, LLC

**Source:** UNDERGROUND

**Basin:** PINE FOREST VALLEY

**Manner of Use:** IRRIGATION

**Period of Use:** January 1st to December 31st

**Priority Date:** 09/27/2007

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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 temporary permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 67017 is issued subject to the terms and conditions imposed in said Permit 67017 and with the understanding that no other rights on the source will be affected by the change proposed herein. 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. 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 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 25228, Certificate 8444; Permit 27563, Certificate 8456; Permit 45190, Certificate 11790; Permit 46721, Certificate 11794; Permit 46724, Certificate 11795; Permit 46725, Certificate 11796; Permit 46725, Certificate 11796; Permit 46729, Certificate 11797; Permit 46730, Certificate 11798; Permit 46731, Certificate 11799; Permit 46732, Certificate 11800; Permit 46733, Certificate 11801; Permit 60886 and Permit 77987T shall not exceed 37.7 cubic feet per second and the total combined duty shall not exceed 9754.40 acre-feet per acre.

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.

(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 2.70 cubic feet per second or 640 acre-feet annually, not to exceed a yearly duty of 4.0 acre-feet per acre from any and/or all sources for the irrigation of 160 acres within the described.**

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 4th day of March, A.D. 2009

for K.L. Hawk P.E.  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

llb

**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 09 2009

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_ Map filed FEB 09 2009 under 77988

The applicant Richard H. and Carol J. Egger, trustees, Richard H. Egger Living Trust, (see Question 16)

396 Denio Highway 140 of Winnemucca  
Street Address or P.O. Box City or Town

Nevada, 89445, 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 67017

1. The source of water is underground  
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 2.70 cfs  
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 SE1/4 SE1/4 of Section 2, T.43N., R.31E., M.D.B.&M., or at a point from which the SE corner of said Section 2 bears S 13°28' E a distance of 307.0 feet.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)  
within the NE1/4 SE1/4 of Section 2, T.43N., R.31E., M.D.B.&M., or at a point from which the NE corner of said Section 2 bears N 1° 23' E a distance of 3218.0 feet.

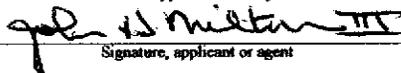
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7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)  
SE 1/4 Section 2, T.43N., R.31E., M.D.B.&M., 160 acres.
8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)  
unchanged
9. Proposed use will be from January 1st to December 31st of each year.  
Month and Day Month and Day
10. Existing use permitted from January 1st to December 31st 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.)  
A drilled well, pump, motor and circular sprinkler.
12. Estimated cost of works \$50,000.00 ±
13. Estimated time required to construct works 1 year  
If well completed, describe well.
14. Estimated time required to complete the application of water to beneficial use 2 years
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.)  
The permit holder plans to drill a new well at the proposed point of diversion, the well at the existing point of diversion did not produce the quantity of water needed to run the circular sprinkler. The permittee wishes to drill the well under a temporary permit so the well will be ready for the irrigation season.
16. Miscellaneous remarks:  
applicants continued, Richard H. and Carol J. Egger, trustees, Carol J. Egger Living Trust, Stephan R. Egger, Stacy B. Egger and Egger Enterprises, LLC.

775-623-4414  
Phone No.

dms@winnemucca.net  
E-mail

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

  
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

STATE ENGINEERING OFFICE  
 2009 FEB - 9 PM 2:20

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

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