

## 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:** PETER A. DEMAS AND PEGGY A. DEMAS  
**Source:** UNDERGROUND  
**Basin:** MIDDLE REESE RIVER VALLEY  
**Manner of Use:** IRRIGATION  
**Period of Use:** January 1st to December 31st  
**Priority Date:** 05/22/2008

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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 of the waters of an underground source as heretofore granted under Permit 68012, is issued subject to the terms and conditions imposed in said Permit 68012 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 Permit 25402, Certificate 8715 and Permit 78175, having the same place of use, shall not exceed 1,196.08 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.

(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 1.1 cubic feet per second or 796.17 acre-feet annually and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated 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:

November 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:

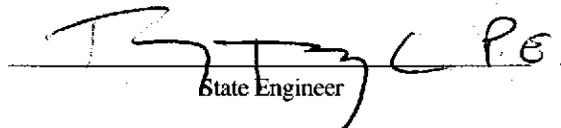
November 24, 2012

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

November 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 November, A.D. 2009

  
State Engineer

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

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

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

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

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**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	<u>MAR 23 2009</u>
Returned to applicant for correction	<u>MAR 26 2009</u>
Corrected application filed	<u>APR 01 2009</u> Map filed <u>APR 01 2009</u> under <u>78174</u>

The applicant Peter A. Demas and Peggy A. Demas  
5755 Fruitvale Road of New Castle  
Street Address or P.O. Box City or Town  
California, 95658, 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 68012

- The source of water is underground  
Name of stream, lake, underground, spring or other sources.
- The amount of water to be changed 1.1 cfs  
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
- 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.
- The water heretofore used for Irrigation and Domestic  
If for stock, state number and kind of animals.
- 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 NW1/4 of Section 16, T.25N., R.42E., M.D.B.&M., or at a point from which the South 1/4 corner of said Section 16, bears S 21° 14' E 3214.00 feet.
- The existing point of diversion is located within (If point of diversion is not changed, do not answer.)  
within the NE1/4 NE1/4 of Section 17, T.25N., R.42E., M.D.B.&M., or at a point from which the South 1/4 corner of Section 16, T.25N., R.42E., M.D.B.&M., bears S36°30' 03" E 6469.79 feet.

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

Unchanged

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.)

40.58ac. NE1/4SW1/4, 37.82ac. SE1/4SW1/4 of Section 17; 39.26ac. NE1/4NW1/4, 41.78ac. NW1/4NE1/4, 40.12ac. NE1/4NE1/4, 27.32ac. SW1/4NE1/4, 34.43ac. SE1/4NE1/4, 37.71ac. NE1/4SE1/4 of Section 20, all in T.25N., R.42E., M.D.B.&M. Total: 299.02 acres

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

10. Existing use permitted from January 1st to December 31st of each year.  
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, pipelines and irrigation system.

12. Estimated cost of works in excess of \$75,000.00

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 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.)

Applicants were unable to obtain the necessary quantity of water at the present point of diversion. A test well was drilled under 74205T at the proposed point of diversion and a sufficient quantity of water was obtained. Water will be delivered by buried pipeline to place of use.

16. Miscellaneous remarks:

775-626-4414

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**

RECEIVED  
MAY 11 2011  
MILTON