



# 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: **ROY C. AND MARY ANNAH SMITH TRUST**  
Source: **UNDERGROUND**  
Basin: **FISH LAKE VALLEY**  
Manner of Use: **IRRIGATION**  
Period of Use: **January 1st to December 31st**  
Priority Date: **07/19/2002**

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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 and place of use of a portion of the waters of an underground source as heretofore granted under Permit 44546, Certificate 16185 is issued subject to the terms and conditions imposed in said Permit 44546, Certificate 16185 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 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 74042, 78375T, 78376T, 78377T, 78378T and 78379T, having the same point of diversion and place of use, shall not exceed 4.013 cubic feet per second and 412.08 acre-feet annually.

(Continued on Page 2)

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.

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 0.416 cubic feet per second or 60.55 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:

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 11th day of September, A.D. 2009

  
\_\_\_\_\_  
State Engineer

# TEMPORARY

Serial No. **78375 T**

## 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 APR 27 2009

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

Corrected application filed \_\_\_\_\_ Map filed MAR 13 2008 under **76784 T**

The applicant Roy C. & Mary Annah Smith Trust  
P.O. Box 428 of Perris  
Street and No. or P.O. Box No. City or Town  
CA. 92572, hereby make... application for permission to change the  
State and Zip Code No.

Point of diversion and place of use of a portion  
of water heretofore appropriated under permit # 44546, Certificate # 16185  
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree  
and identify right in Decree.

KE  
4/30/09

1. The source of water is U.G.  
Name of stream, lake, underground, spring or other sources.  
2. The amount of water to be changed 33.5 ac, 0.416 cfs, 60.55 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 SW 1/4, SW 1/4, Sec 4, T4S, R36E, MOB # M  
Describe as being within a 40-acre subdivision of public survey and by course  
a point from which the SW corner of Sec 4, Bears S 63° 18' W a  
and distance to a section corner. If on unsurveyed land, it should be stated.  
distance of 110.0 feet

6. The existing point of diversion is located within NW 1/4, NW 1/4 Sec. 36, T3S, R35E, MOB # M  
or at a point from which the <sup>NW</sup> corner of said Sec. 36 bears N 23° 06' 30" W, a distance of 1,335.20 feet.  
If point of diversion is not changed, do not answer.

KE  
4/30/09

117-ES

7. Proposed place of use. SW1/4, Sec. 4, T4s, R36E, MDB3M  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use. NW1/4, SW1/4, Sec. 25, T3s, R35E, and the NE1/4, SE1/4 of Sec. 26, T3s, R35E and the NW1/4, NE1/4, NW1/4, SW1/4, SE1/4, NW1/4 of sec. 36, T3s, R35E, MDB3M  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.  
33.5 ac. to be removed from irrigation

9. Use will be from Jan 1 to Dec. 31 of each year.  
Month and Day Month and Day

10. Use permitted from Jan 1 to Dec. 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) existing well & pivot  
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 \$50,000

13. Estimated time required to construct works existing  
If well completed, describe well.

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

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This application proposes to move water from corners of an existing certificate (pivot) for use this irrigation season on a different pivot. Acreage to be stripped: 3.5 acres in the NW1/4, SW1/4 Sec. 25, 4 acres in the NE1/4, SE1/4 Sec. 26, 1 acre in the NW1/4, 14 acres in the NE1/4, NW1/4, 1 acre in the SW1/4 NW1/4 and 10 acres in the SE1/4 NW1/4, in all Sec. 36 all within T3s, R35E, MDB3M

KE  
4/30/09

By Maria Doves  
Signature, applicant or agent  
P.O. Box 130  
Street and No., or P.O. Box No.  
Deer, NV 89010  
City, State, Zip Code No.

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

\$100 FILING FEE MUST ACCOMPANY APPLICATION

STATE ENGINEERS OFFICE  
2009 APR 27 PM 3:53  
RECEIVED