



THE STATE OF NEVADA

PERMIT TO CHANGE THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant: F. SCOTT EGBERT AND LAUREL S. EGBERT
Source: UNDERGROUND
Basin: CLOVER VALLEY
Manner of Use: IRRIGATION
Period of Use: January 1st to December 31st
Priority Date: 05/28/1996

PROTESTED: Ballard Ranches, 7/8/2009
Protest Dismissed September 13, 2010

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 72293 is issued subject to the terms and conditions imposed in said Permit 72293 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 well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Permits 78454, 78455 & 78456 shall not exceed 640.0 acre-feet annually for the irrigation of 160 acres within the described place of use.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The well must be constructed to such a depth that it minimizes the potential impact to surface water and springs near the point of diversion. The proposed well design must be approved by the State Engineer.

(Continued on Page 2)

This permit is issued as a supplemental right to Claim of Vested Right V02192, and any other surface water right appurtenant to the described place of use, and groundwater is only to be used when there is no surface water available.

Additional monitoring may be required to determine potential impacts to existing rights.

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 0.125 cubic feet per second or 40.0 acre-feet annually, but not to exceed 4.0 acre feet per acre from any and all sources.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

March 23 2012

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

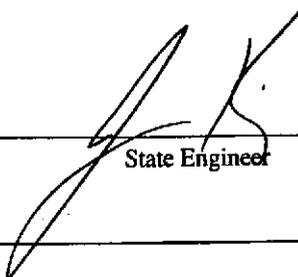
March 23 2014

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

March 23 2014

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 23rd day of March, A.D. 2011



State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

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 MAY 08 2009

Returned to applicant for correction _____

Corrected application filed _____ Map filed MAY 08 2009 under 78454

The applicant F. Scott Egbert and Laurel S. Egbert, h/w

HC 60, Box 135 of Wells
Street Address or P.O. Box City or Town

Nevada 89835-0135-9802, 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 #72293

1. The source of water is underground
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 0.125 c.f.s. (40 acre-feet)
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for same as existing
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 NW¼SE¼ Section 36, T.36N., R.61E., M.D.M. from which the SW corner of said section 36 bears S58°19'W., 3,280 feet distant.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
within NE¼SW¼ Sec. 4, T.34N., R.62E., M.D.M. from which the center section corner of said Section 4 bears N73°10'E., 729 feet distant.

177-EL

REL
9-20-12
per
e-mail

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

Portions of the following:

T.35N., R.61E., M.D.M.: Section 1, Lot 1

T.36N., R.61E., M.D.M.: Section 36, SE $\frac{1}{4}$

T.35N., R.62E., M.D.M.: Section 4; portion of N $\frac{1}{2}$, Section 5; N $\frac{1}{2}$ N $\frac{1}{2}$, Section 6

T.36N., R.61E., M. D.M.: Section 31, S $\frac{1}{2}$ SW $\frac{1}{4}$

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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.)

portions of E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 4, T.34N., R.62E., M.D.M., 10 acres.

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

10. Existing use permitted from January 1 to December 31 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.)

drilled and cased well; submersible or line shaft pump and motor, pipeline system to connect with existing surface ditches.

12. Estimated cost of works \$25,000.00

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

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

The major portion of water described under this change application will supplement those rights claimed under #02192.

16. Miscellaneous remarks:

Please send copies of notices and correspondence to the undersigned agent.

(775) 738-2121
Phone No.

wnisbet@chilton-inc.com
E-mail

By William A. Nisbet, Agent
Print or type name clearly

William A. Nisbet
Signature, applicant or agent

Chilton Engineering & Surveying, Ltd.
Company Name

421 Court Street
Street Address or P.O. Box

Elko, NV 89801-3527
City, State, Zip Code

STATE ENGINEERS OFFICE
2009 MAY - 8 AM 10:36
RECEIVED

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

\$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION