



## 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: MARK & TERESA MOYLE FAMILY TRUST  
DATED 12/22/1999

Source: UNDERGROUND

Basin: DIAMOND VALLEY

Manner of Use: IRRIGATION

Period of Use: January 1st to December 31st

Priority Date: 12/10/1962

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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 67173 is issued subject to the terms and conditions imposed in said Permit 67173 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 issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The point of diversion and place of use are as described on the submitted application to support this permit.

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 1.593 cubic feet per second but not to exceed 327.8 acre-feet annually, and not to exceed 4.0 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:

February 25, 2011

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

February 25, 2012

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

February 25, 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 25th day of February, A.D. 2010

*K.C. Taylor P.E.*  
\_\_\_\_\_  
*for* 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 MAY 19 2009

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

Corrected application filed \_\_\_\_\_ Map filed JAN 03 2005 under 67172 (PBU)

The applicant Mark & Teresa Moyle Family Trust Dated 12/22/1999  
Po Box 842 of Fallon  
Street Address or P.O. Box City or Town  
Nevada 89407, 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 67173

1. The source of water is Underground  
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 1.593 CFS, but not to exceed 327.80 AFA  
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  
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 lot 4C NW 1/4 NW 1/4, Sec. 34 T. 21 1/2 N., R. 54 E., MDM, or at a point from which the NW corner of said Sec. 34 bears N. 60° 17' W. a distance of 1,507 feet, (Sec PBU map under 67172 received Jan 03 2005)
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)  
SW 1/4 NW 1/4 Sec. 34 T. 21 1/2 N., R. 54 E., MDM or at a point from which the NW corner of said Sec. 34 bears N. 58° 17' W. a distance of 1,527 feet.  
(Sec map filed under 67170 T on Feb. 15 2001)

153-EU

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

No change

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.)

NW 1/4 Sec. 34 T. 21 1/2 N. R. 54 E. MDM  
a Total of 81.95 Acres to be irrigated. - (sec PBU map received Jan 03 2005 under 67172.)

9. Proposed use will be from Jan 1<sup>st</sup> to Dec 31<sup>st</sup> of each year.  
Month and Day

10. Existing use permitted from April 1<sup>st</sup> to Oct. 15<sup>th</sup> 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.)

existing under 67173, well pivot & controls

12. Estimated cost of works \$ 60,000

13. Estimated time required to construct works Drilled well 16" To depth of 405  
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use Beneficial use has been applied Under 67173. C Per S. Clark

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.)

well is acquired and currently serving 81.95 acre. (per man pivot)

16. Miscellaneous remarks: This application is being filed to correct the point of diversion of permit 67173 to the actual as-built location of the well, and to allow for year round use, and domestic use for washing farm equipment and any other ~~minimal~~ MINIMAL ancillary farming uses. Mark S Moyle

Phone No. 775-867-4500  
E-mail msmoyle@mac.com.

By Mark S Moyle  
Print or type name clearly  
Mark Moyle Farms LLC  
Signature, applicant or agent  
PO Box 842  
Company Name  
Fallon NV 89407  
Street Address or P.O. Box  
City, State, Zip Code

STATE ENGINEER'S OFFICE  
2009 MAY 19 AM 10:34

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

**\$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION**