

## THE STATE OF NEVADA

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

**Name of applicant:** JOHN & JOYCE SEWARD  
**Source:** UNDERGROUND  
**Basin:** SMITH VALLEY  
**Manner of Use:** IRRIGATION  
**Period of Use:** January 1st to December 31st  
**Priority Date:** 04/16/1970

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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 and place of use of a portion of the waters of an underground source as heretofore granted under Permit 36524, Certificate 12481, is issued subject to the terms and conditions imposed in said Permit 36524, Certificate 12481 and with the understanding that no other rights on the source will be affected by the change proposed herein. This well shall be equipped with a two (2) inch opening for measuring depth to water 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 78675 and 78754 shall not exceed 60.22 acre-feet annually for the irrigation of 15.055 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.

If any water under this permit is cancelled or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

(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 0.217 cubic feet per second, but not to exceed 30.11 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:

October 19 2012

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

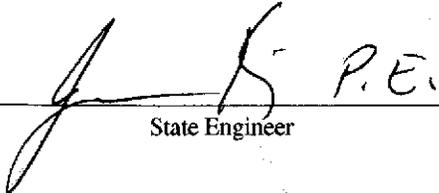
October 19 2015

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

October 19 2015

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 19th day of October, A.D. 2010

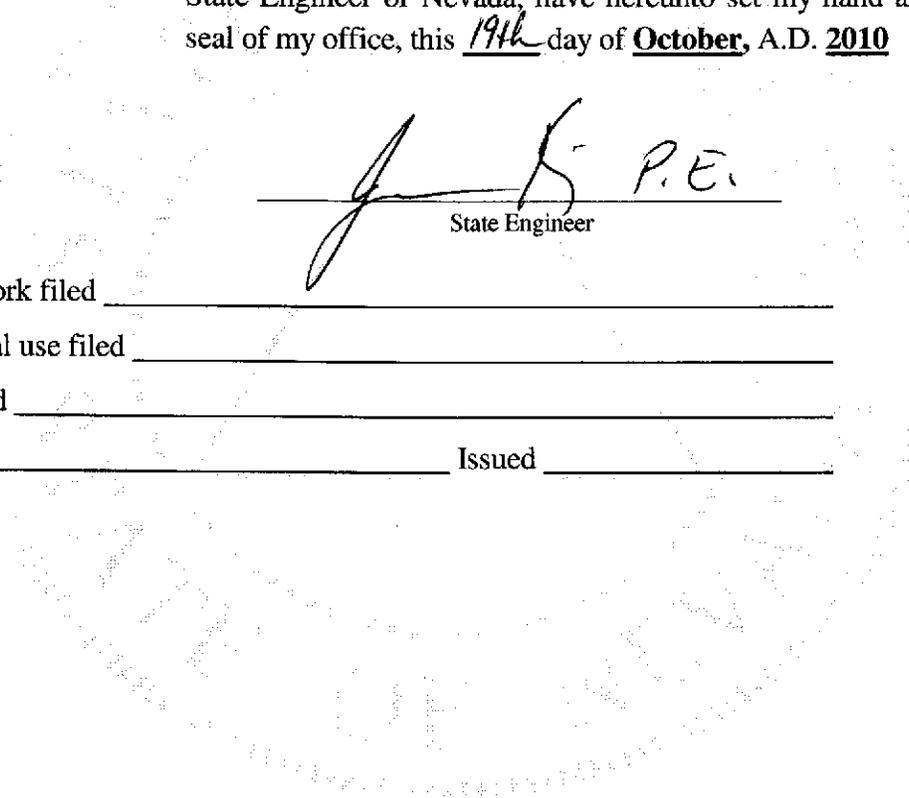
  
State Engineer

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 JUL 22 2009

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

Corrected application filed \_\_\_\_\_ Map filed JUL 22 2009

The applicant JOHN & JOYCE SEWARD

P.O. BOX 125 of WELLINGTON  
Street Address or P.O. Box City or Town

NEVADA, 89444, 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 #36524, CERTIFICATE #12481

1. The source of water is UNDERGROUND  
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 0.219 CFS (DUTY 30.11 AC.FT.)  
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for IRRIGATION  
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.)  
NE1/4 SW1/4, SECTION 8, T.9N., R. 24E., M.D.M., OR AT A POINT FROM WHICH THE W1/4 CORNER OF SAID SECTION 8, BEARS N 80°08'57" W, A DISTANCE OF 2016.30 FEET.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)  
NW1/4 NW1/4 SE1/4 OF SECTION 31, T.12 N., R. 24 E., M.D.M., OR AT A POINT FROM WHICH THE N1/4 CORNER OF SAID SECTION 31 BEARS N 8°51'00" W, A DISTANCE OF 2811.00 FEET

107-47

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

NE1/4 SW1/4, SE1/4 NW1/4, NE1/4 NW1/4 OF SECTION 8 T.9 N., R. 24 E., M.D.M.

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.)

7.53 ACRES IN THE NW1/4 NW1/4 OF SECTION 31, T.12 N., R.24 E., M.D.M.

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 WELL, PIPE SYSTEM, DITCHES & FLOOD IRRIGATION

12. Estimated cost of works \$20,000.00

13. Estimated time required to construct works 2-3YEARS  
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 2-5 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.)

2009 JUL 22 AM 10:14  
STATE ENGINEER'S OFFICE

16. Miscellaneous remarks:

775-463-3611  
Phone No.

dsurvey@tele-net.net  
E-mail

By RICK P. CHRISTIAN, AGENT  
Print or type name clearly

*Rick P. Christian*  
Signature, applicant or agent

DENSON SURVEYING, NC.  
Company Name

P.O. BOX 528  
Street Address or P.O. Box

YERINGTON, NV. 89447  
City, State, Zip Code

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

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