



## THE STATE OF NEVADA

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

**Name of Permittee:** TODD JAMES O'BANION  
**Source:** UNDERGROUND  
**Basin:** SMITH VALLEY  
**Manner of Use:** IRRIGATION AND DOMESTIC  
**Period of Use:** JANUARY 1ST TO DECEMBER 31ST  
**Priority Date:** 01/07/1948

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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 72168 is issued subject to the terms and conditions imposed in said Permit 72168 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 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 0.0165 cubic feet per second or 11.92 acre-feet annually.

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

July 25 2012

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

July 25 2012

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

July 25 2012

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 25<sup>th</sup> day of July, A.D. 2011

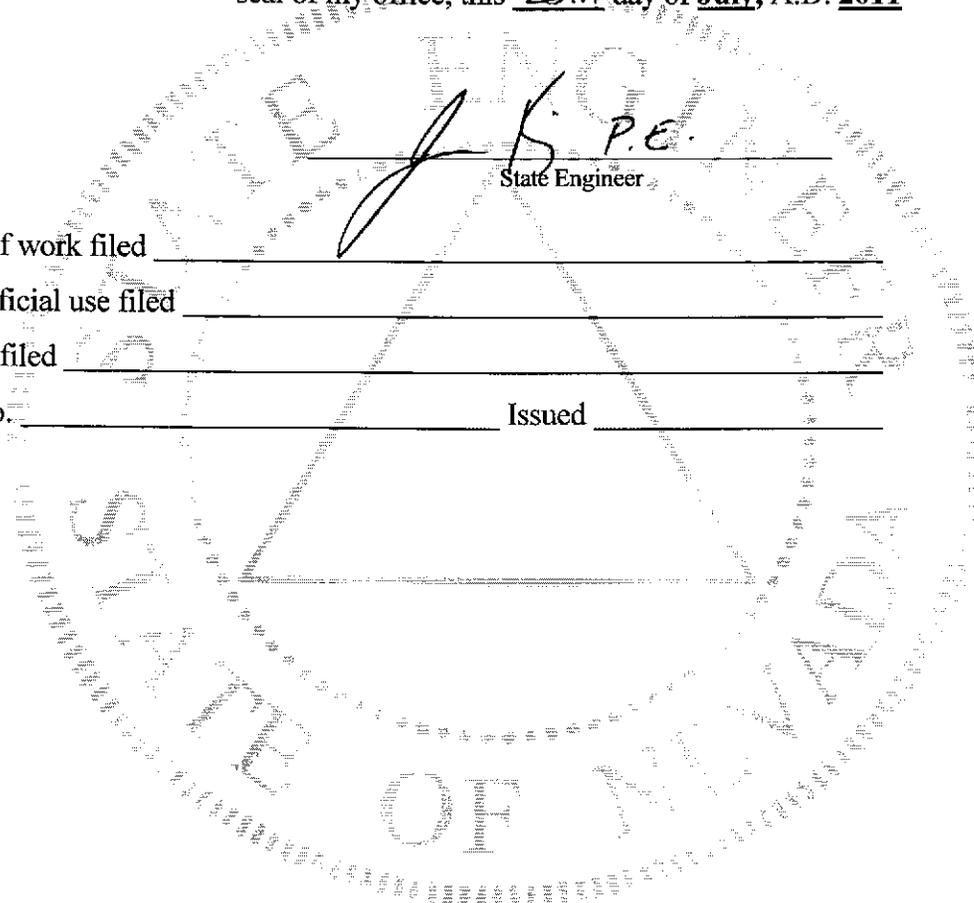
  
\_\_\_\_\_  
State Engineer

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 JUN 30 2010

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

Corrected application filed \_\_\_\_\_ Map filed **NOV 13 2002** under **69124**

The applicant Todd James O'Banion  
Post Office Box 176 of Wellington  
Street Address or PO 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 rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Permit No. 72168

1. The source of water is Underground  
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 0.0165 cfs, 11.92 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 and Domestic  
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.)  
SE1/4 SE1/4, Section 21, T.10N., R.24E., MDB&M, or at a point from which the E1/4 corner of said Section 21 bears N 6° 48' 50" E., a distance of 1957.60 Feet. Refer to supporting map under Permit No. 69124
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)  
SE1/4 SE1/4 Section 21, T. 10N., R. 24E., MDM, or at a point from which the SE corner of said Section 21, bears S 73° 36' 38" E a distance of 1063.20 feet. Refer to supporting map under Permit No. 69124

107-44

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

Place of use does not 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.)

SE1/4 SE1/4 of Section 21, T.10N., R.24E., MDM. Refer to supporting map under Permit No. 69124

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.)

Existing drilled and cased well

12. Estimated cost of works None - Existing

13. Estimated time required to construct works None - Existing

If well completed, describe well.

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

The water will be pumped from the well and into a holding pond. From the holding pond the water will then be pumped onto the ground where it will be utilized for the irrigation of crops.

16. Miscellaneous remarks:

**RECEIVED**

**JUN 30 2010**

STATE ENGINEER'S OFFICE

maryrothnv@gmail.com

E-mail Address

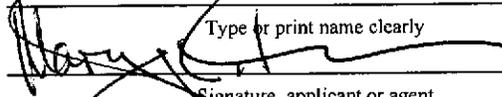
(775) 338-0712

Phone No.

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

Mary Roth

Type or print name clearly



Signature, applicant or agent

Mary Roth Consulting

Company Name

Post Office Box 50381

Street Address or PO Box

Sparks, Nevada 89435

City, State, ZIP Code