

THE STATE OF NEVADA

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

Name of Permittee: JAMES AND ROXANNE USHER
Source: UNDERGROUND
Basin: CARSON VALLEY
Manner of Use: IRRIGATION
Period of Use: JANUARY 1ST THROUGH DECEMBER 31ST
Priority Date: 02/10/1964

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 25855, Certificate 7857 is issued subject to the terms and conditions imposed in said Permit 25855, Certificate 7857 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.

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The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.018 cubic feet per second or 2.0 acre-feet annually for the irrigation of 0.50 acres within the described place of use.

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

August 30 2014

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

August 30 2015

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

August 30 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 30th day of August, 2012

J. King, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

AMENDED

Application No. 81362

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	<u>DEC 08 2011</u>
Returned to applicant for correction	<u>DEC 14 2011</u>
Corrected application filed	<u>FEB 10 2012</u>
Map filed	<u>FEB 10 2012</u>

The applicant James and Roxanne Usher
2590 Lorraine Lane of Gardnerville
Street Address or PO Box City or Town
Nevada, 89410
State and ZIP Code hereby make(s) application for permission to change the

- 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. 25855 Certificate 7857

- The source of water is Underground
Name of stream, lake, underground, spring or other sources.
- The amount of water to be changed 2.00 acre-feet annually
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
- 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
- The water heretofore used for Irrigation
If for stock, state number and kind of animals.
- 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 NE1/4 NE1/4 Section 4, T12N, R21E, MDB&M or at a point from which the NE corner of said Section 4 bears N52 52' 21"E, a distance of 516.20 feet.
- The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
within the SW1/4 NE1/4 Section 29, T13N, R21E, MDB&M, or at a point from which the SE corner of said Section 29 bears S43 08'E, a distance of 3,789 feet.

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

0.50 acres within the NE1/4 NE1/4 Section 4, T12N, R21E, MDB&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.)

0.50 acres removed from irrigation at existing place of use (Portion to be changed) located within the following 1/16 sections:

0.35 acres within the SE1/4 NW1/4 Section 29, T13N, R21E, MDB&M.

0.15 acres within the NE1/4 SW1/4 Section 29, T13N, R21E, MDB&M.

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

10. Existing use permitted from January 1st to December 31st 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 6.62" well 380 feet deep is equipped with 2 hp 4" pump. Water will be piped to proposed place of use via existing 1.5" pipeline and new sprinkler distribution pipeline.

12. Estimated cost of works \$30,000.00

13. Estimated time required to construct works Two (2) Years

If well completed, describe well.

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

Project includes development of a 0.50 acre irrigated pasture. Irrigation shall be via solid and/or portable solid-set sprinkler.

16. Miscellaneous remarks:

Existing well is currently used for domestic use. Initial pump and plumbing design and installation included provisions for future combined domestic/irrigation use, including flow meter installation.

jim.usher@bpb-co.com

E-mail Address

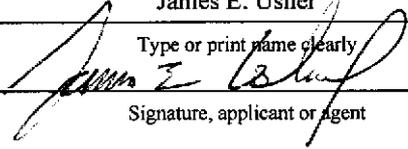
(775) 782-4513

Phone No.

Ext.

James E. Usher

Type or print name clearly


Signature, applicant or agent

Company Name

2590 Lorraine Lane

Street Address or PO Box

Gardnerville, Nevada 89410

City, State, ZIP Code

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT