



THE STATE OF NEVADA

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

Name of Permittee: **DARBY REVOCABLE TRUST DATED 02/09/1998**
Source: **UNDERGROUND**
Basin: **CARSON VALLEY**
Manner of Use: **IRRIGATION AND DOMESTIC**
Period of Use: **JANUARY 1ST THROUGH DECEMBER 31ST**
Priority Date: **09/23/1968**

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, place and manner of use of the waters of an underground source as heretofore granted under Permit 77644 is issued subject to the terms and conditions imposed in said Permit 77644 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 77645 and 81997 shall not exceed 10.60 acre-feet annually, for the irrigation of 2.65 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 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 0.0267 cubic feet per second or 6.60 acre-feet annually for the irrigation of 1.65 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:

February 22, 2014

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

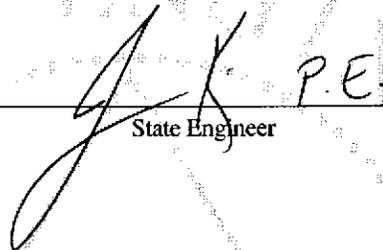
February 22, 2016

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

February 22, 2016

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 26th day of June, 2013



State Engineer



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 05 2012
Returned to applicant for correction
Corrected application filed Map filed Dec 9 2008 under 77645

The applicant... Charles Peter Darby and Mary Elizabeth Darby, Trustees of the Darby Revocable Trust Dated 02/09/1998....

1421 Glenwood Drive of Gardnerville
Street and No. or P.O. Box No. City or Town

Nevada 89460, hereby make... application for permission to change the
State and Zip Code No.

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, give title of Decree and identify right in Decree.)

Permit 77644

1. The source of water is Underground well

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 0.0267 cfs (6.6 afa) (6.6 afa)

Second feet, acre-feet One second foot equals 448.83 gallons per minute.

3. The water to be used for Irrigation & 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 Commercial (Tree Nursery)

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.)

NE 1/4 NE 1/4 Sec 36, T.12 N., R.19 E., MDB&M or at a point from which the NE corner of said Sec 36 bears N. 52° 38' 08" E., a distance of 1451.49 feet.

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)

NW 1/4 NE 1/4 Sec 5, T.12 N., R.20 E., MDB&M or at a point from which the N 1/4 corner of said Sec 5 bears N. 26° 04' 37" W., a distance of 1333.24 feet.

sum 7/6/2012

105-26 GR

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

.....A portion of the NE¹/₄ NE¹/₄, NW¹/₄ NE¹/₄, and SE¹/₄ NE¹/₄, Sec 36, T.12 N., R.19 E., MDB&M. Sole supply.....
.....on 2.86 ac., supplemental on the balance.....

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.)

...A portion of the NW¹/₄ NE¹/₄, SW¹/₄ NE¹/₄, SE¹/₄ NE¹/₄ Sec5, T.12 N., R.20 E. MDB&M, South of Carson River.....
...(APN 1220-05-601-001).....

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.)

...8" drilled well, 300' deep, pump, motor and sprinklers.....

12. Estimated cost of works:.....\$10,000.....

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.)

.....All outside water will no longer be from the domestic well but will come from a separate irrigation well.....

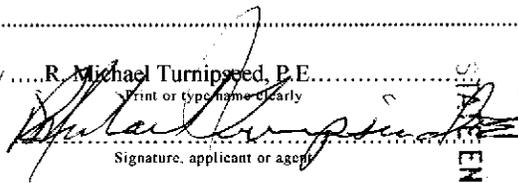
16. Miscellaneous remarks:

...For a map of proposed POD and POU, use map on file under 77645. For a map of existing POD and POU, use map.....
...on file under 77644.....

... mike_turnipseed@sbeglobal.net
E-mail Address

.....(775)885-2101.....
Phone No.

ByR. Michael Turnipseed, P.E.....
Print or type name clearly



Signature, applicant or agent

...204 North Minnesota Street.....
Street and No., or P.O. Box No.

...Carson City, Nevada 89703.....
City, State, Zip Code

2012 JUL -5 PM 2:43
ENGINEERS' OFFICE

RECEIVED

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION