



THE STATE OF NEVADA

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

Name of Permittee: JAMES R. BOYCE REVOCABLE LIVING TRUST
DATED FEBRUARY 1, 2010

Source: UNDERGROUND

Basin: FISH LAKE VALLEY

Manner of Use: IRRIGATION

Period of Use: JANUARY 1ST THROUGH DECEMBER 31ST

Priority Date: 01/04/1952

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 70837 is issued subject to the terms and conditions imposed in said Permit 70837 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.

The Permittee shall keep monthly records of the amount of water pumped from this well and the records must be submitted to the State Engineer on an annual basis by February 15th of each year.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total acres irrigated on the center portion of the ranch by Permits 70834 through 70842, shall be limited to 1,462.47 acres from surface sources, plus 341.9 acres from non-supplemental underground sources, for a total of 1,804.37 acres irrigated from all sources within the common described place of use.

The total combined duty of underground water on the center portion of the ranch under Permits 70836, 70838 through 70842 and 82366 shall be limited to 1,709.50 acre-feet annually for non-supplemental underground water, plus 3,551.30 acre-feet annually for supplemental underground water, for a maximum total combined duty of underground water of 5,260.80 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(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 1.11 cubic feet per second or 640.0 acre-feet annually.**

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

August 28 2014

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

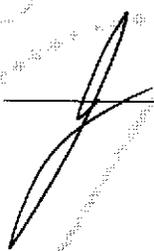
August 28 2016

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

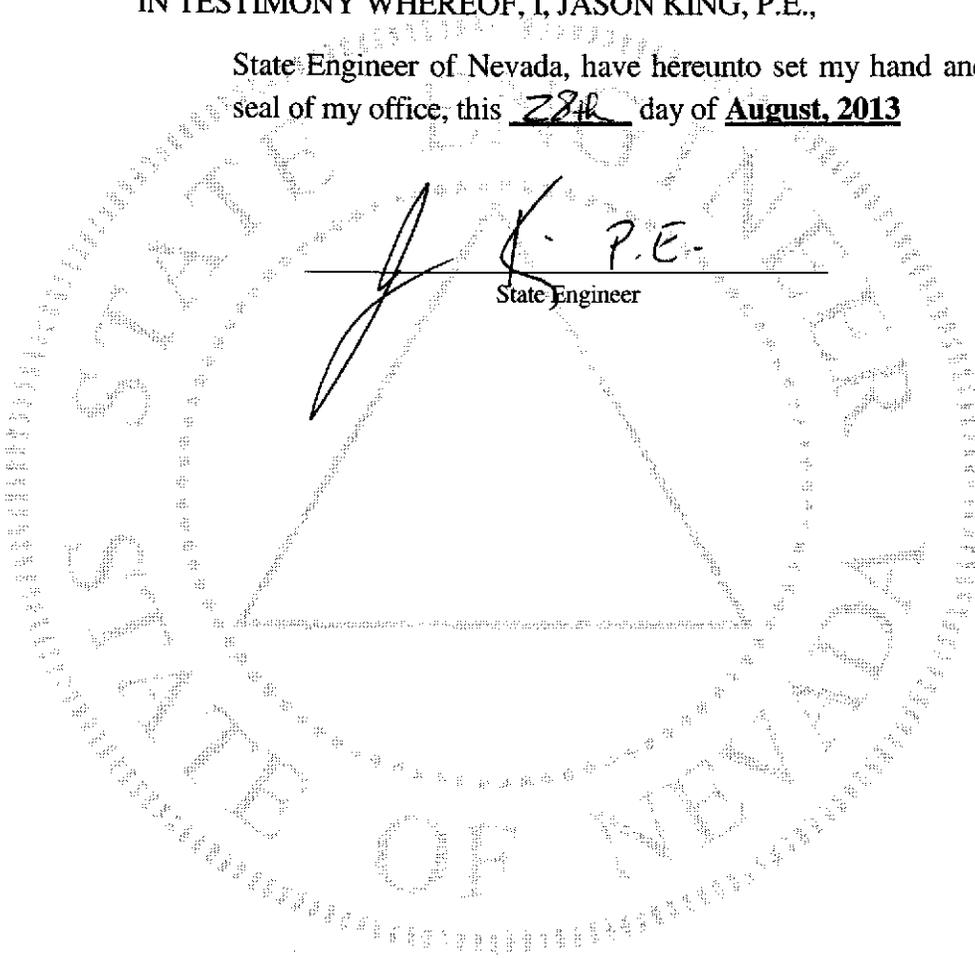
August 28 2016

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 28th day of August, 2013



P.E.
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	<u>DEC 18 2012</u>
Returned to applicant for correction	_____
Corrected application filed	Map filed <u>OCT 13 1969 UNDER 17825 PBU</u>

The applicant The James R. Boyce Revocable Living Trust dated February 1, 2010
P.O. Box 280 of Dyer
Street Address or PO Box City or Town
Nevada 89010 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 70837

- The source of water is Underground
Name of stream, lake, underground, spring or other sources.
- The amount of water to be changed 1.11 cfs, not to exceed 640 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.)
NW ¼ SW ¼, Section 15, T.3S., R.35E., M.D.B. & M., or at a point from ²⁵³¹³which the SW Corner of said Section 15 bears S. 13° 22' W., a distance of 1,440.14 feet. Refer to map filed under Permit ~~2513~~ ²⁵¹³ (Cert. 8170) for proposed point of diversion _{17825 PBU} *KLB*
- The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
NW ¼ SW ¼, Section 15, T.3S., R.35E., M.D.B. & M., or at a point from which the SW Corner of said Section 15 bears S. 12° 17' W., a distance of 2,463.82 feet. Refer to map filed under Permit 70834 for existing point of diversion

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

Section 9: E 1/2 SE 1/4; Section 10: All; Section 11: W 1/2 W 1/2, E 1/2 SW 1/4; Section 14: NW 1/4, SW 1/4 NE 1/4, NW 1/4 SE 1/4, N 1/2 SW 1/4; Section 15: N 1/2 NW 1/4, SE 1/4 NW 1/4, portion of the SW 1/4 NW 1/4 (east of State Route 264), NE 1/4, N 1/2 SE 1/4, portion of the NE 1/4 SW 1/4 (east of State Route 264), portion of the NW 1/4 SW 1/4 (east of State Route 264); Section 16: NE 1/4 NE 1/4, portion of the SE 1/4 NE 1/4 (east of State Route 264). Refer to map filed under Permit 70834 for proposed and existing place of use T. 35, R35E. MDBJM

ACB

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.)

unchanged

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 (See Permit 25313). Well will be re-equipped with a motor, pump and totalizing meter

12. Estimated cost of works \$25,000.00

13. Estimated time required to construct works One (1) year

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.)

Permit 70837 changed the point of diversion, manner and place of use of Permit 25313 (Cert. 8170). When Permit 70837 was approved, the original well was required to be plugged and abandoned. Order #1223 was issued by the State Engineer on 12/11/12 requiring the completion of the plugging and abandonment of the well under Permit 25313. In lieu of this, the Permittee has decided to move the point of diversion back to the original well and to re-equip it and place it back into operation.

16. Miscellaneous remarks:

Water from this application will be commingled with water from Permits 70834, 70835, 70836, 70838, 70840, 70841 and 70842 to irrigate a total of 1,804.37 acres from both surface and underground sources.

gregb@tecreno.com
E-mail Address
(775) 352-7800 ext 227
Phone No.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Gregory M. Bilyeu

Type or print name clearly

Gregory M. Bilyeu
Signature, applicant or agent
TEC Civil Engineering Consultants

Company Name

9480 Double Diamond Parkway, Suite 200

Street Address or PO Box

Reno, NV 89521

City, State, ZIP Code

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