



## TEMPORARY

## THE STATE OF NEVADA

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

**Name of Permittee:** KEN AND PEGGY BITLER FAMILY TRUST  
**Source:** UNDERGROUND  
**Basin:** MASON VALLEY  
**Manner of Use:** IRRIGATION AND DOMESTIC  
**Period of Use:** EXPIRES DECEMBER 31, 2014  
**Priority Date:** 07/25/1960

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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 temporary permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 19068, Certificate 6463, is issued subject to the terms and conditions imposed in said Permit 19068, Certificate 6463 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. 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 temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permit 18676, Certificate 5411; Permit 19068, Certificate 6463 and Temporary Permit 83855T shall not exceed 2,636 acre-feet annually for the irrigation of 659 acres.

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

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire December 31, 2014, at which time all rights herein granted shall revert to the right being changed by this temporary permit.

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 within 30 days after the expiration of this temporary permit.

(Continued on Page 2)

The total land irrigated under Permit 19068, Certificate 6463 and Permit 83855T and any decree, storage and flood water appurtenant to the place of use shall not exceed 916 acre-feet annually for the irrigation of 229 acres. These permits, for underground water, are issued as a supplemental water supply to lands that have surface water rights from the Walker River, storage water or newlands water provided from the Walker River Irrigation District. The total diversion of water for irrigation from all sources shall not exceed the duty of water for this place of use as set forth in the Decree. Underground water shall not be pumped from the wells described in these permits except to the extent necessary to make up the portion of the entitled duty from Decree, storage water and newlands water in any given year.

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 1.0 cubic feet per second or 442.08 acre-feet annually.**

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

N/A

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

N/A

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

N/A

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 8<sup>th</sup> day of August, 2014

  
\_\_\_\_\_  
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 MAY 22 2014
Returned to applicant for correction
Corrected application filed Map filed MAY 22 2014

The applicant Ken & Peggy Bitler Family Trust
Post Office Box 250 of Yerington
Street Address or PO Box City or Town
Nevada 89447 State and ZIP Code
hereby make(s) application for permission to change the

- Point of diversion (checked)
Place of use
Manner of use
of a portion (checked)

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. 19068, Certificate No. 6463

- 1. The source of water is an underground source
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 1.0 cfs
Second foot, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Irrigation and Domestic purposes
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 purposes
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.)
within the NW1/4 NE1/4 Section 24, T. 13N., R. 25E., MDM., or at a point from which the NE corner of said Section 24, bears N. 89°17'32"E., a distance of 2,523.33 feet. Refer to supporting Exhibit map.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
SW1/4 NE1/4 Section 24, T. 13N., R. 25E., M.D.B.&M., or at a point from which the NE corner of said Section 24, bears N. 57° 19' 20" E., a distance of 3,063.43 feet. Refer to map filed in support of Permit No. 19068

Mason Valley
9-108
24

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.)

See Attachment A

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 and cased well, equipped with pump, motor, meter, electricity, and pipeline to irrigation distribution system.

12. Estimated cost of works \$75,000.00

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 Temporary Application

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 under this Temporary Application will be utilized to irrigate the existing fields in production. Should the well prove sufficient, a permanent application to change with supporting map, will be filed.

16. Miscellaneous remarks:

2014 MAY 22 PM 12:07  
FARR WEST ENGINEERS OFFICE

cfacque@farrwestengineering.com  
E-mail Address  
(775) 853-7268  
Phone No. Ext.

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

Chris N. Facque  
Type or print name clearly  
[Signature]  
Signature, applicant or agent  
Farr West Engineering  
Company Name  
5442 Longley Lane, Suite A  
Street Address or PO Box  
Reno, Nevada 89511  
City, State, ZIP Code

## Attachment A

## Item 8. Existing Place of Use

Acres	Qtr Qtr	Qtr	Section	Township	Range
40	NW	NW	19	13N	26E
15	SW	NW	19	13N	26E
14	SE	NW	19	13N	26E
40	NE	NW	19	13N	26E
40	NE	NE	24	13N	25E
40	NW	NE	24	13N	25E
12	SW	NE	24	13N	25E
28	SE	NE	24	13N	25E

229 Acres Total

Refer to map on file to support Permit No. 19068, Certificate No. 6463

2014 MAY 22 PM 12:47  
STATE ENGINEERS OFFICE