



## THE STATE OF NEVADA

### PERMIT TO APPROPRIATE WATER

**Name of Permittee:** DAVID H. FULSTONE  
**Source:** UNDERGROUND (NFP EAST WELL)  
**Basin:** MASON VALLEY  
**Manner of Use:** IRRIGATION AND DOMESTIC  
**Period of Use:** JANUARY 1ST THROUGH DECEMBER 31ST  
**Priority Date:** 08/22/2014

\*\*\*\*\*

#### 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, for diversion rate only, is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. 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 water begins or before the proof of completion of work is filed. 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 granted herein at any and all times.

The well must be sealed from ground level to 100 feet in accordance with NAC 534.380.

The total combined duty of water under Permit 30166, Certificate 9798 and Permit 84249 shall not exceed 1,460.0 acre-feet annually for the irrigation of 365 acres within the described place of use, and not to exceed 4.0 acre-feet per acre from all sources.

The total land irrigated under Permit 30166, Certificate 9798; Permit 84249; any water of the Walker River Decree and any storage water appurtenant to the place of use shall not exceed 365 acres within the described place of use. These permits for underground water are issued as a supplemental water supply to lands that have surface water rights from the Walker River as set forth in Claim Number 101 of the Walker River Decree C-125, or from storage water provided from the Walker River Irrigation District. The total diversion of water for irrigation from any and 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 and storage water in any given year.

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.

(Continued on Page 2)

The total combined diversion rate of water under Permit 30166, Certificate 9798 and Permit 84249 shall not exceed 7.13 cubic feet per second at any given time.

The point of diversion and place of use are as described on the submitted application to support this permit.

This permit is issued for diversion rate only. The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 7.13 cubic feet per second or 1,460 acre-feet annually, and not to exceed 4.0 acre-feet per acre from all sources.**

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

March 30 2017

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

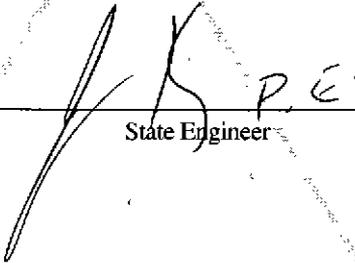
March 30 2019

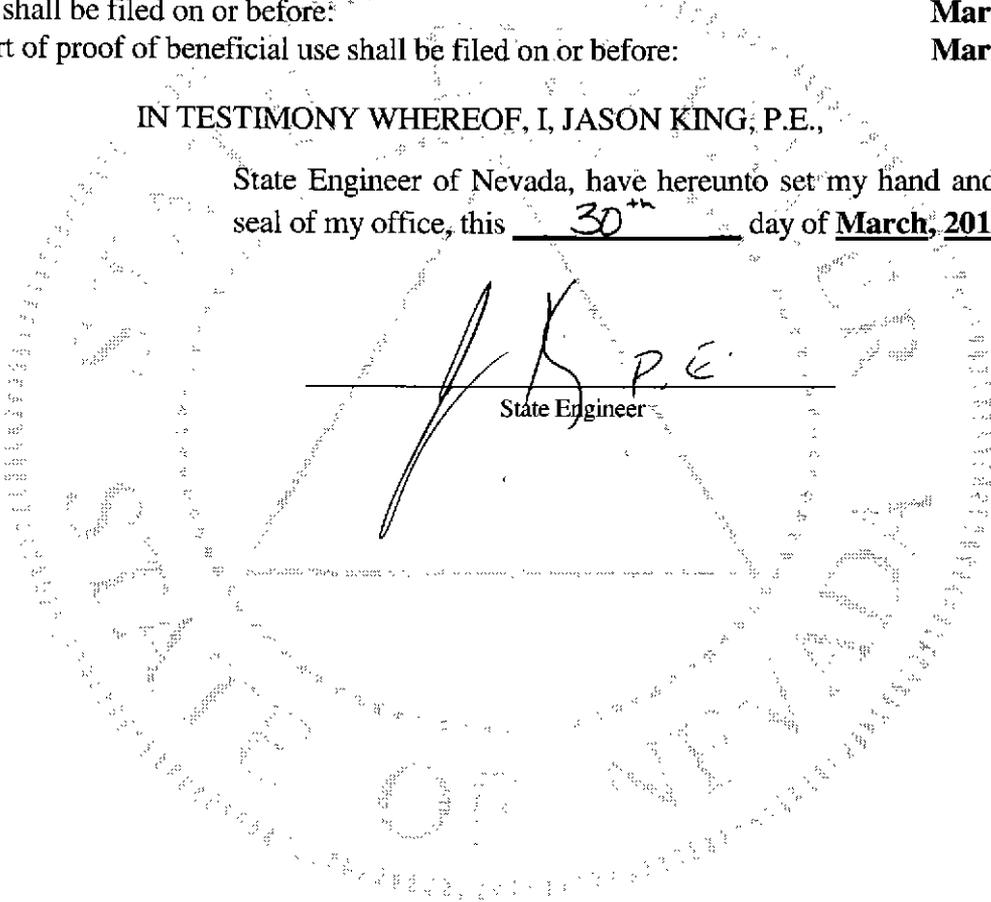
Map in support of proof of beneficial use shall be filed on or before:

March 30 2019

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 30<sup>th</sup> day of **March, 2016**

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



**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

THIS SPACE FOR OFFICE USE ONLY

AUG 22 2014

Date of Filing in State Engineer's Office \_\_\_\_\_

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

Corrected Application filed \_\_\_\_\_ Map filed Jul 3 2014 under 84047

*Per affidavit  
of 9/3/14*

The applicant *d* David H. Fulstone

190 State Route 339 of Yerington

Street Address or P.O. Box City or Town

Nevada 89447 hereby make(s) application for permission to appropriate the

State and ZIP Code

public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

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1. The source of water is an Underground source  
Name of the stream, lake, underground, spring or other sources.
  2. The amount of water applied for is 7.13 cubic feet per second (Diversion Rate Only)  
One second foot equals 448.83 gallons per minute.
    - (a) If stored in a reservoir give the number of acre-feet \_\_\_\_\_
  3. The water is to be used for Irrigation and Domestic Purposes  
Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use.
  4. If use is for:
    - (a) Irrigation, state number of acres to be irrigated 365 acres
    - (b) Stockwater, state number and kind of animals \_\_\_\_\_
    - (c) Other use (describe fully in No. 12) \_\_\_\_\_
    - (d) Power:
      - (1) Horsepower developed \_\_\_\_\_
      - (2) Point of return of water to stream \_\_\_\_\_

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5. The water is to be diverted from its source 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 so stated.)  
within the NE1/4 SW1/4 Section 34, T. 13N., R. 25E., MDM., or at a point from which the NE corner of said Section 34 bears North 39°30'54" East, a distance of 4,939.25 feet. Refer to map filed in support of Application No. 84047. (NFP East Well)

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated)  
365.0 acres to be irrigated within portions of Section 28 and 34, T. 13N., R. 25E., M.D.M. See Attachment "A" for existing place of use. Refer to the map filed in support of Permit No. 30166, Certificate No. 9798.

7. Use will begin about January 1 and end about December 31 of each year.  
Month and Day Month and Day

8. Description of proposed works. (Under the provisions 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 and flumes, drilled well with a pump and motor, etc.)

Existing well drilled and equipped with a pump, motor, and totalizing meter, and pipeline to existing irrigation distribution system.

9. Estimated cost of works: In excess of \$300,000.00

10. Estimated time required to construct works: One (1) Year

(If the well is complete, describe works.)

11. Estimated time required to complete the application of water to beneficial use: Five (5) Years

12. 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.)

This application is being filed to reflect well capacity of the Nevada Fresh Pack East Well (NFP East Well). Water from this well will be piped to the fields from an existing irrigation distribution system within the proposed place of use.

13. Miscellaneous remarks:

This application is for diversion rate only, with the understanding that the total combined duty of this application and Permit No. 30166, Certificate No. 9798, will irrigate 365.0 acres with 1,460.0 acre-feet annually.

cfacque@farrwestengineering.com

E-mail Address

(775) 853-7268

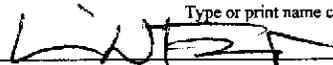
Phone No.

Ext.

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

Chris N. Facque

Type or print name clearly



Signature, applicant or agent

Farr West Engineering

Company Name

5442 Longely Lane, Suite A

Street Address or PO Box

Reno, Nevada 89511

City, State, ZIP Code

**Attachment "A"**

**Item 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.)

35 acres in the NE1/4 NE1/4 of Sec. 28, T. 13N., R. 25E., MDB&M  
35 acres in the SE1/4 NE1/4 of Sec. 28, T. 13N., R. 25E., MDB&M  
15 acres in the SW1/4 NE1/4 of Sec. 28, T. 13N., R. 25E., MDB&M  
38 acres in the NE1/4 SE1/4 of Sec. 28, T. 13N., R. 25E., MDB&M  
10 acres in the NW1/4 SE1/4 of Sec. 28, T. 13N., R. 25E., MDB&M  
15 acres in the SW1/4 SE1/4 of Sec. 28, T. 13N., R. 25E., MDB&M  
35 acres in the SE1/4 SE1/4 of Sec. 28, T. 13N., R. 25E., MDB&M  
37 acres in the NW1/4 NW1/4 of Sec. 34, T. 13N., R. 25E., MDB&M  
37 acres in the NE1/4 NW1/4 of Sec. 34, T. 13N., R. 25E., MDB&M  
38 acres in the SW1/4 NW1/4 of Sec. 34, T. 13N., R. 25E., MDB&M  
35 acres in the SE1/4 NW1/4 of Sec. 34, T. 13N., R. 25E., MDB&M  
35 acres in the NE1/4 SW1/4 of Sec. 34, T. 13N., R. 25E., MDB&M  
**365 acres total**

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