Permit No. 84309

THE STATE OF NEVADA

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

Name of Permittee:	**BENTLEY FAMILY TRUST**
Source:	**STREAM (STUTLER CANYON CREEK)**
Basin:	**CARSON VALLEY**
Manner of Use:	**RECREATIONAL**
Period of Use:	**APRIL 1ST THROUGH OCTOBER 15TH**
Priority Date:	**01/01/1905**

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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 permit, to change the place and manner of use of the waters of Stutler Canyon Creek, as heretofore appropriated under Proof V06305 as appears in the Mott Creek, et. al. Decree, in the District Court of the Ninth Judicial District of the State of Nevada, in and for the County of Douglas, is issued subject to the terms, conditions and irrigation period imposed in said final decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

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 amount of water to be transferred shall consist of the full flow of Stutler Creek and the commingled waters of the north split of Sheridan Creek and Gansberg Spring in a rotation scheme of distribution. This water may be diverted during the time allotted to said proof V06305, consisting of 12.93 acres of water-righted ground. This permit is issued subject to the approval of the modified irrigation rotation schedule by the Ninth Judicial District Court of the State of Nevada In and For Douglas County, Case No. : 08-CV-0363-D; Dept. No. 1. These rights may be placed to use on the Bentley parcel and are subject to the same sharing agreement as set forth in the irrigation schedule mentioned above. Further, these rights may be shared as set forth under the modified rotation schedule.

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 0.04 cubic feet per second or 19.27 acre-feet seasonally.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before: **January** 29 **2016**

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: **January** 29 **2016**

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 29th day of **January, 2015**

P.E.

State Engineer

Application No. 84309

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 SEP 0 4 2014

Returned to applicant for correction

Corrected application filed

Map filed Sept 30 1096 under V06305 1of 3

The applicant Bentley Family Trust, James W. Bentley Trustee

853 Sheridan Lane (Street Address or PO Box) of Gardnerville (City or Town)

Nevada, 89460 (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.)

Proof of Appropriation V-06305

1. The source of water is Stutler Canyon Creek
   Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 0.040 c.f.s [19.27 acre-feet seasonally]
   Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Recreation
   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
   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.)

   In the SE 1/4 NE 1/4 of Section 16, T. 12 N., R. 19 E., M.D.B.&M., from which the SE corner of said Section 16 bears S. 7 deg. 10' 24" E., a distance of 2,892.59 feet. [See map filed under V06305]

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

   No Change

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Carson Valley 8-105 Douglas

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

Within portions of the SW 1/4 NW 1/4, and the NW 1/4 SW 1/4 of Section 14, T. 12 N., R. 19 E., M.D.B.&M. [See map filed under 81985]

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.)

7.67 acres in the SW 1/4 NW 1/4 Section 14, T. 12 N., R. 19 E., M.D.B.&M., and
1.94 acres in the SE 1/4 NW 1/4 Section 14, T. 12 N., R. 19 E., M.D.B.&M., and
[9.61 acres total - see map accompanying this application and the Final Order of Determination for Mott Creek et al, page 107]

9. Proposed use will be from April 1 (Month and Day) to October 15 (Month and Day) of each year.

10. Existing use permitted from April 1 (Month and Day) to October 15 (Month and Day) of each year.

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.)

Head gate, pipeline, and ditches which are already in place.

12. Estimated cost of works $0.0 - Already in Place

13. Estimated time required to construct works n/a - already in place
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use One Year

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.)

Diversion structure, conveyance ditches/pipelines, and fish ponds are currently installed. Water will be used on a continuous basis throughout the time of use.

16. Miscellaneous remarks:

Water will be used for Recreational Purposes. Applicant has two existing ponds - water will be used to maintain water levels in ponds for fish habitat - propagation. This base right is supplemental to V-06306 which has a similar change application filed at the same time as this change application.

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(775) 885-9283
Phone No. Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Michael Stanka, P.E, W.R.S.
Type or print name clearly

Signature, applicant or agent

Stanka Consulting, Ltd
Company Name

3032 Silver Sage Drive, Suite 101
Street Address or PO Box

Carson City Nevada, 89701
City, State, ZIP Code

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STATE ENGINEERS OFFICE

 $240 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION