

**THE STATE OF NEVADA****PERMIT TO APPROPRIATE WATER**

**Name of Permittee:** KEN & PEGGY BITLER FAMILY TRUST  
**Source:** UNDERGROUND  
**Basin:** MASON VALLEY  
**Manner of Use:** IRRIGATION AND DOMESTIC  
**Period of Use:** JANUARY 1ST THROUGH DECEMBER 31ST  
**Priority Date:** 01/30/2015

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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, 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 total combined duty of water under Permit 18676, Certificate 5411; Permit 19068, Certificate 6463; and Permit 84782 shall not exceed 2,643.04 acre-feet annually for the irrigation of 660.76 acres within the described place of use.

The total combined duty of water under Permit 19068, Certificate 6463 and Permit 84782 shall not exceed 916.0 acre-feet annually within the described place of use of Permit 84782.

The total land irrigated under Permit 19068, Certificate 6463; and Permit 84782 and any water of the Walker River Decree and any storage water appurtenant to the place of use shall not exceed 229 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 63 of the Walker River Decree C-125, or from storage or newlands water provided from the Walker River Irrigation District. The total diversion of water from this supplemental permit shall not exceed 4.0 acre-feet per acre, and is limited to the extent necessary to make up a portion of 4.0 acre-feet per acre when combined with the entitled Decree and storage water during any given year. In the event that 4.0 acre-feet per acre is delivered from surface sources, this supplemental underground right shall not be pumped.

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

(Continued on Page 2)

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.

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 3.56 cubic feet per second or 916 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:

June 24 2017

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

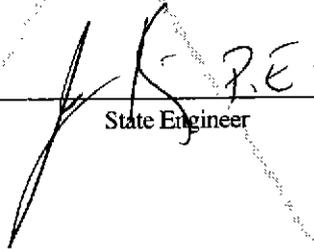
June 24 2019

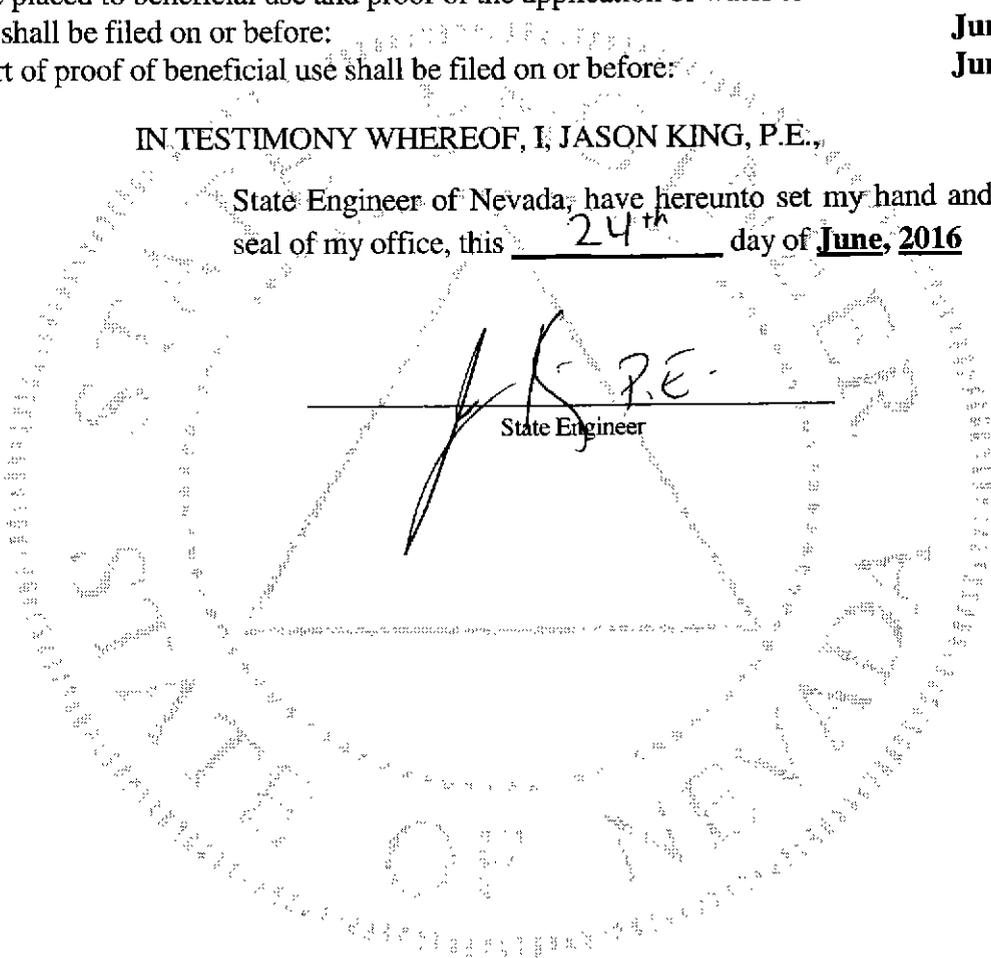
Map in support of proof of beneficial use shall be filed on or before:

June 24 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 24<sup>th</sup> day of June, 2016

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



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

THIS SPACE FOR OFFICE USE ONLY	
Date of Filing in State Engineer's Office	<u>JAN 30 2015</u>
Returned to applicant for correction	_____
Corrected Application filed	Map filed <u>JAN 30 2015</u>

The applicant Ken & Peggy Bitler Family Trust  
 Post Office Box 250 \_\_\_\_\_ 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.)

- 
- The source of water is an underground source  
Name of the stream, lake, underground, spring or other sources.
  - The amount of water applied for is 3.56 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 \_\_\_\_\_
  - 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.
  - If use is for:
    - Irrigation, state number of acres to be irrigated 229 acres
    - Stockwater, state number and kind of animals \_\_\_\_\_
    - Other use (describe fully in No. 12) \_\_\_\_\_
    - Power:
      - Horsepower developed \_\_\_\_\_
      - 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 NW1/4 NE1/4 Section 24, T.13N., R.25E., M.D.B.&M., or at a point from which the N1/4 corner of said Section 24, bears North 74° 20' 23" West, a distance of 148.07 feet. Refer to map filed in support of this application.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated)

See Attachment "A". Refer to map filed in support of Permit No. 19068, Certificate No. 6463.

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.)

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

9. Estimated cost of works: \$100,000

10. Estimated time required to construct works: Two (2) Years

(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 filed for diversion rate only, with the understanding that the total combined duty of this application and Permit No. 19068, Certificate No. 6463, will be limited to the irrigation of 229 acres and 916 acre-feet annually. Water from this well will delivered via an existing irrigation distribution system within the proposed place of use.

13. Miscellaneous remarks:

cfacque@farrwestengineering.com

E-mail Address

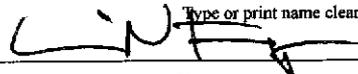
(775) 853-7268

Phone No.

Ext.

Chris N. Facque

Type or print name clearly



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

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

**Ken & Peggy Bilter Family Trust  
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

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