



**TEMPORARY
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 CREEK)
Basin: CARSON VALLEY
Manner of Use: RECREATIONAL
Period of Use: EXPIRES OCTOBER 15, 2015
Priority Date: 01/01/1905

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 place and manner of use of the waters of Stutler Creek, as heretofore appropriated under Proof V06338 as appears in the Findings of Fact, Conclusions of Law Judgment and Decree in the Matter of the Determination of the Relative Rights in and to the Waters of Mott Creek, et. al., in the Ninth Judicial District Court 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 decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

The amount of water to be temporarily 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 the Pestana property, further described as Douglas County Assessor's Parcel No. 1219-14-001-014, consisting of 23.76 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, which includes the Pestana property. These rights may be placed to use on the Bentley parcel and are subject to the same sharing agreement as set forth in the 2015 irrigation schedule.

This temporary permit shall be initiated only at the beginning of one of the 21-day irrigation rotation cycles occurring between April 1, 2015 and October 15, 2015. Further, these rights may be shared as set forth under the modified rotation schedule.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire October 15, 2015, at which time all rights herein granted shall revert to the right being changed by this temporary permit.

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

The issuance of this temporary 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 0.1 cubic feet per second or 35.4 acre-feet seasonally.**

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:

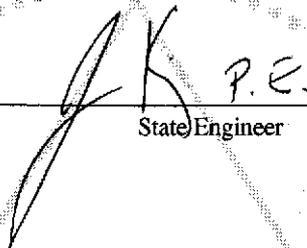
N/A

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

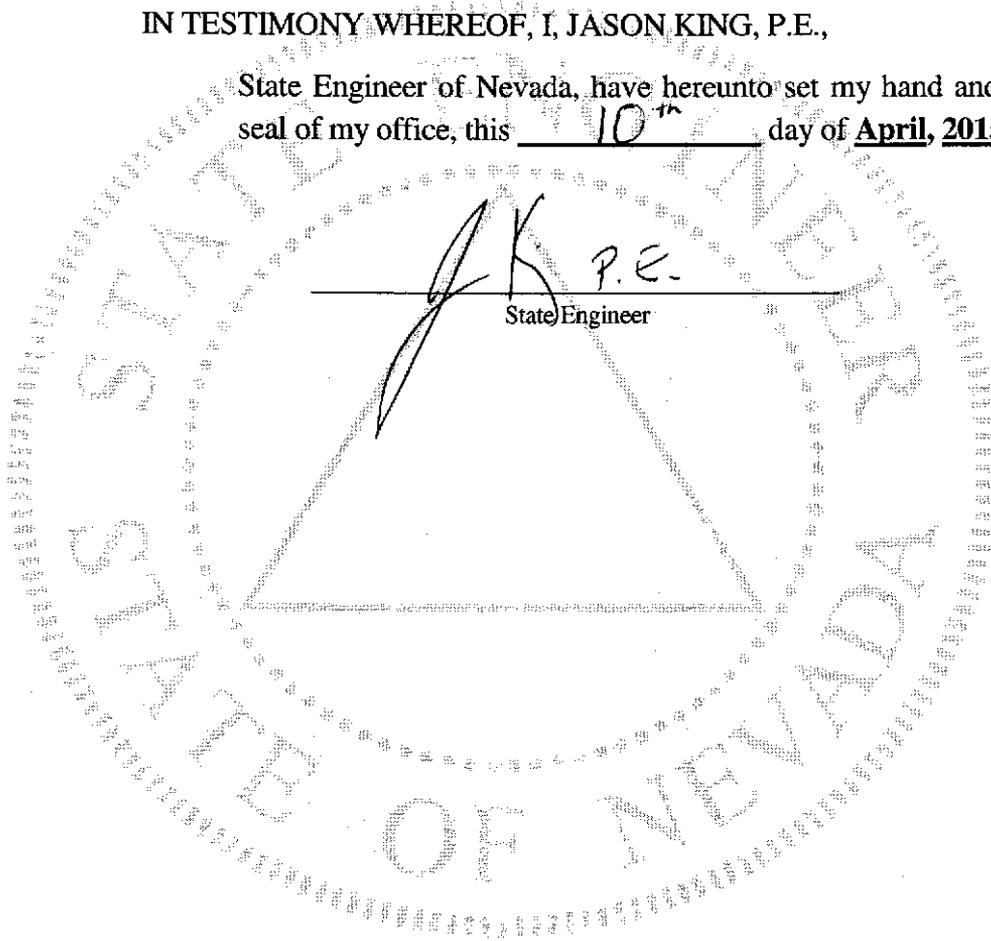
N/A

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 10th day of April, 2015



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 FEB 25 2015
Returned to applicant for correction
Corrected application filed Map filed Sept 20 1996 under V06305

The applicant Bentley Family Trust, James W. Bentley Trustee
853 Sheridan Lane of Gardnerville
Nevada, 89460 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-06338

STATE ENGINEERS OFFICE
2015 FEB 25 AM 10:45
PROCESSED

- 1. The source of water is Stutler Creek
2. The amount of water to be changed 0.1 c.f.s. [35.4 acre-feet seasonally]
3. The water to be used for Recreation
4. The water heretofore used for Irrigation
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. 19E., 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 [please refer to POD map filed under V-06339]
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
No Change

8-1055A
Do

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

Two existing ponds with interconnecting surface flow structures located within portions of the following: SW 1/4 NW 1/4 and NW 1/4 SW 1/4 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.)

7.42 acres in the NW 1/4 NW 1/4 Section 14, T. 12 N., R. 19 E., M.D.B.&M., and 15.62 acres in the SW 1/4 NW 1/4 Section 14, T. 12 N., R. 19 E., M.D.B.&M., and 0.72 acres in the SE 1/4 NE 1/4 Section 15, T. 12 N., R. 19 E., M.D.B.&M. 23.76 acres total [See POU map filed under V-06339]

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

10. Existing use permitted from April 1 to October 15 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.)

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 n/a

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.)

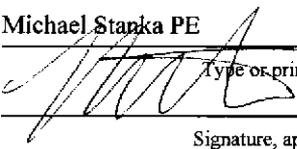
Lease of irrigation water from the Pestana 1986 Family Trust to divert flow through the north diversion of Sheridan Creek. Diverted flow will be consistence with Sheridan Creek North Diversion rotation schedules. The point of diversion will not change, the water will be diverted at the same location. Water will be diverted on a continuous basis when North Diversion is not under rotation schedule. Water will be diverted per rotation schedule during period when the rotation schedule is implemented.

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.

michael@stankaconsulting.com
E-mail Address
(775) 885-9283
Phone No. Ext.

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

Michael Stanka PE
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 DEPT