Permit No. 85420

THE STATE OF NEVADA

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

Name of Permittee:	**DARON JAY KELTON AND SUZANNE C. KELTON**
Source:	**UNDERGROUND**
Basin:	**MASON VALLEY**
Manner of Use:	**IRRIGATION AND DOMESTIC**
Period of Use:	**JANUARY 1ST THROUGH DECEMBER 31ST**
Priority Date:	**05/14/1976**

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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 point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 56596, Certificate 14204, is issued subject to the terms and conditions imposed in said Permit 56596, Certificate 14204 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.

The total combined duty of water under Permit 56594, Certificate 14202; Permit 56597, Certificate 14205; Permit 56598, Certificate 14206; Permit 56599, Certificate 14207; and Permits 85419, and 85420 shall not exceed 616.0 acre-feet annually for the irrigation of 154 acres.

If any water under this permit is cancelled or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

The total land irrigated under Permit 56594, Certificate 14202; Permit 56597, Certificate 14205; Permit 56598, Certificate 14206; Permit 56599, Certificate 14207; and Permits 85419, and 85420 and any water of the Walker River Decree and any storage water appurtenant to the place of use shall not exceed 154 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 Numbers 15, and 106 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.

(Continued on Page 2)

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 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 0.766 cubic feet per second or 172.155 acre-feet annually, but 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: **April 26 2017**

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: **April 26 2019**

Map in support of proof of beneficial use shall be filed on or before: **April 26 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 26th day of **April, 2016**

J. K. P.E.

State Engineer

Application No. 85420

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 AUG 3 1 2015

Returned to applicant for correction

Corrected application filed _____ Map filed _____

July 26 1991 Under 56594

The applicant Daron Jay Kelton and Suzanne C. Kelton

761 South Highway 208 (Street Address or PO Box) of Yerington (City or Town)

Nevada 89447 (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.)

Permit #56596 Certificate #14204

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

2. The amount of water to be changed Permit #56596 = 172.155 a.f.a.
   Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Irrigation and Domestic
   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 & Domestic
   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.)

As per the attached Grant Bargain and Sale Deed T 12 N, R 25 E M.D.B.&M. NE 1/4 SE 1/4 Section 23 or at a point from which the SE corner of said Section 23 bears S. 03 degree 01' E., a distance of 1491.0 feet situated in Lyon County State of Nevada Per NDWR Site Name: 108 N12 E25 23 DADD2

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

108 N12 E25 24 BBCC2 - NW 1/4 NW 1/4 Secton 24 T. 12N R25E MDB&M or at a point from which the N1/4 corner of said section 24 bears North 62 degrees 26' East 2663 feet

9-108
47

85420

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

Portion of NW 1/4 NE 1/4, NE1/4 NE 1/4, Portion of SW 1/4 NE 1/4, SE 1/4 NE 1/4, Portion of NE 1/4 SE 1/4 of Section 23 T 12 N, R 25 E, MDB&M as shown on the supporting map on file with NDWR filed 7/26/1991 (154 acres)

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.)

Portion of the E 1/2 NE 1/4 and a portion of the SW 1/4 NE 1/4 Section 14; Portion of the W1/2 W1/2 Section 13; portion of the NE 1/4 and portion of the NE 1/4 SE 1/4 Section 23, Portion of the NW 1/4 NW 1/4 Section 24 ; T12N R25E MDB&M as shown on the supporting map on file with NDWR filed 7/26/1991 (353.087 acres).

Stripping all acreage (154 acres) in section 23

Kall 9/8/15

9. Proposed use will be from January 1 (Month and Day) to December 31 (Month and Day) of each year.

10. Existing use permitted from January 1 (Month and Day) to December 31 (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.)

Water rights owned by Daron and Suzanne Kelton are to be diverted and corrected to the property owned by Daron and Suzanne Kelton.

12. Estimated cost of works 0.00

13. Estimated time required to construct works Well & pipeline complete Site Name:108 N12 E25 23 DADD2e
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use Well is constructed

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.)

No proposed project water is to be used to irrigate existing alfalfa, grain crops, and garlic.

16. Miscellaneous remarks:

We were unaware that when reports of conveyance were received by NDWR on May 9, 2007 that there were remaining portions of our Permit #56595 and 56596 in Well Driller Report Log #19176 and 106238 that were not conveyed or diverted to our wells (per Reed Cozens letter dated June 15, 2015).

suzdaron@aol.com
E-mail Address

775-463-4579
Phone No. Ext.

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

Suzanne Kelton
Type or print name clearly

Signature, applicant or agent

Self/Owner
Company Name

761 South Highway 208
Street Address or PO Box

Yerington, Nevada 89447
City, State, ZIP Code

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Revised 07/13 $240 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION