No. 69127

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

Date of filing in State Engineer's Office SEP 03 2002

Returned to applicant for correction SEP 27 2002

Corrected application filed

Map filed SEP 09 2002 under 69125

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The applicant **TOM AND MARIA LIOUBAS**, hereby make application for permission to change the **POINT OF DIVERSION, PLACE AND MANNER OF USE OF A PORTION** of water heretofore appropriated under **PERMIT NO. 24689 (CERTIFICATE NO. 8143)**

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1. The source of water is **UNDERGROUND**

2. The amount of water to be changed **19.0 AFA – 0.202 CFS**

3. The water to be used for **COMMERCIAL AND DOMESTIC PURPOSES**

4. The water heretofore permitted for **IRRIGATION AND DOMESTIC PURPOSES**

5. The water is to be diverted at the following point **WITHIN THE NE¼ NE¼ OF SECTION 19, T21S. R54E. M.D.M. OR AT A POINT FROM WHICH THE NE CORNER OF SAID SECTION 19 BEARS N 46°01'15" E, A DISTANCE OF 445.63 FEET. (REFER TO SUPPORTING MAP SUBMITTED WITH THIS APPLICATION.)**

6. The existing permitted point of diversion is located within **SE¼ SE¼ OF SECTION 12, T21S, R53E, M.D.M. OR AT A POINT FROM WHICH THE SE CORNER OF SAID SECTION 12 BEARS SOUTH 0°03' EAST, A DISTANCE OF 1,201.72 FEET. (SEE REMARKS)**

7. Proposed place of use **NE¼ OF SECTION 19, T21S, R54E, M.D.M. (REFER TO SUPPORTING MAP SUBMITTED WITH THIS APPLICATION).**

8. Existing place of use **3.8 ACRES WITHIN THE SE¼ SE¼ OF SECTION 12, T21S, R53E, M.D.M., TO BE REMOVED FROM IRRIGATION. (SEE REMARKS)**

9. Use will be from **JANUARY 1** to **DECEMBER 31** of each year.

10. Use was permitted from **JANUARY 1** to **DECEMBER 31** of each year.

11. Description of proposed works **DRILLED WELL EQUIPPED WITH MOTOR & PUMP. BOTTLED WATER FACILITY WILL INCLUDE A PRESSURE TANK AND RESERVOIR.**

12. Estimated cost of works **$100,000.00**

13. Estimated time required to construct works **TWO (2) YEARS**

14. Estimated time required to complete the application of water to beneficial use **FIVE (5) YEARS**

15. Remarks: **PLEASE USE THE MAPS FILED UNDER PERMIT NOS. 24689, 23471 AND 19536 FOR THE EXISTING POINT OF DIVERSION AND PLACE OF USE TO SUPPORT THIS APPLICATION. THE PROPOSED COMMERCIAL DEVELOPMENT INCLUDES A BAR, CONVENIENCE STORE AND A PROPOSED BOTTLED-WATER FACILITY.**

By **SUZAN L. FERGUSON - AGENT**
s/Suzan L. Ferguson
SUMMIT ENGINEERING – 5405 MAE ANNE AVE.
RENO, NEVADA 89523

Compared **cmf**/cac lb/sam

Protested

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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, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 24689, Certificate 8143, is issued subject to the terms and conditions imposed in said Permit 24689, Certificate 8143 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and 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.

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.

If any water under this permit is cancelled, withdrawn, 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 combined duty of water under Permits 69127, 69128 and 69129 shall not exceed 19.0 acre-feet annually.

(CONTINUED ON PAGE 3)

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(PERMIT TERMS CONTINUED)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed **0.202** cubic feet per second, **but not to exceed 19.0 acre-feet annually.**

Work must be prosecuted with reasonable diligence and be completed on or before:

May 30, 2005

Proof of completion of work shall be filed on or before:

June 30, 2005

Water must be placed to beneficial use on or before:

May 30, 2008

Proof of the application of water to beneficial use shall be filed on or before:

June 30, 2008

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

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this **30th** day of **May,** A.D. **2003**

Ricci, P.E.

State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed **N/A**

Certificate No. _____ Issued _____