



## THE STATE OF NEVADA

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

**Name of Permittee:** BENTLY FAMILY LIMITED PARTNERSHIP  
**Source:** UNDERGROUND  
**Basin:** CARSON VALLEY  
**Manner of Use:** QUASI-MUNICIPAL AND DOMESTIC  
**Period of Use:** JANUARY 1ST THROUGH DECEMBER 31ST  
**Priority Date:** 05/09/1978

\*\*\*\*\*

#### 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 the waters of an underground source as heretofore granted under Permit 50247 is issued subject to the terms and conditions imposed in said Permit 50247 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 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.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

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

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Permits 76296, 76297, 76298, 76299 and 76300 shall not exceed 1,818.23 acre-feet annually.

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.

(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 2.065 cubic feet per second or 616.66 acre-feet annually.**

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

**December 29, 2014**

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

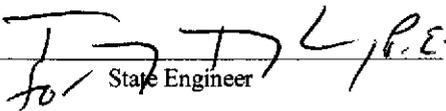
**December 29, 2016**

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 30<sup>th</sup> day of **March**, A.D. **2012**

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

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

AMENDED  
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 18 2007  
Returned to applicant for correction..... Sep 27 2007  
Corrected application filed..... **NOV 01 2007** Map filed **NOV 01 2007** under 76296

The applicant **Bently Family Limited Partnership**  
**P.O. Box 127** of **Minden**  
Street and No. Or P.O. Box No. City or Town  
**Nevada, 89423**, hereby makes application for permission to change the  
State and Zip Code No.

**Point of Diversion and Place of Use**  
of water heretofore appropriated under **Permit 50247**  
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree  
and identify right in Decree.

1. The source of water is **an underground source.**  
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed **2.065 CFS not to exceed 616.67 acre feet annually.**  
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for **Quasi-municipal 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 **Quasi-municipal and domestic**  
If for stock state number and kind of animals.
5. The water is to be diverted at the following point **within the SW 1/4 SW 1/4 of Section 20, T13N, R20E**  
Describe as being within a 40-acre subdivision of public survey and by course and  
**MDB&M or at a point from which the NE corner of said section 20 bears N45°47'51" E, 7245.98 feet.**  
distance to a section corner. If on unsurveyed land, it should be stated.
6. The existing point of diversion is located within **the NW 1/4 SE 1/4 Section 23, T13N, R20E, MDB&M** at a  
If point of diversion is not changed, do not answer.  
**point from which the SE corner of said Section 23 bears South 59°52' East, 3019 Feet.**
7. Proposed place of use **See Attachment.**  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

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8. Existing place of use SE 1/4 SW 1/4 S-12; SE 1/4 NW 1/4, portion NE 1/4 NW 1/4 S-13; NE 1/4 NE 1/4, SW 1/4  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner

NE 1/4, SE 1/4 NW 1/4, SE 1/4 SE 1/4, W 1/2 W 1/2 S-14; NW 1/4, NE 1/4 NE 1/4, S 1/2 NE 1/4, SE 1/4, portion E 1/2 SW 1/4  
of use of irrigation permit, describe acreage to be removed from irrigation.

S-23; NW 1/4 S-24; SW 1/4 NE 1/4, NW 1/4, SE 1/4, NW 1/4 SW 1/4, portion NE 1/4 NW 1/4, portion SW 1/4 NW 1/4,  
portion SE 1/4 NW 1/4 S-26; all in T13N, R20E, MDB&M.

9. Use will be from to January 1 to December 31 of each year.  
Month and Day Month and Day

10. Use permitted from to January 1 to December 31 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.) Drilled well with pump and motor, storage tanks,  
State manner in which water is to be diverted, i.e. diversion structure, ditches,  
transmission mains and distribution systems.  
pipes and flumes or drilled well, pump and motor, etc.

12. Estimated cost of works Approximately 15 to 20 million dollars depending on the area served within the Place of Use.

13. Estimated time required to construct works ten (10) years  
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use ten (10) years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.  
Please use the map on file to support Permit 50247 to show the existing Point of Diversion and existing Place of Use. A new well at the proposed Point of Diversion will better serve the lands owned or controlled by the Applicant and will improve the water quality to meet the new arsenic standard. Discussions are being held with the Town of Minden regarding joint use of the new well to meet regional needs.

(775) 782-4345  
Phone No.

By: B. J. Vasey  
B. J. Vasey  
Signature, applicant or agent  
P.O. Box 1120  
Street and No., or P.O. Box No.  
Minden, NV 89423  
City, State, Zip Code No

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

\$150 FILING FEE MUST ACCOMPANY APPLICATION

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Protested: January 7, 2008 by the Pyramid Lake Paiute Tribe of Indians  
Pro. Overruled 2/3/2012 See Ruling #6162

-ATTACHMENT-  
Question No. 7

T. 12 N., R. 21 E.								TOTAL ACRES
<b>SECTION 4</b>								
SW NW	SE NW	NW NE	NE NE	SW NE	SE NE			
26	22	40	20	36	37			
NW SW	NE SW	SW SW	SE SW	NW SE	NE SE	SW SE	SE SE	
38	34	39	34	16	19	28	27	416
<b>SECTION 5</b>								
SE NE	NE SE							
11	38							49
<b>SECTION 9</b>								
NW NE	NE NE	SE NE						
39	10	25						74
<b>SECTION 10</b>								
SW NW	NW SW	NE SW	NW SE					
2	13	41	41					97
<b>TOTAL T12N,R21E</b>								<b>636</b>

T. 13 N., R. 20 E.								TOTAL ACRES
<b>SECTION 2</b>								
SW SW								
40								40
<b>SECTION 3</b>								
NW NW	NE NW	SW NW	SE NW	NW NE	SW NE			
29	40	30	40	40	40			
NW SW	NE SW	SW SW	SE SW	NW SE	NE SE	SW SE	SE SE	
40	40	40	40	40	40	40	40	539
<b>SECTION 4</b>								
NW NE	NE NE	SW NE	SE NE	NW SE	NE SE	SW SE	SE SE	
41	37	40	30	41	41	39	41	310
<b>SECTION 7</b>								
NW SE	NE SE							
34	36							70
<b>SECTION 8</b>								
SE NW	NW SW	NE SW						
20	40	39						99

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<b>SECTION 10</b>										
NW NW	NE NW	SW NW	SE NW	NW NE	NE NE	SW NE	SE NE			
40	40	40	40	40	40	40	40			320
<b>SECTION 11</b>										
NW NW	SW NW	NW SW	NE SW	SW SW	SE SW	NW SE				
40	40	40	40	40	40	40				280
<b>SECTION 13</b>										
SW NW	SE NW	NW SW	NE SW	SE SW	SW SE					
40	39	41	40	39	39					238
<b>SECTION 14</b>										
NW NW	NE NW	SE NW	NE NE	SW NE	SE NE					
7	5	30	40	41	39					
NE SW	SE SW	NW SE	NE SE							
20	41	41	40							304
<b>SECTION 19</b>										
NW SE	NE SE	SW SE	SE SE							
34	41	32	41							148
<b>SECTION 20</b>										
NW SW	NE SW	SW SW	SE SW	NW SE						
40	40	40	40	1						161
<b>SECTION 24</b>										
NW SW	NE SW	NW SE	NE SE	SW SE	SE SE					
40	40	40	41	40	39					240
<b>SECTION 25</b>										
NW NE	NE NE	SW NE	SE NE	NW SE	NE SE	SW SE	SE SE			
40	39	40	39	40	38	40	37			313
<b>TOTAL T13N,R20E</b>										3062

<b>T. 14 N., R. 20 E.</b>										
<b>SECTION 21</b>										
SW SW	SE SW									
40	40									80
<b>TOTAL T14N,R20E</b>										80

**GRAND TOTAL** 3778

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