



THE STATE OF NEVADA

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

Name of Permittee: JACK L. RUPPERT AND THOMAS H. EITEL
 Source: UNDERGROUND
 Basin: DAYTON VALLEY
 Manner of Use: COMMERCIAL
 Period of Use: JANUARY 1ST THROUGH DECEMBER 31ST
 Priority Date: 04/20/1972

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 and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 31041, Certificate 9550, is issued subject to the terms and conditions imposed in said Permit 31041, Certificate 9550, 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.

The permittee shall keep monthly records of the amount of water pumped from this well and the records submitted to the State Engineer on an annual basis by February 15th of each year.

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

The total combined duty of water under Permit 78697, Certificate 19491; Permit 78701, Certificate 19508; Permit 78703, Certificate 19509; Permits 78977, 78979, 78981, Permit 82297, Certificate 19511; Permits 83587, 83806, 83807 and 83808 shall not exceed 250.99 acre-feet annually for the commercial cultivation of lawn sod within the described place of use.

The total amount of water that may be diverted from this well for the commercial cultivation of lawn sod under Permit 78697, Certificate 19491; Permit 78703, Certificate 19509; Permit 78979, Permit 82297, Certificate 19511; Permit 83807 and Permit 83808 shall not exceed 131.64 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)

A total of 6.02 acre-feet annually is abrogated from the base right. However, pursuant to NRS 533.3703 only 4.97 acre-feet (the net consumptive use amount) at 0.0112 cubic feet per second can be diverted annually.

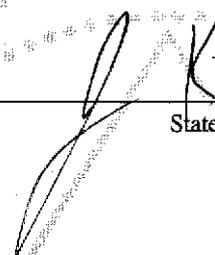
Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before: Filed Under 82297 on July 17, 2013

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: January 25, 2018

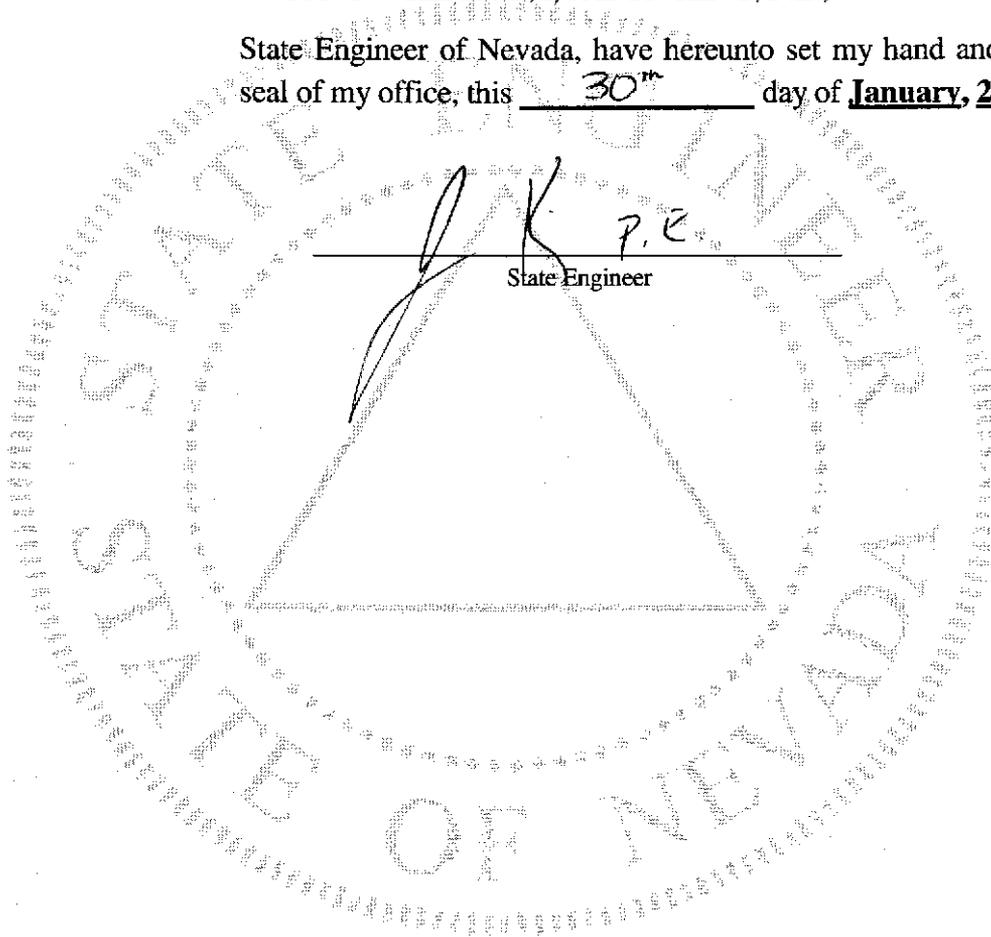
Map in support of proof of beneficial use shall be filed on or before: N/A

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 30th day of January, 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	<u>MAY 01 2014</u>
Returned to applicant for correction	_____
Corrected application filed	Map filed <u>Nov 2 1995</u> under <u>61572</u>

The applicant Jack L. Ruppert and Thomas H. Eitel

P.O. Box 70520

of Reno

Street Address or PO Box

City or Town

Nevada 89570

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 31041 Certificate 9550

1. The source of water is Underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 0.0112 cfs, 6.02 acre-feet

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Commercial

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 and 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.)

SE 1/4 SE 1/4 Section 18, T. 17 N., R. 23 E., M.D.B.&M., or at a point from which the SE corner of said Section 18 bears S. 21° 55'30" E., a distance of 535.3 feet.

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

NW 1/4 SW 1/4 Section 17, T. 17 N., R. 23 E., M.D.B.&M., or at a point from which the SW corner of said Section 17 bears S. 05° 00'00" W., a distance of 2520.0 feet.

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

portion NW 1/4 SW 1/4 lying south of ROW Hwy U.S. 50, NE 1/4 SW 1/4, portion NW 1/4 SE 1/4, portion SW 14 SE 1/4 (being the westerly 4 acres shown as stripped on the map), SE 1/4 SW 1/4, SW 1/4 SW 1/4, all in Section 17; and the SE 1/4 SE 1/4, portion NE 1/4 SE 1/4 lying south of ROW Hwy U.S. 50, all in Section 18 ~ both sections in T. 17 N., R. 23 E., M.D.B.&M. The intention is to use the water rights anywhere within the described place of use including all areas shown as stripped on the supporting map.

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.)

1.505 acres within the SE 1/4 SW 1/4 of Section 17, T. 17 N., R. 23 E., M.D.B.&M. being removed from irrigation.

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

10. Existing use permitted from January 1st to December 31st 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.)

Existing drilled and cased well (South Well #2). Well Log # 6553

12. Estimated cost of works Existing

13. Estimated time required to construct works Existing

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 5 (five) years

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.)

Water rights are to be used for the Dayton Valley Turf operation within the entire extent of the property. Water rights are being leased from Jack L. Ruppert and Thomas H. Eitel from this source. Dayton Valley Turf acquired additional water rights to stem off any over-pumpage and for future expansion of the project. Since demand for turfgrass varies year to year, other crops may be produced on a crop rotation basis. Acknowledgments of Lease Agreements between Jack L. Ruppert & Dayton Valley Turf Inc. and Thomas H. Eitel & Dayton Valley Turf Inc. will be forthcoming. Jack L. Ruppert is the owner of 2.02 AFA and Thomas H. Eitel is the owner of ~~6.0~~ AFA.

16. Miscellaneous remarks:

4.0 sec

Existing & proposed POD and proposed POU - Please use map in support of Permit 61572. Existing POU - Please use map in support of Permit 78976T. The 1.505 acres under Permits 27817, 31041, and 31042 are fully supplemental. This application represents the remaining portions of these certificates.

LKRWater@me.com
E-mail Address
775-741-4337
Phone No. Ext.

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

Linda K. Rhodes
Type or print name clearly
Linda K. Rhodes
Signature, applicant or agent
Water Rights - Consulting & Research
Company Name
3320 Sandra Drive
Street Address or PO Box
Reno, Nevada 89503
City, State, ZIP Code

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