



THE STATE OF NEVADA

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

Name of applicant: JEFFREY & PEGGY CAIN
Source: UNDERGROUND
Basin: SMITH VALLEY
Manner of Use: IRRIGATION
Period of Use: January 1st to December 31st
Priority Date: 02/20/1973

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 69846 is issued subject to the terms and conditions imposed in said Permit 69846 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 in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. 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 or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

(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 0.0275 cubic feet per second or 10.0 acre-feet annually.**

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

December 29 2011

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

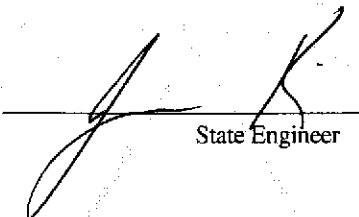
December 29 2012

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

December 29 2012

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 29th day of **December**, A.D. **2010**


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

**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 OCT 23 2008

Returned to applicant for correction _____

Corrected application filed _____ Map filed OCT 23 2008

The applicant Jeffrey & Peggy Cain

1131 Autumn Hills Road of Gardnerville
Street Address or P.O. Box City or Town

Nevada, 89460, hereby make(s) application for permission to change the
State and Zip Code

☒ Point of diversion ☒ Place of use ☐ Manner of use ☒ of a portion

of water heretofore appropriated under (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)
Permit 69846

1. The source of water is Underground
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 10 acre-feet (0.027 cfs)
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Irrigation Purposes
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 Purposes
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.)
NW1/4 NE1/4 of Section 31, T.12N., R.24E., M.D.M., at a point from which the NE corner of said Section 31 bears N 63°35' E, a distance of 2,825 feet.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
NE1/4 NE1/4 of Section 31, T.12N., R.24E., M.D.M., at a point from which the NE corner of said Section 31 bears N 57°49'21" E, a distance of 1,256.78 feet.

107-LY

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

Portions of the NW1/4 NE1/4 of Section 31, T.12N., R.24E., M.D.M. being 2.50 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.)

Within the NW1/4 NE1/4, the NE1/4 NE1/4, and portions of the SW1/4 NE1/4 and SE1/4 NE1/4 of Section 31, T.12N., R.24E., M.D.M.

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

10. Existing use permitted from 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.) (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)
drilled and cased well, pump, motor, and irrigation improvements as necessary to beneficially use the water rights

12. Estimated cost of works \$35,000

13. Estimated time required to construct works three (3) years

If well completed, describe well.

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

The applicant purchased these water rights from Mr. & Mrs. Gagne and Mr. & Mrs. Morehouse for the purpose of irrigating property (APN 10-181-11) they purchased from the same. A report of conveyance was filed with NDWR in August 2007 by the law firm of Alling & Jillson on behalf of Mr. & Mrs. Cain.

16. Miscellaneous remarks:

775.782.2322

Phone No.

randerson@ROAnderson.com

E-mail

By Robert O. Anderson, P.E., CFM

Print or type name clearly

Robert O. Anderson

Signature, applicant or agent

R.O. ANDERSON ENGINEERING, INC.

Company Name

P.O. Box 2229

Street Address or P.O. Box

Minden, Nevada 89423

City, State, Zip Code

**APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT**

\$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

RECEIVED
2008 OCT 23 PM 4:09
STATE ENGINEERS OFFICE