Serial No. 40741

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 FEB 25 1980

Returned to applicant for correction

Corrected application filed Map filed FEB 25 1980 under 40740

The applicant Altamira Farms

Star Route (Street and No. or P.O. Box No.) of Battle Mountain (City or Town)

Nevada 89820 (State and Zip Code No.) hereby make application for permission to change the

Point of Diversion and Place of Use of a Portion

of water heretofore appropriated under Permit No. 30679

(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 underground (Name of stream, lake, underground, spring or other source.)
2. The amount of water to be changed 1.7148 c.f.s. (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, industrial, etc. If for stock state number and kind of animals.)
4. The water heretofore used for irrigation and domestic (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
5. The water is to be diverted at the following point the SE1/4 NE1/4 of Section 23, T.25N., R.42E., M.D.B.&M., or at a point from which the Northeast corner of said Section 23 bears N 3°10' E 2,590'.
   (Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.)
6. The existing point of diversion is located within the SW1/4 SE1/4 of Section 23, T.25N., R.42E., M.D.B.&M., or at a point from which the Southeast corner of said Section 23 bears S 47° 07'16" E 1,910.5'.
   (If point of diversion is not changed, do not answer.)
7. Proposed place of use N1/2, SW1/4, W1/2 SE1/4, NE1/4 SE1/4 all within Section 23; W1/2 NW1/4, SW1/4 of Section 24, all within T.25N., R.42E., M.D.B.&M., 600± acres total.
   (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use N1/2, SW1/4, W1/2 SE1/4, NE1/4 SE1/4, all within Section 23, T.25N., R.42E., M.D.B.&M., 600 acres, more or less.
   (Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)
9. Use will be from 1st January (Month and Day) to 31st December (Month and Day) of each year.
10. Use has been from 1st January (Month and Day) to 31st December (Month and Day) of each year.
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) well, pump, motor and sprinkling system
    (State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

12. Estimated cost of works $30,000.00

13. Estimated time required to construct works 2 years

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

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Compared bl/ jk gk/bc

Applicant Altamira Farms

By s/Robert N. Caldwell
Robert N. Caldwell, R.L.S. (agent)
510 Melarkey Street
Winnemucca, Nevada 89445

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 30679 is issued subject to the terms and conditions imposed in said Permit 30679 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 measuring device 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.

The total combined amount of water granted under this permit and Permit 40745 is limited to what the well covered under the two permits is capable of producing. If certificates of appropriation are issued under this permit and Permit 40745, the total combined amount of appropriation granted in said certificates shall not exceed what the well covered under the two permits is capable of producing.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.7148 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before September 13, 1981

Proof of commencement of work shall be filed before October 13, 1981

Work must be prosecuted with reasonable diligence and be completed on or before September 13, 1982

Proof of completion of work shall be filed before October 13, 1982

Application of water to beneficial use shall be made on or before September 13, 1983

Proof of the application of water to beneficial use shall be filed on or before October 13, 1983

Map in support of proof of beneficial use shall be filed on or before October 13, 1983

Commencement of work filed
Completion of work filed
Proof of beneficial use filed
Cultural map filed
Certificate No. Issued

IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of MARCH, A.D. 1981

William J. Newman
State Engineer

CANCELLED DEC 3 1987 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

STATE ENGINEER

2407 (Rev. 10-78)