AMENDED

№ 51277

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office SEP 04 1987

Returned to applicant for correction OCT 27 1987

Corrected application filed OCT 29 1987

Map filed NOV 02 1987 under 51275

The applicant Juan E. Arrache and Carmel Marie Arrache c/o Juan E. Arrache, Jr.

5401 California Ave., Suite 301 (Street and No. or P.O. Box No.), of Bakersfield (City or Town),

California 93309 (State and Zip Code No.), hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Spring (Name of stream, lake, spring, underground or other source)

2. The amount of water applied for is 0.0217 CFS (One second-foot equals 448.83 gals. per min.) second-feet

   (a) If stored in reservoir give number of acre-feet .0217 c.f.s.

3. The water to be used for Stockwater & Domestic (Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.)

4. If use is for:

   (a) Irrigation, state number of acres to be irrigated

   (b) Stockwater, state number and kinds of animals to be watered 3500 Sheep

   (c) Other use (describe fully under "No. 12. Remarks")

   (d) Power:

      (1) Horsepower developed

      (2) Point of return of water to stream

5. The water is to be diverted from its source at the following point NW¼NE¼ Section 32, T. 5N., R. 28E.,MDB&M, or at a point from which the NE corner of said Section 32 bears North 47°47' East, 1812 feet. (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 so stated.)

6. Place of use See Attached (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)

7. Use will begin about May 25 (Month and Day) and end about September 14 (Month and Day), of each year.

8. 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.) Water is piped from spring to corrals for stockwatering. It is also piped to a reservoir, pumped to a truck, and delivered to sheep within the grazing allotment. (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.)

9. Estimated cost of works Works Complete

10. Estimated time required to construct works: Works Complete
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use: One Year

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

By filing of this application, the applicant is not waiving any claim of vested right.

s/ Bruce R Scott
By Bruce R. Scott, Resource Concepts, Inc.
340 North Minnesota STreet
Carson City, Nevada 89703-4152

Compared jm/se pm/se

Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the followng limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

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

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0217 cubic feet per second or sufficient to water 3,500 head of sheep.

Work must be prosecuted with reasonable diligence and be completed on or before April 13, 1989

Proof of completion of work shall be filed on or before May 13, 1989

Application of water to beneficial use shall be made on or before April 13, 1990

Proof of the application of water to beneficial use shall be filed on or before May 13, 1990

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

Completion of work filed MAY 12 1989

Proof of beneficial use filed MAY 12 1989

Cultural map filed

Certificate No. 12709 Issued MAR 29 1991

IN TESTIMONY WHEREOF, I PETER G. MORROS State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of April, A.D. 19 88

Peter G. Morros
State Engineer

(O)-5314 (Rev.)

6. All of Sections 2-4, 8-11, 14-23, 25-30, 32-36 and within portions of Sections 5-7, and 31, T. 5N., R. 28E.; all of Sections 13, 24, 25, and within portions of Sections 12, 14, 23, 26, 27, and 36, T. 5N., R. 27E.; all of Section 4, and within portions of Sections 1-3, 5-6, 8, 9, and 16, T. 4N., R. 28E.; MDB&M lying northeasterly of the Von Schmidt Line. Within portions of Section 25, T. 5N., R. 27E.; within portions of Sections 30-32, T. 5N., R. 28E.; within portions of Sections 4, 5, 9, 10, 14, and 15, T. 4N., R. 28E.; MDB&M lying between the Von Schmidt Line and the Nevada/California state line, as shown on the supporting map.

Aurora Grazing Allotment