Serial No. ASSIGNED 51300

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 ~~SEP 15 1987~~ NEW PRIORITY DATE: DEC 30 1999

Returned to applicant for correction

Corrected application filed AUG 06 1990 Map filed under 40669

The applicant Monitor Ranching Corp.

Rt 2, Box 13 (Street and No. or P.O. Box No.) of Round Mountain (City or Town)

Nevada 89045 (State and Zip Code No.) hereby make application for permission to change the

Place of Use (Point of diversion, manner of use, and/or place of use)

of water heretofore appropriated under Permit 41043 (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 Bottle Reservoir (Name of stream, lake, underground spring or other source.)
2. The amount of water to be changed .01 c.f.s. (Second feet, acre feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for stockwatering (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
4. The water heretofore permitted for stockwatering (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 within the SW¼ SE¼ Sec. 35, T.18N., R.47E., M.D.B. & M. or at a point from which the West ¼ corner of Section 14, T.17N., R.47E. bears S 14°57' W 14,000'. (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 permitted point of diversion is located within the SW¼ SE¼ Sec. 35, T.18N., R.47E., M.D.B. & M. or at a point from which the West ¼ corner of Section 14, T.17N., R.47E. bears S 14°57' W 14,000'. (If point of diversion is not changed, do not answer.)
7. Proposed place of use SW¼ SE¼ Sec. 35, T.18N., R.47E., M.D.B. & M. (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use SW¼ SE¼ Sec. 35, T.18N., R.48E., M.D.B. & M. (Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)
9. Use will be from January 1st (Month and Day) to December 31st (Month and Day) of each year.
10. Use was permitted from January 1st (Month and Day) to December 31st (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.) reservoir (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.)
12. Estimated cost of works in excess of $100.00
13. Estimated time required to construct works completed

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

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

Water for stockwatering needed for range lands controlled by applicant. Excess water can be utilized for the benefit of wildlife, etc. This application is filed to correct an error in the place of use of Permit 41043. The map filed in support of Permit 41043 will support this application.

s/ John H. Milton III, SWRS #571
By John H. Milton III as agent
146 West Second Street
Winnemucca, Nevada 89445

Compared jm/pm 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 following limitations and conditions:

This permit to change the place of use of the waters of Bottle Reservoir as heretofore granted under Permit 41043 is issued subject to the terms and conditions imposed in said Permit 41043 and with the understanding that no other rights on the source will be affected by the change proposed herein. A measuring device must be installed and measurements of water use kept.

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.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0062 cubic feet per second or sufficient to water 200 head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before March 7, 1989

Proof of completion of work shall be filed before April 7, 1989

Application of water to beneficial use shall be made on or before March 7, 1990

Proof of the application of water to beneficial use shall be filed on or before April 7, 1990

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

Completion of work filed APR 15 1991

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 7th day of March, A.D. 19 88

Peter G. Morros
State Engineer

2407 (Rev. 6-81)

CANCELLED NOV 05 1998 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

STATE ENGINEER

cancellation rescinded 3-2-99