

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 JUN 11 1991

Returned to applicant for correction

Corrected application filed Map filed JUN 29 1990 under 54827

The applicant Elko Land & Livestock Company, a Nevada Corporation

P. O. Box 220 of Battle Mountain Nevada 89820

Street and No. or P.O. Box No. City or Town State and Zip Code No.

hereby make application for permission to change the point of diversion & place of use of a portion

of water heretofore appropriated under Permit No. 34766

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

2. The amount of water to be changed 1.11 cfs

3. The water to be used for irrigation & domestic

4. The water heretofore permitted for irrigation & domestic

5. The water is to be diverted at the following point SE 1/4 SE 1/4 Section 11, T.34N., R.48E., MDM at a point from which the NE Corner of Section 2, T.34N., R.48E., MDM bears N 1 degree 45' 2" E, a distance of 10,219.14 feet.

6. The existing permitted point of diversion is located within SE 1/4 NW 1/4 Section 1, T.33N., R.49E., MDM at a point from which the West 1/4 Corner of said Section 1 bears S 89 degree 33' 45" W, a distance of 2620.08 feet.

7. Proposed place of use Within Sections 24,25,26,35,36 of T35N, R48E, MDM; Within Sections 19,20,21,28,29,30,31,32 of T35N, R49E, MDM; Within Sections 1,2,3,10, 11,12,13,14,15,16,21,22,23,26,27, of T34N, R48E, MDM 1088.09 acres in proposed place of use

8. Existing place of use See Attachment "A"

9. Use will be from January 1 to December 31 of each year.

10. Use was permitted from January 1 to December 31 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.) a drilled & case well equipped with motor pump & pipeline to the place of use.

12. Estimated cost of works \$60,000.00

13. Estimated time required to construct works 5 years

14. Estimated time required to complete the application of water to beneficial use 7 years

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

Use map filed under Permit 54827 for the proposed point of diversion & place of use

Compared bc/bc

Protested

By s/Michael D. Buschelman  
Michael D. Buschelman - Agent  
5405 Mae Anne Avenue  
Reno, Nevada 89523

WITHDRAWN BY APPLICANT

APR 13 2005  
~~JUL 08 2004~~

\_\_\_\_\_  
OF STATE ENGINEER J. Lucci, P.E. 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: dam

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed \_\_\_\_\_ cubic feet per second

Work must be prosecuted with reasonable diligence and be completed on or before \_\_\_\_\_

Proof of completion of work shall be filed before \_\_\_\_\_

Application of water to beneficial use shall be made on or before \_\_\_\_\_

Proof of the application of water to beneficial use shall be filed on or before \_\_\_\_\_

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

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

IN TESTIMONY WHEREOF, I, \_\_\_\_\_,  
State Engineer of Nevada, have hereunto set my hand and the seal of my  
office, this \_\_\_\_\_ day of \_\_\_\_\_,  
A.D. 19 \_\_\_\_\_

State Engineer

ATTACHMENT "A"  
EXISTING PLACE OF USE

PAGE 1 OF 2

|             |                                   |            |                 |
|-------------|-----------------------------------|------------|-----------------|
| 8.58 ACRES  | NW $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 1  | T33N, R49E, MDM |
| 8.58 ACRES  | NE $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 1  | T33N, R49E, MDM |
| 8.58 ACRES  | SE $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 1  | T33N, R49E, MDM |
| 8.58 ACRES  | SW $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 1  | T33N, R49E, MDM |
|             |                                   |            |                 |
| 8.58 ACRES  | NW $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 2  | T33N, R49E, MDM |
| 8.58 ACRES  | NE $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 2  | T33N, R49E, MDM |
| 8.58 ACRES  | SE $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 2  | T33N, R49E, MDM |
| 8.58 ACRES  | SW $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 2  | T33N, R49E, MDM |
| 8.58 ACRES  | NW $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 2  | T33N, R49E, MDM |
| 8.58 ACRES  | NE $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 2  | T33N, R49E, MDM |
| 8.58 ACRES  | SE $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 2  | T33N, R49E, MDM |
| 8.58 ACRES  | SW $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 2  | T33N, R49E, MDM |
|             |                                   |            |                 |
| 9.45 ACRES  | NW $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 3  | T33N, R49E, MDM |
| 7.14 ACRES  | NE $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 3  | T33N, R49E, MDM |
| 6.27 ACRES  | SE $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 3  | T33N, R49E, MDM |
| 7.88 ACRES  | SW $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 3  | T33N, R49E, MDM |
|             |                                   |            |                 |
| 8.58 ACRES  | NW $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 10 | T33N, R49E, MDM |
| 8.58 ACRES  | NE $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 10 | T33N, R49E, MDM |
| 8.58 ACRES  | SE $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 10 | T33N, R49E, MDM |
| 8.58 ACRES  | SW $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 10 | T33N, R49E, MDM |
| 8.58 ACRES  | NW $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 10 | T33N, R49E, MDM |
| 8.58 ACRES  | NE $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 10 | T33N, R49E, MDM |
| 8.58 ACRES  | SE $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 10 | T33N, R49E, MDM |
| 8.58 ACRES  | SW $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 10 | T33N, R49E, MDM |
|             |                                   |            |                 |
| 0.70 ACRES  | NW $\frac{1}{4}$ NW $\frac{1}{4}$ | SECTION 11 | T33N, R49E, MDM |
| 38.73 ACRES | NE $\frac{1}{4}$ NW $\frac{1}{4}$ | SECTION 11 | T33N, R49E, MDM |
| 38.85 ACRES | SE $\frac{1}{4}$ NW $\frac{1}{4}$ | SECTION 11 | T33N, R49E, MDM |
| 11.16 ACRES | SW $\frac{1}{4}$ NW $\frac{1}{4}$ | SECTION 11 | T33N, R49E, MDM |
| 10.80 ACRES | NW $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 11 | T33N, R49E, MDM |
| 9.39 ACRES  | NE $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 11 | T33N, R49E, MDM |
| 9.37 ACRES  | SE $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 11 | T33N, R49E, MDM |
| 11.12 ACRES | SW $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 11 | T33N, R49E, MDM |
| 8.07 ACRES  | NW $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 11 | T33N, R49E, MDM |
| 8.97 ACRES  | NE $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 11 | T33N, R49E, MDM |
| 8.61 ACRES  | SE $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 11 | T33N, R49E, MDM |
| 8.25 ACRES  | SW $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 11 | T33N, R49E, MDM |
| 8.65 ACRES  | NW $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 11 | T33N, R49E, MDM |
| 8.36 ACRES  | NE $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 11 | T33N, R49E, MDM |
| 8.16 ACRES  | SE $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 11 | T33N, R49E, MDM |
| 8.56 ACRES  | SW $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 11 | T33N, R49E, MDM |
|             |                                   |            |                 |
| 8.58 ACRES  | NW $\frac{1}{4}$ NW $\frac{1}{4}$ | SECTION 12 | T33N, R49E, MDM |
| 8.58 ACRES  | NE $\frac{1}{4}$ NW $\frac{1}{4}$ | SECTION 12 | T33N, R49E, MDM |
| 8.58 ACRES  | SE $\frac{1}{4}$ NW $\frac{1}{4}$ | SECTION 12 | T33N, R49E, MDM |
| 8.58 ACRES  | SW $\frac{1}{4}$ NW $\frac{1}{4}$ | SECTION 12 | T33N, R49E, MDM |
| 8.58 ACRES  | NW $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 12 | T33N, R49E, MDM |
| 8.58 ACRES  | NE $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 12 | T33N, R49E, MDM |
| 8.58 ACRES  | SE $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 12 | T33N, R49E, MDM |
| 8.58 ACRES  | SW $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 12 | T33N, R49E, MDM |

|              |                                   |            |                 |
|--------------|-----------------------------------|------------|-----------------|
| 160.00 ACRES | NW $\frac{1}{4}$                  | SECTION 13 | T33N, R49E, MDM |
| 8.38 ACRES   | NW $\frac{1}{4}$ NW $\frac{1}{4}$ | SECTION 14 | T33N, R49E, MDM |
| 7.82 ACRES   | NE $\frac{1}{4}$ NW $\frac{1}{4}$ | SECTION 14 | T33N, R49E, MDM |
| 8.05 ACRES   | SE $\frac{1}{4}$ NW $\frac{1}{4}$ | SECTION 14 | T33N, R49E, MDM |
| 8.95 ACRES   | SW $\frac{1}{4}$ NW $\frac{1}{4}$ | SECTION 14 | T33N, R49E, MDM |
| 7.44 ACRES   | NW $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 14 | T33N, R49E, MDM |
| 8.38 ACRES   | NE $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 14 | T33N, R49E, MDM |
| 8.92 ACRES   | SE $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 14 | T33N, R49E, MDM |
| 8.26 ACRES   | SW $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 14 | T33N, R49E, MDM |
| 8.10 ACRES   | NW $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 14 | T33N, R49E, MDM |
| 8.99 ACRES   | NE $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 14 | T33N, R49E, MDM |
| 8.81 ACRES   | SE $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 14 | T33N, R49E, MDM |
| 7.81 ACRES   | SW $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 14 | T33N, R49E, MDM |
| 7.31 ACRES   | NW $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 14 | T33N, R49E, MDM |
| 6.72 ACRES   | NE $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 14 | T33N, R49E, MDM |
| 7.40 ACRES   | SE $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 14 | T33N, R49E, MDM |
| 8.96 ACRES   | SW $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 14 | T33N, R49E, MDM |
| 8.58 ACRES   | NW $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 15 | T33N, R49E, MDM |
| 8.58 ACRES   | NE $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 15 | T33N, R49E, MDM |
| 8.58 ACRES   | SE $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 15 | T33N, R49E, MDM |
| 8.58 ACRES   | SW $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 15 | T33N, R49E, MDM |
| 8.58 ACRES   | NW $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 15 | T33N, R49E, MDM |
| 8.58 ACRES   | NE $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 15 | T33N, R49E, MDM |
| 8.58 ACRES   | SE $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 15 | T33N, R49E, MDM |
| 8.58 ACRES   | SW $\frac{1}{4}$ SE $\frac{1}{4}$ | SECTION 15 | T33N, R49E, MDM |
| 8.58 ACRES   | NW $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 22 | T33N, R49E, MDM |
| 8.58 ACRES   | NE $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 22 | T33N, R49E, MDM |
| 8.58 ACRES   | SE $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 22 | T33N, R49E, MDM |
| 8.58 ACRES   | SW $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 22 | T33N, R49E, MDM |
| 8.25 ACRES   | NW $\frac{1}{4}$ NW $\frac{1}{4}$ | SECTION 23 | T33N, R49E, MDM |
| 7.70 ACRES   | NE $\frac{1}{4}$ NW $\frac{1}{4}$ | SECTION 23 | T33N, R49E, MDM |
| 8.00 ACRES   | SE $\frac{1}{4}$ NW $\frac{1}{4}$ | SECTION 23 | T33N, R49E, MDM |
| 9.03 ACRES   | SW $\frac{1}{4}$ NW $\frac{1}{4}$ | SECTION 23 | T33N, R49E, MDM |
| 40.00 ACRES  | NW $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 23 | T33N, R49E, MDM |
| 40.00 ACRES  | NE $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 23 | T33N, R49E, MDM |
| 40.00 ACRES  | SE $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 23 | T33N, R49E, MDM |
| 40.00 ACRES  | SW $\frac{1}{4}$ NE $\frac{1}{4}$ | SECTION 23 | T33N, R49E, MDM |
| 8.63 ACRES   | NW $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 23 | T33N, R49E, MDM |
| 7.84 ACRES   | NE $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 23 | T33N, R49E, MDM |
| 7.95 ACRES   | SE $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 23 | T33N, R49E, MDM |
| 8.70 ACRES   | SW $\frac{1}{4}$ SW $\frac{1}{4}$ | SECTION 23 | T33N, R49E, MDM |

A TOTAL OF 1088.09 ACRES TO TO REMOVED FROM IRRIGATION  
IN MACK FIELD AND MOVED TO THE PROPOSED PLACE OF USE.