

AMENDED

Serial No. **ASSIGNED 60657**

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 NOV 16 1994

Returned to applicant for correction _____

Corrected application filed _____ Map filed JAN 26 1995

The applicant Reed Ranching Co., Inc.

Street and No. or P.O. Box No. _____ of Jiggs City or Town _____

Nevada 89827 State and Zip Code No. _____ hereby make application for permission to change the

Point of Diversion, Place of Use & Manner of Use of a Portion Point of diversion, manner of use, and/or place of use _____

of water heretofore appropriated under Permit 54173 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 0.3357 cfs Second feet, acre feet. One second foot equals 448.83 gallons per minute. _____

3. The water to be used for Commercial Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals. _____

4. The water heretofore permitted for Irrigation & 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 NE 1/4 of Section 33, T 31 N, R 56 E, MDB & M., 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. at a point from which the S 1/4 corner of said Section 33 bears S 43° 51' 45" W, 2297.32 feet.

6. The existing permitted point of diversion is located within SW 1/4 NW 1/4 of Section 2, T 30 N, R 56 E, MDM & M., If point of diversion is not changed, do not answer. at a point from which the W 1/4 corner of said Section 2 bears S 16° 25' 04" W, 1355.52 feet.

7. Proposed place of use All of the SE 1/4 of Section 33, T 31 N, R 56 E, MDB & M. Describe by legal subdivisions. If for irrigation state number of acres to be irrigated. _____

8. Existing place of use W 1/2 NW 1/4 Section 2; N 1/2 Section 3; N 1/2 Section 4; NE 1/4 E 1/2 NW 1/4 Section 5, T 30 N, R 56 E, MDB & M.; S 1/2 Section 33; S 1/2 Section 34, T 31 N, R 56 E, MDB & M. (81 acres to be removed from Irrigation) 40.00 acres in the NW 1/4 SW 1/4; 40.00 acres in the SW 1/4 SW 1/4; 0.50 acres in the NE 1/4 SW 1/4; and 0.50 acres in the SE 1/4 SW 1/4; Section 33, T31N, R56E, MDB&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 1 to December 31 of each year. Month and Day _____

10. Use was permitted from January 1 to December 31 of each year. Month and Day _____

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 & Unnamed Pipeline 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 \$20,000

13. Estimated time required to construct works three years

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

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

Waters under this application are to be bottled and sold commercially. The annual consumptive use will be 78,840,000.

By s/ Robert E. Morley

Compared sm/gkl jr/bk

640 Idaho Street
Elko, NV 89801

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 point of diversion, manner and place of use of a portion of the waters of an underground source as heretofore granted under Permit 54173 is issued subject to the terms and conditions imposed in said Permit 54173 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 totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. 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.

The issuance of this permit reduces the irrigated acreage under Permit 54173 to 244.84 acres within their described place of use.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.3357 cubic feet per second but not to exceed 79.18 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before July 6, 1996

Proof of completion of work shall be filed before August 6, 1996

Application of water to beneficial use shall be made on or before July 6, 1999

Proof of the application of water to beneficial use shall be filed on or before August 6, 1999

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

Completion of work filed SEP 10 1999

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, R. MICHAEL TURNIPSEED, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 6th day of July

A.D. 1995

[Signature of R. Michael Turnipseed, P.E.]
State Engineer