

**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 APR 18 2003

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed APR 18 2003

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The applicant **Baker Ranches, Inc.**, hereby make application for permission to change the **the point of diversion and place of use of a portion of water heretofore appropriated under Permit No. 45501**

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1. The source of water is **Underground**
2. The amount of water to be changed **1.995 cfs**
3. The water to be used for **Irrigation**
4. The water heretofore permitted for **Irrigation & Domestic**
5. The water is to be diverted at the following point in the **NE $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 11, T. 13 N., R.70 E., M.D.B. & M., whence the South Quarter Corner of said Section 11 bears S. 8° 29' 13" E., 4,553.27 feet distant.**
6. The existing permitted point of diversion is located within the **NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 15, T. 13 N., R.70 E., M.D.B. & M., whence the Southwest Corner of said Section 15 bears S. 7° 35' 41" W., 1,513.27 feet distant.**
7. Proposed place of use **NE $\frac{1}{4}$  SW $\frac{1}{4}$ , NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 2, T. 13 N., R.70 E., M.D.B. & M. (80 Acres added); portions of SW $\frac{1}{4}$  NE $\frac{1}{4}$ , all of SE $\frac{1}{4}$  NE $\frac{1}{4}$ , W $\frac{1}{2}$  SE $\frac{1}{4}$ , NE $\frac{1}{4}$  SE $\frac{1}{4}$ , E $\frac{1}{2}$  SW $\frac{1}{4}$  and SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 12, T. 13 N., R. 70 E., M.D.B. & M. (314 Acres remaining); and lots 1, 2, 3, and 4, W $\frac{1}{2}$  NW $\frac{1}{4}$ , NW $\frac{1}{4}$  SW $\frac{1}{4}$  Section 7, T. 13N., R. 71 E., M.D.B. & M. (262 Acres remaining)**
8. Existing place of use **E $\frac{1}{2}$  SE $\frac{1}{4}$  of Section 16; portions of SW $\frac{1}{4}$  NE $\frac{1}{4}$ , all of SE $\frac{1}{4}$  NE $\frac{1}{4}$ , W $\frac{1}{2}$  SE $\frac{1}{4}$ , NE $\frac{1}{4}$  SE $\frac{1}{4}$ , E $\frac{1}{2}$  SW $\frac{1}{4}$  and SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 12, T. 13 N., R. 70 E., M.D.B. & M., and Lots 1, 2, 3, and 4, W $\frac{1}{2}$  NW $\frac{1}{4}$ , NW $\frac{1}{4}$  SW $\frac{1}{4}$  Section 7, T. 13 N., R. 71 E., M.D.B. & M. (all remaining acres removed)**
9. Use will be from **January 1st to December 31st** of each year.
10. Use was permitted from **January 1st to December 31st** of each year.
11. Description of proposed works **Drill well, install casing, pump, moter and sprinkler system.**
12. Estimated cost of works **\$100,000.00**
13. Estimated time required to construct works **5 years**
14. Estimated time required to complete the application of water to beneficial use **8 years**
15. Remarks: **This application to change the point of diversion and place of use of a portion of Permit No. 45501 is intended to remove the remaining waters and acreage from the original Point of Diversion and Place of Use. The place of use description of permit 45501**

69873

included the SE¼ SE¼ of Section 12 and the SW¼ SW¼ of Section 7. These are Public Lands and are being removed from the place of use.

By s/Dean Neubauer  
824 East Aultman Street  
Ely, NV 89301

Compared hmw/cmf ag/cmf

Protcted \_\_\_\_\_

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 45501 is issued subject to the terms and conditions imposed in said Permit 45501 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. 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 total combined duty of water under Permits 69873 and 69874 shall not exceed 2970.71 acre-feet annually.

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

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.955 cubic feet per second, but not to exceed 1415.36 acre-feet annually, and not to exceed a yearly duty of 3.0 acre-feet per acre of land irrigated from any and/or all sources.

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

October 15, 2005

Proof of completion of work shall be filed on or before:

November 15, 2005

Water must be placed to beneficial use on or before:

October 15, 2007

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

November 15, 2007

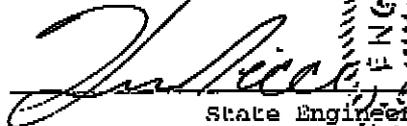
Map in support of proof of beneficial use shall be filed on or before:

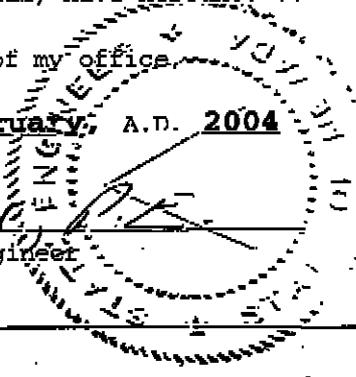
November 15, 2007

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set  
my hand and the seal of my office,

this 3rd day of February, A.D. 2004

  
State Engineer



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

