AMENDED

Application No. 76743

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

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office FEB 1 3 2008

Returned to applicant for correction FEB 2 2 2008

Corrected application filed MAR 1 8 2008 Map filed

The applicant Oro Vaca, Inc.

5716 South Bemis Street (Street Address or P.O. Box) of Littleton (City or Town)

Colorado, 80120 (State and Zip Code), hereby make(s) application for permission to change the

☒ Point of diversion ☒ Place of use ☒ Manner of use ☒ of a portion

of water heretofore appropriated under (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)
Proof 01342

1. The source of water is Warm Springs (Name of stream, lake, underground, spring or other sources.)
2. The amount of water to be changed 2011.2 acre feet annually (Second feet, acre-feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for Irrigation (Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use.)
4. The water heretofore used for Irrigation (If for stock, state number and kind of animals.)
5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)
within the NW1/4 SW1/4 of Section 26, T.37N., R.43E., M.B.D.&M., or at a point from which the SE corner of said Section 26 bears S69°23'26"E 4090.70 feet.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
the SW1/4 SW1/4 of Section 26 T.37N., R.43E., M.B.D.&M., Warm Springs Reservoir.

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

502.80 acres lying within portions of Sections 34, 35 & 36, T.37N., R.43E., M.D.B.&M.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

See attachment

9. Proposed use will be from January 1st (Month and Day) to December 31st (Month and Day) of each year.

10. Existing use permitted from April 1st (Month and Day) to October 1st (Month and Day) of each year.

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)(State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

Pump, motor, buried pipeline and circular sprinkler

12. Estimated cost of works in excess of $50,000.00

13. Estimated time required to construct works 1 Year
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 2 years

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary):
(Failure to provide a detailed description may cause a delay in processing.)

Water is pumped from an existing irrigation ditch into a pipeline to a circular sprinkler.

16. Miscellaneous remarks:

The current owner of Proof 01342 is listed as Hammond Ranches, Inc., Oro Vaca, Inc. is the successor in interest

775-623-4414
Phone No.

dms@winnemucca.net
E-mail

By John H. Milton III (agent)
Print or type name clearly

John H. Milton III
Signature, applicant or agent

Desert Mountain Surveying
Company Name

146 West Second Street
Street Address or P.O. Box

Winnemucca, Nevada 89445
City, State, Zip Code

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

WITHDRAWN BY AGENT JUN 3 0 2008

Tony Taylor P.E. STATE ENGINEER

76743

Acreage To Be Removed

16.48 Acres	NE	SE	Section 36	T.37N	R.42E
8.96 Acres	SE	SE	Section 36	T.37N	R.42E
.92 Acres	SW	SE	Section 36	T.37N	R.42E
15.28 Acres	SW	SW	Section 21	T.37N	R.43E
21.78 Acres	SW	NW	Section 26	T.37N	R.43E
19.56 Acres	NW	SW	Section 26	T.37N	R.43E
12.00 Acres	NE	NE	Section 27	T.37N	R.43E
11.68 Acres	NW	NE	Section 27	T.37N	R.43E
39.48 Acres	SE	NE	Section 27	T.37N	R.43E
39.56 Acres	SW	NE	Section 27	T.37N	R.43E
17.08 Acres	NE	NW	Section 27	T.37N	R.43E
37.08 Acres	SE	NW	Section 27	T.37N	R.43E
5.24 Acres	SW	NW	Section 27	T.37N	R.43E
34.24 Acres	NE	SE	Section 27	T.37N	R.43E
24.60 Acres	NW	SE	Section 27	T.37N	R.43E
.80 Acres	NE	SW	Section 27	T.37N	R.43E
3.48 Acres	SW	SW	Section 27	T.37N	R.43E
1.56 Acres	NE	NE	Section 28	T.37N	R.43E
1.44 Acres	NW	NE	Section 28	T.37N	R.43E
15.92 Acres	SE	NE	Section 28	T.37N	R.43E
19.32 Acres	SW	NE	Section 28	T.37N	R.43E
.20 Acres	NE	NW	Section 28	T.37N	R.43E
1.72 Acres	NW	NW	Section 28	T.37N	R.43E
30.60 Acres	SE	NW	Section 28	T.37N	R.43E
12.64 Acres	SW	NW	Section 28	T.37N	R.43E
.10 Acres	NE	SW	Section 28	T.37N	R.43E
10.88 Acres	NW	SW	Section 28	T.37N	R.43E
15.92 Acres	NE	NE	Section 29	T.37N	R.43E
22.24 Acres	NW	NE	Section 29	T.37N	R.43E
7.20 Acres	NE	SE	Section 29	T.37N	R.43E
.64 Acres	NW	NE	Section 31	T.37N	R.43E
1.76 Acres	SE	NE	Section 31	T.37N	R.43E
5.88 Acres	SW	NE	Section 31	T.37N	R.43E
.52 Acres	NE	NW	Section 31	T.37N	R.43E
24.00 Acres	SE	NW	Section 31	T.37N	R.43E
.96 Acres	SW	NW	Section 31	T.37N	R.43E
14.40 Acres	NE	SE	Section 31	T.37N	R.43E
27.44 Acres	NW	SE	Section 31	T.37N	R.43E
2.24 Acres	SE	SE	Section 31	T.37N	R.43E
8.00 Acres	SW	SE	Section 31	T.37N	R.43E
15.61 Acres	NE	SW	Section 31	T.37N	R.43E
15.96 Acres	NW	SW	Section 31	T.37N	R.43E
1.32 Acres	SE	SW	Section 31	T.37N	R.43E
.40 Acres	SE	NE	Section 32	T.37N	R.43E
28.72 Acres	NE	NE	Section 33	T.37N	R.43E
1.08 Acres	NW	NE	Section 33	T.37N	R.43E
5.28 Acres	SW	NE	Section 33	T.37N	R.43E
2.24 Acres	SE	NW	Section 33	T.37N	R.43E
2.96 Acres	SW	NW	Section 33	T.37N	R.43E
16.96 Acres	NW	NW	Section 34	T.37N	R.43E

Total Acres - 624.33
121.53 Acres For Sections 25 & 30
502.80 Acres For Sections 34, 35 & 36

Existing Place Of Use - Proof 01342

QQ	Q	SEC.	TWN.	RNG.	BM	Acres
NE	NE	1	36N	42E	MD	0.8 see note 1
NW	NE	1	36N	42E	MD	0.4 see note 1
SE	NE	36	37N	42E	MD	4.72
NE	SE	36	37N	42E	MD	16.58
SE	SE	36	37N	42E	MD	37.2
SW	SE	36	37N	42E	MD	10.72
SE	SE	20	37N	43E	MD	3.84 see note 1
SE	NE	21	37N	43E	MD	1.28
NE	SE	21	37N	43E	MD	15.16
NW	SE	21	37N	43E	MD	35.32
SE	SE	21	37N	43E	MD	34.08
SW	SE	21	37N	43E	MD	39.92
NE	SW	21	37N	43E	MD	24.16
NW	SW	21	37N	43E	MD	2.68
SE	SW	21	37N	43E	MD	39.44
SW	SW	21	37N	43E	MD	27.48
NW	SW	22	37N	43E	MD	2.96
SE	SW	22	37N	43E	MD	1.84
SW	SW	22	37N	43E	MD	31.28
SE	NE	23	37N	43E	MD	27.96
SW	NE	23	37N	43E	MD	28.56
SE	NW	23	37N	43E	MD	7.68
NE	SE	23	37N	43E	MD	40
NW	SE	23	37N	43E	MD	39.84
SE	SE	23	37N	43E	MD	40
SW	SE	23	37N	43E	MD	40.32
NE	SW	23	37N	43E	MD	14.16
SE	SW	23	37N	43E	MD	10.8
NW	SW	24	37N	43E	MD	15
SE	SW	24	37N	43E	MD	26.88
SW	SW	24	37N	43E	MD	39.04
NE	NW	25	37N	43E	MD	5.88
NW	NW	25	37N	43E	MD	24.16
NE	NE	26	37N	43E	MD	39.48
NW	NE	26	37N	43E	MD	39.92
SE	NE	26	37N	43E	MD	32.52
SW	NE	26	37N	43E	MD	39.72
NE	NW	26	37N	43E	MD	35.04
NW	NW	26	37N	43E	MD	15.12
SE	NW	26	37N	43E	MD	39.56
SW	NW	26	37N	43E	MD	39.76
NE	SE	26	37N	43E	MD	7.96
NW	SE	26	37N	43E	MD	18.8
NE	SW	26	37N	43E	MD	37.84

NW	SW	26	37N	43E	MD	39.72
SE	SW	26	37N	43E	MD	2
SW	SW	26	37N	43E	MD	17.28
NE	NE	27	37N	43E	MD	12
NW	NE	27	37N	43E	MD	11.68
SE	NE	27	37N	43E	MD	39.48
SW	NE	27	37N	43E	MD	39.56
NE	NW	27	37N	43E	MD	38.2
NW	NW	27	37N	43E	MD	39.28
SE	NW	27	37N	43E	MD	40.04
SW	NW	27	37N	43E	MD	39.96
NE	SE	27	37N	43E	MD	39.36
NW	SE	27	37N	43E	MD	39.88
SE	SE	27	37N	43E	MD	37.32
SW	SE	27	37N	43E	MD	39.52
NE	SW	27	37N	43E	MD	40.12
NW	SW	27	37N	43E	MD	40
SE	SW	27	37N	43E	MD	40.24
SW	SW	27	37N	43E	MD	39.48
NE	NE	28	37N	43E	MD	39.72
NW	NE	28	37N	43E	MD	39.44
SE	NE	28	37N	43E	MD	39.64
SW	NE	28	37N	43E	MD	39.74
NE	NW	28	37N	43E	MD	39.2
NW	NW	28	37N	43E	MD	39.32
SE	NW	28	37N	43E	MD	39.4
SW	NW	28	37N	43E	MD	39.44
NE	SE	28	37N	43E	MD	39.68
NW	SE	28	37N	43E	MD	39.4
SE	SE	28	37N	43E	MD	39.4
SW	SE	28	37N	43E	MD	39.4
NE	SW	28	37N	43E	MD	39.7
NW	SW	28	37N	43E	MD	39.52
SE	SW	28	37N	43E	MD	39.4
SW	SW	28	37N	43E	MD	39.4
NE	NE	29	37N	43E	MD	36.76
NW	NE	29	37N	43E	MD	23.72
SE	NE	29	37N	43E	MD	39
SW	NE	29	37N	43E	MD	38.88
SE	NW	29	37N	43E	MD	27.84
SW	NW	29	37N	43E	MD	1.36
NE	SE	29	37N	43E	MD	39.44
NW	SE	29	37N	43E	MD	39.33
SE	SE	29	37N	43E	MD	39.52

SW	SE	29	37N	43E	MD	39.52
NE	SW	29	37N	43E	MD	39.33
NW	SW	29	37N	43E	MD	20.36
SE	SW	29	37N	43E	MD	39.52
SW	SW	29	37N	43E	MD	39.52
NE	SE	30	37N	43E	MD	2.92
SE	SE	30	37N	43E	MD	37.6
SW	SE	30	37N	43E	MD	2.84
NE	NE	31	37N	43E	MD	39.03
NW	NE	31	37N	43E	MD	14.24
SE	NE	31	37N	43E	MD	22.12
SW	NE	31	37N	43E	MD	39.6
NE	NW	31	37N	43E	MD	0.52
NW	NW	31	37N	43E	MD	2.16
SE	NW	31	37N	43E	MD	36.6
SW	NW	31	37N	43E	MD	36.8
NE	SE	31	37N	43E	MD	14.4
NW	SE	31	37N	43E	MD	39.32
SE	SE	31	37N	43E	MD	2.24
SW	SE	31	37N	43E	MD	8
NE	SW	31	37N	43E	MD	33.91
NW	SW	31	37N	43E	MD	37.2
SE	SW	31	37N	43E	MD	1.32
SW	SW	31	37N	43E	MD	10.3
NE	NE	32	37N	43E	MD	39.38
NW	NE	32	37N	43E	MD	39.52
SE	NE	32	37N	43E	MD	3.28
SW	NE	32	37N	43E	MD	2.12
NE	NW	32	37N	43E	MD	39.52
NW	NW	32	37N	43E	MD	39.52
SE	NW	32	37N	43E	MD	1.04
SW	NW	32	37N	43E	MD	5.76
NE	NE	33	37N	43E	MD	38.16
NW	NE	33	37N	43E	MD	40.16
SW	NE	33	37N	43E	MD	6.68
NE	NW	33	37N	43E	MD	39.5
NW	NW	33	37N	43E	MD	39.5
SE	NW	33	37N	43E	MD	5.2
SW	NW	33	37N	43E	MD	4.24
NE	NE	34	37N	43E	MD	2.8
NW	NE	34	37N	43E	MD	3.28
NE	NW	34	37N	43E	MD	10.08
NW	NW	34	37N	43E	MD	26.96
				Total acres		3534.7

Less the 371.88 acres transferred under Permit 5434

1. This land is not currently owned by OV.