



TEMPORARY

THE STATE OF NEVADA PERMIT TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant: J & T FARMS, LLC
 Source: UNDERGROUND
 Basin: DIAMOND VALLEY
 Manner of Use: IRRIGATION
 Period of Use: January 1st to December 31st
 Priority Date: 07/13/1960

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 temporary permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 19015, Certificate 6745 is issued subject to the terms and conditions imposed in said Permit 19015, Certificate 6745 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 temporary 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 Permit 19015, Certificate 6745 and Temporary Permit 77144T shall not exceed 2.67 cubic feet per second and 632 acre-feet annually.

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

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire 1 year after the approval of the permit at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.87 cubic feet per second or 442.64 acre-feet annually.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

N/A

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

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 24th day of October, A.D. 2008

 State Engineer

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 JUN 16 2008

Returned to applicant for correction _____

Corrected application filed _____ Map filed JUN 16 2008

The applicant J & T Farms, LLC

HC 62, Box 62143 of Eureka

Street Address or P.O. Box

City or Town

Nevada 89316, hereby make(s) application for permission to change the

State and Zip Code

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.)

#19015 (certificate #6745).

1. The source of water is underground
Name of stream, lake, underground, spring or other sources
2. The amount of water to be changed 0.8 c.f.s (=360 g.p.m.)
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for irrigation and domestic
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 and domestic
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 Lot 4, (NW¹/₄NW¹/₄) Section 5, T.21N, R.54E., M.D.M., from which the W¹/₄-section corner of said section 5 bears S.42°19'W., 1,966 ft. dist.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
Lot 3 (NE¹/₄NW¹/₄) Section 5, T.21N., R.54E., M.D.M., from which the N¹/₄-section corner of said Section 5 bears N.45°00'E., 1,835 ft. dist.

153-EU

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
158 acres within the NW¼, Section 5, T.21N., R.54E., M.D.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.)
158 acres within the NW¼, Section 5, T.21N., R.54E., M.D.M.

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

10. Existing use permitted from January 1 to December 31 of each year.
Month and Day Month and Day

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.)

Drilled and cased well, pump, motor, electrical line extension, piping connecting to existing point of diversion.

12. Estimated cost of works \$25,000.00

13. Estimated time required to construct works one year
If well completed, describe well.

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

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary). The proposed use should be temporary in nature, or the requested change should be the result of an unforeseen occurrence: (Failure to provide a detailed description may cause a delay in processing.)

This second well will be used to supplement the quantity produced at the point of diversion described under permit #19015.

16. Miscellaneous remarks:
Please send copies of notices and correspondence to the undersigned agent.

(775) 738-2121

Phone No.

wnisbet@chilton-inc.com

E-mail

By William A. Nisbet, Agent

Print or type name clearly

William A. Nisbet

Signature, applicant or agent

Chilton Engineering & Surveying, Ltd.

Company Name

421 Court Street

Street Address or P.O. Box

Elko, NV 89801-3527

City, State, Zip Code

**APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT**

\$100 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION