

**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 MAY 22 2009

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

Corrected application filed \_\_\_\_\_ Map filed MAY 10 2004 under 71044

The applicant Cortez Joint Venture

HC 66, Box 1250 of Crescent Valley

Street Address or P.O. Box

City or Town

Nevada 89821-1250, 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.)

permit #61193

1. The source of water is underground (DB-23)

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 0.0078 c.f.s.

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for same as existing

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 stock watering (250 cattle)

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 NW¼NW¼ Section 8, T.27N., R.47E., M.D.M. from which the SE corner of Section 32, T.28N., R.47E., M. D. M. bears N.39°24'E., 8,119 feet distant (please refer to map filed under #71044).

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)  
the NE¼NE¼ Section 6, T.27N., R.47E., M.D.M., from which the NE corner of Section 31, T.28N., R.47E., M. D.M. bears N.12°09'E., 6,152 feet distant (please refer to map filed under #61193).

SA-LA

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

Sections 13 and 24, T.27N., R.46E. M. D. M. and  
Sections 18 and 19, T.27N., R.46E. M. D. M.

Per Tel  
JSD  
5/28/09

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.)

S1/2NE1/4 and N1/2SE1/4 Section 6, T.27N., R.47E., 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.)

Well and transmission pipelines for mining, milling and de-watering activities are already in place.

12. Estimated cost of works \$3,000.00

13. Estimated time required to construct works two years  
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use four 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.)

Utilizing already installed pump and pipeline, applicant will divert this small portion into watering troughs near some of the infiltration basins and clear of active mining and milling use areas.

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

STATE ENGINEERS OFFICE  
2009 MAY 22 AM 10:56

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

**\$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION**