



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: DANIEL EDWARD FILIPPINI & EDDYANN U. FILIPPINI
Source: UNDERGROUND
Basin: LOWER REESE RIVER VALLEY
Manner of Use: IRRIGATION
Period of Use: January 1st to December 31st
Priority Date: 04/16/1951

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 place of use of the waters of an underground source as heretofore granted under Permit 76273 is issued subject to the terms and conditions imposed in said Permit 76273 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 total combined duty of water under Permits 78614, 78615 and 78616 shall not exceed 1891 acre-feet annually for the irrigation of 510.50 acres within the described place of use.

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

This permit for underground water is supplemental to any water allowed under Claim of Vested Right V01563 within the described place of use.

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

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.5 cubic feet per second or 451.0 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

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

November 13, 2010

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

November 13, 2012

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

November 13, 2012

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of November, A.D. 2009

Tracy Taylor P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

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 0 1 2009

Returned to applicant for correction _____

Corrected application filed _____ Map filed JUN 0 1 2009 under 7 8 6 1 4

The applicant Daniel Edward Filippini & Eddyann U. Filippini

HC 61, Box 65 of Battle Mountain
Street Address or P.O. Box City or Town

Nevada 89820-9701, 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 #76273

1. The source of water is underground
Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 2.50 c.f.s. (451.0 ac-ft.)
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 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.)
same as existing

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
NW¼ SW¼ Section 36, T. 30N., R. 43E., M.D.M., from which the NW corner of said Section 36, bears N.2° 02'W., 2,753.0 ft. dist.

59-1A

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

T.29N., R43 E., M.D.M.: Section 1 - Lots 3 and 4
T.29N., R44 E., M.D.M.: Section 5 - NW¼; Section 6 - N¼, NE¼ SE¼
T.30N., R43 E., M.D.M.: Section 35 - E½ ; Section 36, W½

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.)

T.29N., R43 E., M.D.M.: Section 1 - Lots 3 and 4
T.29N., R44 E., M.D.M.: Section 6 - N¼, NE¼ SE¼
T.30N., R43 E., M.D.M.: Section 35 - E½ ; Section 36, W½

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 (existing); submersible or line shaft pump and motor, pipeline system to sprinkler system.

12. Estimated cost of works \$20,000.00

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):
(Failure to provide a detailed description may cause a delay in processing.)

Owner is converting wheel line sprinkler systems to pivots, necessitating the addition of new land, but not enlarging the maximum acreage and duty allowed under the combined existing permits #70301, 70302, 76273.

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**

\$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

STATE ENGINEERS OFFICE
2009 MAY 22 AM 11:42
RECEIVED
STATE ENGINEERS OFFICE
2009 JUN -1 PM 12:07