

**TEMPORARY**  
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Application No. **80702T**

**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 **MAR 24 2011**

Returned to applicant for correction.....

Corrected application filed ..... Map filed **MAY 08 1970 under 25599**.....

The applicant.....Ruby Pipeline, LLC c/o Dan Gredrig.....

.....P.O. Box 1087.....of.....Colorado Springs.....  
Street and No. or P.O. Box No. City or Town

.....Colorado.....80944....., hereby make s..... application for permission to change the  
State and Zip Code No.

.....POD.. .....POU.. .....MOU.. .....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 25599 C-7632.....

1. The source of water is.....Underground well -High Rock.....  
Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed.....0.22 cfs (5.16 af).....  
Second feet, acre-feet One second foot equals 448.83 gallons per minute.

3. The water to be used for.....Pipeline construction.....  
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. If on unsurveyed land, it should be stated.)  
...SW¼ SE¼ Sec 12, T.35 N., R.23 E., MDB&M or at a point from which the SW corner of said Sec 12 bears S. 63° 39'.....  
...35' W., a distance of 2,968.17 feet.....

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)  
...Same as heretofore. For a map of existing POD and POU, use map on file under Permit 25599.....

*24-117*

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

...T.34 N., R.23 E., portions of Secs 2, 11, 14, 23, 25 and 26; T.35 N., R.23 E., portions of Secs 2, 3, 10, 11, 14, 15, 22,.....  
...23, 26 and 35; T.36 N., R.23 E., portions of Secs 2,11, 13, 14, 24, 25 and 36; T.37 N., R.23 E., portions of Secs 3, 10,.....  
...15, 22, 26, 27 and 35; T.38 N., R.23 E., portions of Secs 6, 7, 8, 16, 17, 18, 21, 22, 26, 27 and 34; T.38 N., R.22 E.,.....  
...portions of Secs 1 and 2; T.39 N., R.22 E., portions of Secs 19, 20, 27, 28, 29, 34 and 35; T.39 N. R.21 E., portions.....  
...of Secs 1, 2, 11, 12, 13 and 24; T.39½ N., R.21 E., portions of Secs 22, 26, 27 and 35. For a map of proposed POU, .....  
...use map file under 79587T.....

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.)

...80 acres N½ SW¼, 40 acres SE¼ SW¼, 25 acres SW¼ SW¼, 160 acres SE¼, all Sec 12, T.35 N., R.23 E., MDB&M.....  
...(305 acres total). 1.5623 acres to be removed from irrigation in NE¼ SE¼ and SE¼ SE¼ Sec 12, T.35 N., R.23 E.,.....  
...See Exhibit A.....

9. Use will be from.....April 1, 2011.....to.....March 31, 2012.....of each year.  
Month and Day Month and Day

10. Use permitted from.....January 1<sup>st</sup>.....to.....December 31<sup>st</sup>.....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.)

...Existing drilled well, pump, motor, stand pipe and haul truck.....

12. Estimated cost of works.....\$30,000.....

13. Estimated time required to construct works.....three (3) months.....  
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use.....one (1) year.....

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.)

...See attached sheet.....

16. Miscellaneous remarks:

.....(775)885-2101.....  
Phone No.

...mike\_turnipseed@sbcglobal.net.....  
E-mail

By...R. Michael Turnipseed, P.E.....  
Print or type name clearly.

*R. Michael Turnipseed*  
Signature, applicant or agent

...204 North Minnesota Street.....  
Street and No. or P.O. Box No.

Grand City, Nevada 89702

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STATE ENGINEERS DISTRICT

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APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

\$150 FILING FEE MUST ACCOMPANY APPLICATION

**EXHIBIT " A "**

This application is one of several to provide construction water for compaction, dust control and hydrostatic testing. The total project consists of 670 miles of 42 inch Natural Gas Pipeline from Opal, Wyoming to Malin, Oregon passing through Elko Co., Humboldt Co. and Washoe County Nevada. The period of use will be from 4/1/2011 to 3/31/2012. The diversion rate on some of the applications is unusually high because during the hydrostatic test they need to fill the pipe as quickly as possible.

These three applications are being filed for dust control along Hwy. 34 and Hydrostatic testing form the Pennington well.

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