

TEMPORARY

TEMPORARY Application No.

80804 T

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 APR 28 2011

Returned to applicant for correction _____

Corrected application filed _____ Map filed APR 28 2011

The applicant Julian Tomera Ranches Inc., Battle Mountain Division
Box 276 of Battle Mountain
Street Address or PO Box City or Town
Nevada 89820 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 rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

claim #01238

1. The source of water is Crippen Creek
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 15.0 cfs
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for irrigation, stock watering & domestic, as claimed
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, stock watering & domestic, as claimed
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.)
the NE 1/4 NE 1/4 Section 7, T.29N., R.45E., M.D.M., from which the NE corner of Section 6, in said township, bears N.10°19'E., 6,645.0 ft. distant. Please refer to map filed under #01238 for point of diversion and existing place of use.

5917

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

Portions of:
W 1/2 Section 4, Section 5 and W 1/2 Section 18, T.30N., R.45E., and
Sections 31 and 32, T.31N., R.45E., M.D.M., not to exceed 293.53 acres
Please see attached map, depicting proposed additional place of use.

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.)

293.53 acres within Section 18 T30N R45E.
Applicant is not applying to change those portions of existing place of use
lying within Sec. 19, T.30N., R.45E. or in Sec. 13, T.30N., R.44E., M.D.M., until such a time as chain of title is filed.

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per
phone

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.)

Owner has, for many prior years, chosen to apply water from this source to lands in substitution of the described place of use in the claim. The diversion works and conveyance channel are under design review for efficiency improvement.

12. Estimated cost of works \$30,000.00

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 five 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.)

The owner has been assisted by the National Resource Conservation Service in the preparation of preliminary design for the construction of pipe lines that will enable a conservation of water, and for the installation of one or more pivot sprinkler systems for irrigation water application. Permanent change application will be submitted following the adoption of the final plan, and submittal of a report of conveyance of small additional remnants of the original place of use.

16. Miscellaneous remarks:

Diversion rate described is an estimate of the carrying capacity of the ditch, realized for only a short peak period of spring time flow, and is not intended to limit the amount implied in the original claim. Please send copies of notices and correspondence to the undersigned agent.

William A. Nisbet

wnisbet@chilton-inc.com

E-mail Address

738-2121

Phone No.

111

Type or print name clearly
William A. Nisbet

Signature, applicant or agent

Chilton Engineering & Surveying, Ltd.

Company Name

421 Court Street

Street Address or PO Box

Elko, Nevada 89801-3527

City, State, ZIP Code

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Revised 07/09

\$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION