

AMENDED

Application No. 81257

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	<u>OCT 18 2011</u>
Returned to applicant for correction	<u>OCT 24 2011</u>
Corrected application filed	<u>DEC 21 2011</u>
Map filed	<u>DEC 21 2011</u>

The applicant Rockview Dairies, Inc.
P.O. Box 70 of Amargosa Valley
Street Address or PO Box City or Town
NV 89020 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.)

Permit 62373

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 STATE ENGINEER'S OFFICE

- The source of water is an underground source in Nye County, Nevada
Name of stream, lake, underground, spring or other sources.
- The amount of water to be changed 0.0424 cfs, 11.35 acre-feet
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
- The water to be used for commercial dairy
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use
- The water heretofore used for irrigation and domestic
If for stock, state number and kind of animals.
- 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 Northwest Quarter (NW 1/4) of the Southwest Quarter (SW 1/4) of Section 15, Township 17 South, Range 49 East, MDM or at a point from which the Northwest corner of said Section 15 bears North 08°34'57" West, a distance of 2939.64 feet.
- The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
the Southeast Quarter (SE 1/4) of the Southeast Quarter (SE 1/4) of Section 22, Township 16 South, Range 49 East, MDM, or at a point from which the East quarter corner of said Section 22 bears, North 10°25'43" East, a distance of 2101 feet.

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

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.)
2.27 acres within the Southeast Quarter (SE 1/4) of the Southeast Quarter (SE 1/4) of Section 22, Township 16 South, Range 49 East, MDM, Nye County Assessor Parcel Number 19-541-19, Parcel 1 of Parcel Map 44035, Official Records, Nye County, Nevada.

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, pipes and appurtenances, see well log No. 91700

12. Estimated cost of works N/A, existing

13. Estimated time required to construct works existing well (well log No. 91700)

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 5 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.)

This water is to be used for general commercial dairy operations including but not limited to the watering and milking of the 9,400 cows, the watering of 5,000 calves, cooling milk refrigeration compressors, irrigation of alfalfa to feed the cows, compost operation, employee housing and dust control.

16. Miscellaneous remarks:

The intent of this application is to use this water along with existing and future change applications under a single manner of use of commercial dairy and within the same dairy-wide place of use; and to manage and measure the use under a dairy-wide combined duty with other dairy water rights.

jphigginslandsurveying@gmail.com

E-mail Address

702-813-9628

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Jason Paul Higgins

Type or print name clearly



Signature, applicant or agent

JP Higgins Land Surveying, Inc.

Company Name

4510 W. Maulding Avenue

Street Address or PO Box

Las Vegas, NV 89139

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: February 14, 2012, by USDI, BLM, Nevada State Office, February 21, 2012, by USDI, National Park Service, February 26, 2012, by U. S. Fish & Wildlife Service

EXHIBIT A

QUESTION 7.

ALL LYING WITHIN TOWNSHIP 17 SOUTH, RANGE 49 EAST, M.D.M., NYE COUNTY,
NEVADA

SECTION 4 NE 1/4, NE 1/4
 SE 1/4, NE 1/4
 SW 1/4, NE 1/4
 NW 1/4, NE 1/4
 NE 1/4, SE 1/4
 SE 1/4, SE 1/4
 SW 1/4, SE 1/4
 NW 1/4, SE 1/4

SECTION 9	NE 1/4, NE 1/4	NE 1/4, SW 1/4
	SE 1/4, NE 1/4	SE 1/4, SW 1/4
	SW 1/4, NE 1/4	SW 1/4, SW 1/4
	NW 1/4, NE 1/4	NW 1/4, SW 1/4
	NE 1/4, SE 1/4	NE 1/4, NW 1/4
	SE 1/4, SE 1/4	SE 1/4, NW 1/4
	SW 1/4, SE 1/4	SW 1/4, NW 1/4
	NW 1/4, SE 1/4	NW1/4, NW 1/4

SECTION 10	NE 1/4, NE 1/4	NE 1/4, SW 1/4
	SE 1/4, NE 1/4	SE 1/4, SW 1/4
	SW 1/4, NE 1/4	SW 1/4, SW 1/4
	NW 1/4, NE 1/4	NW 1/4, SW 1/4
	NE 1/4, SE 1/4	NE 1/4, NW 1/4
	SE 1/4, SE 1/4	SE 1/4, NW 1/4
	SW 1/4, SE 1/4	SW 1/4, NW 1/4
	NW 1/4, SE 1/4	NW1/4, NW 1/4

SECTION 15 NW 1/4, SE 1/4
 NE 1/4, SW 1/4
 SW 1/4, SW 1/4
 NW 1/4, SW 1/4
 NE 1/4, NW 1/4
 SE 1/4, NW 1/4
 SW 1/4, NW 1/4
 NW1/4, NW 1/4

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STATE OF NEVADA
COUNTY OF NYE