



**TEMPORARY**  
**THE STATE OF NEVADA**

**PERMIT TO CHANGE THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

**Name of Permittee:** CORTEZ JOINT VENTURE  
**Source:** UNDERGROUND (FILIPPINI STOCK WELL)  
**Basin:** CRESCENT VALLEY  
**Manner of Use:** STOCKWATERING  
**Period of Use:** ONE YEAR FROM DATE OF ISSUANCE.  
**Priority Date:** 02/10/1998

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**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 temporary permit, to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 63833, is issued subject to the terms and conditions imposed in said Permit 63833 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 for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of water herein granted at any and all times.

This temporary 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 63827, 63828, 63829, 63830, 63831, 63832, 63833, and 83239T shall not exceed 44.81 acre-feet annually, or sufficient to water 2,000 cattle.

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

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire 1 year after the approval of the permit at which time all rights herein granted shall revert to the right being changed by this temporary permit.

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 0.0223 cubic feet per second, sufficient to water 720 head of cattle, but not to exceed 16.13 acre-feet annually.**

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

N/A

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

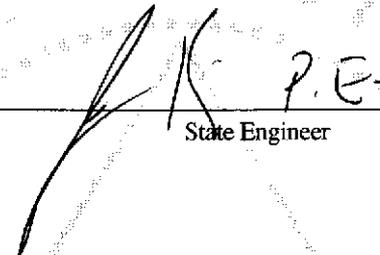
N/A

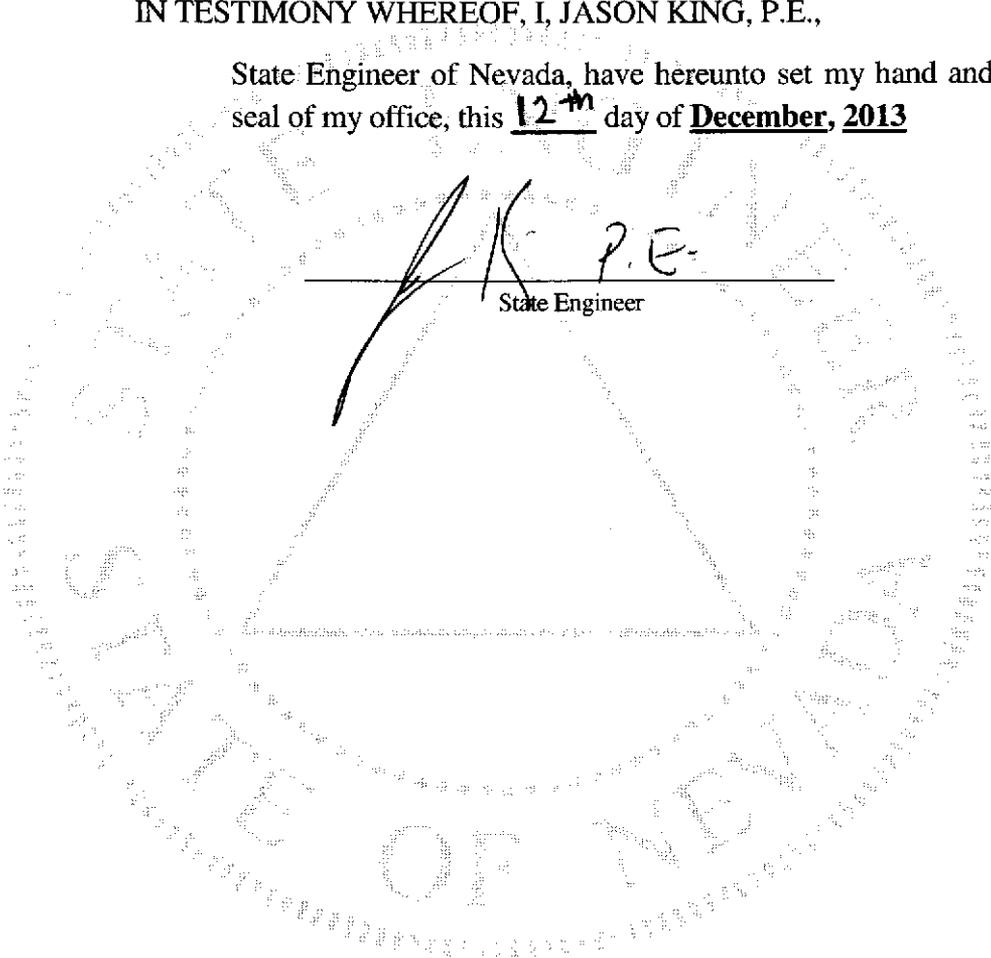
Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 12<sup>th</sup> day of **December, 2013**

  
\_\_\_\_\_  
State Engineer



**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 NOV 07 2013  
Returned to applicant for correction \_\_\_\_\_  
Corrected application filed \_\_\_\_\_ Map filed NOV 07 2013

The applicant Cortez Joint Venture  
HC 66, Box 1250 of Crescent Valley  
Street Address or PO 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 rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)  
Permit 63833

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2013 NOV - 7 PM 3:46  
STATE ENGINEERS OFFICE

- The source of water is Underground - Filippini Stock Well  
Name of stream, lake, underground, spring or other sources.
- The amount of water to be changed 0.02228 c.f.s. (10 gpm), not to exceed 16.13 AFA  
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
- The water to be used for Stockwater - 720 head of cattle  
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 Stockwater - 720 head of cattle  
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 NE¼NE¼ Section 28, T. 27N., R. 46E., M.D.M., or at a point from which the E¼ Corner of said Section 28 bears South 18° 05' East, a distance of 2,506 feet. (proposed Filippini Stock Well)  
Please refer to accompanying supporting map.
- The existing point of diversion is located within (If point of diversion is not changed, do not answer.)  
within the NE¼NE¼ Section 10, T. 29N., R. 50E., M.D.M., or at a point from which the NW Corner of said Section 10 bears North 73° 31' West, a distance of 4,212 feet. (Dean Ranch Frenchie Creek Well)  
Please refer to supporting map on file under Application 63827.

Crescent Valley  
4 - 54  
EW

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

within the NE¼NE¼ Section 28, T. 27N., R. 46E., M.D.M.  
Please refer to accompanying supporting map.

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.)

NE¼NE¼ Section 10, T. 29N., R. 50E., M.D.M.  
Please refer to supporting map on file under Application 63827.

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, submersible pump, motor, and distribution piping to at least 2 locations within the place of use.

12. Estimated cost of works In excess of \$250,000

13. Estimated time required to construct works 2 months

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 Application is located between two existing springs on private ground which have been historically used by the land owner (the Filippini family) to water cattle. Recent underground pumpage in the nearby area appears to have impacted the flow from these two springs. Applicant seeks to mitigate the loss of water in the springs by providing a dependable underground source of water for the cattle in the area of the springs. This filing by Cortez Joint Venture is made to satisfy the findings of the BLM Record of Decision as ruled on by the 9th Circuit Court of Appeals that mitigation be provided for loss of surface water as a result of mining induced groundwater draw-down.

16. Miscellaneous remarks:

A Permanent Application for this water is being filed concurrently. An "Affidavit in Support of Stock-Water Application" and a "Statement of Consent" from the land owner will be filed in the near future.

rciwater@rci-nv.com  
E-mail Address  
(775) 883-1600  
Phone No. Ext.

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

Bruce R. Scott  
Type or print name clearly  
Bruce R. Scott  
Signature, applicant or agent  
Resource Concepts, Inc.  
Company Name  
340 N. Minnesota Street  
Street Address or PO Box  
Carson City, Nevada 89703  
City, State, ZIP Code