



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

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

**Name of Permittee:** BROKEN ARROW HORSE & CATTLE, LLC  
**Source:** STREAM (TRUCKEE AND CARSON RIVERS)  
**Basin:** CARSON DESERT  
**Manner of Use:** COMMERCIAL  
**Period of Use:** AS DECREED  
**Priority Date:** AS DECREED

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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 place and manner of use of a portion of the waters of the Truckee and Carson Rivers as set forth under a portion of Permit 51953, Certificate 16398 which changed the place of use of a portion of the Newlands Reclamation Project rights in the Truckee and Carson River final decrees is issued subject to the terms and conditions imposed in said decrees and with the understanding that no other rights on the source will be affected by the change proposed herein.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

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 on November 15, 2014 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

This temporary permit is expressly contingent on the payment of the operation and maintenance charges that are properly assessed and come due in the same manner as if the water were still appurtenant to the agricultural land from which it is transferred, pursuant to NRS 533.370, subsection 1 (b).

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 2.99 acre-feet as decreed.

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:

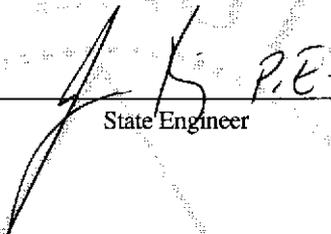
N/A

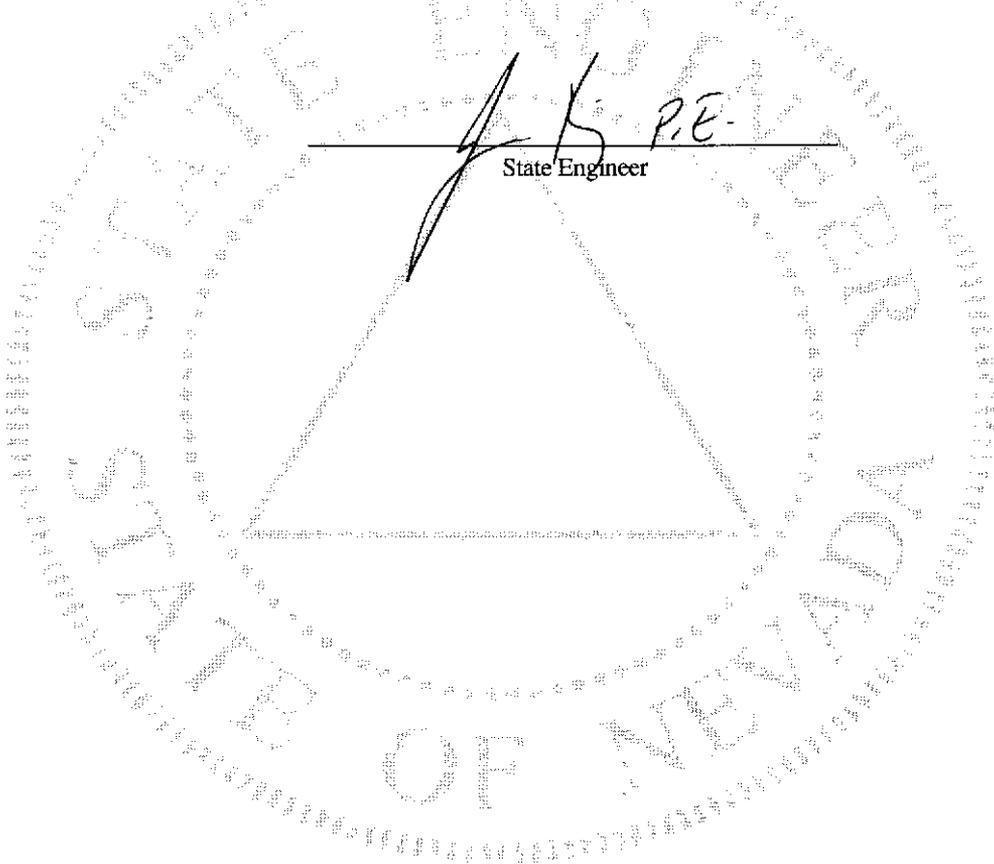
Map in support of proof of beneficial use shall be filed on or before:

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 5<sup>th</sup> day of May, 2014

  
\_\_\_\_\_  
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 MAR 14 2014

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_ Map filed Sept 29 2009 under 78933T

The applicant Broken Arrow Horse & Cattle, LLC  
P.O. Box 1475 of Fallon  
Street Address or PO Box City or Town  
Nevada 89407 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 No. 51953, Certificate 16398

- The source of water is Truckee and Carson Rivers  
Name of stream, lake, underground, spring or other sources.
- The amount of water to be changed a pro rata share of the diversion rate and 3.5 acre-feet  
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
- The water to be used for Commercial Purposes  
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 Purposes as Decreed  
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.)  
Lahonton Dam, SW1/4 SE1/4 of Section 33, T.19N., R.26E., M.D.M., situated in Churchill County, State of Nevada.
- The existing point of diversion is located within (If point of diversion is not changed, do not answer.)

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

Portions of the following: S1/2 NW1/4 and S1/2 N1/2 N1/2 of Section 35, T.20N., R.29E., MDM. (Refer to map filed in support of Permit No. 78933-T)

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.)

1.0 acre to be removed from irrigation within the NE1/4 of the NW1/4 of Section 9, T.18N., R.29E., M.D.M. Refer to map filed in support of this application.

9. Proposed use will be from as Decreed to as Decreed of each year.  
Month and Day Month and Day

10. Existing use permitted from as Decreed to as Decreed 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.)

Ditch pump, truck stand and tanker trucks

12. Estimated cost of works Works Completed

13. Estimated time required to construct works Works Completed

If well completed, describe well.

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

Water will be pumped from the D Line Canal for commercial purposes, including dust mitigation at an existing livestock feed lot. Once this application to change is approved, it is understood the total duty allowed to be diverted will be reduced to 2.99 acre-feet.

16. Miscellaneous remarks:

Water right shown under TCID Serial No. 196-B. A Report of Conveyance to update ownership to Broken Arrow Horse and Cattle, LLC, is being filed concurrently.

cfacque@farrwestengineering.com  
E-mail Address  
775-853-7268  
Phone No. Ext.

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

Chris N. Facque

Chris N. Facque  
Type or print name clearly  
[Signature]  
Signature, applicant or agent  
Farr West Engineering  
Company Name  
5442 Longley Lane, Suite A  
Street Address or PO Box  
Reno, Nevada 89511  
City, State, ZIP Code

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