

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 JAN 16 2015

Returned to applicant for correction _____

Corrected application filed _____ Map filed _____

The applicant Julian Tomera Ranches, Inc., Battle Mountain Division
Post Office Box 276 of Battle Mountain
Street Address or PO Box City or Town
Nevada 89820-0276 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.)

Vested Proof No. 09648

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1. The source of water is a Spring source (Unnamed Spring)
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 0.0045 cubic feet per second and 3.226 acre-feet annually
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Stockwater Purposes
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 Stockwatering and Domestic Purposes
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.)
within the SE1/4 SE1/4 of Section 24, T.32N., R.46E., M.D.M., or at a point from which the E1/4 corner of Section 25, T.32N., R.46E., M.D.M., bears South 4° 21' 38" East, a distance of 3,432.23 feet. Refer to map filed in support of this application.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
headwaters of Unnamed Creek No. 3 arising in SE1/4 SE1/4 Section 24, and the NE1/4 NE1/4 Section 25, T.32N., R.46E., M.D.M., then following the natural stream channel to a point in the NE1/4 SE1/4 Section 27, T.32N., R.46E., M.D.M., from which the SE corner of Section 35, in said township, bears S. 42°33' E., 8,663 feet distant. Refer to map filed in support of Vested Proof V09646.

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

The place of use is unchanged. Within the SE1/4 SE1/4 Section 24; NE1/4, S1/2 NW1/4, NW1/4 SW1/4 Section 25; SE1/4 NE1/4, N1/2 S1/2 Section 26, and NE1/4 SE1/4 of Section 27, all in T. 32N., R. 46E., M.D.M. Refer to map filed in support of Proof No. V09646.

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.)

SE1/4 SE1/4 Section 24; NE1/4, S1/2 NW1/4, NW1/4 SW1/4 Section 25; SE1/4 NE1/4, N1/2 S1/2 Section 26, and NE1/4 SE1/4 of Section 27, all in T. 32N., R. 46E., M.D.M. Refer to map filed in support of Proof No. V09646.

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.)

Spring water collection box, creek channel and piping to watering troughs.

12. Estimated cost of works \$20,000

13. Estimated time required to construct works Two (2) Years

If well completed, describe well.

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

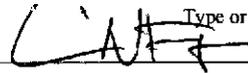
15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

Water under this application is proposed to be collected at the spring source in a collection box or collected in Creek channel and piped to stockwatering troughs. The original Vested Proof V09648 was filed based on historical usage information where 150 cattle, 10 horses and 1,000 sheep were watered from the Creek channel as early as 1889. Field investigations of the ARG Spring show measurements of approximately 2 gallons per minute.

16. Miscellaneous remarks:

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Phone No. Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Chris N. Facque
Type or print name clearly

Signature, applicant or agent
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City, State, ZIP Code