THE STATE OF NEVADA

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

Name of Permittee:	**JULIAN TOMERA RANCHES, INC.,**
	BATTLE MOUNTAIN DIVISION
Source:	**SPRING (ARG 1 SPRING)**
Basin:	**LOWER REESE RIVER VALLEY**
Manner of Use:	**STOCKWATERING**
Period of Use:	**JANUARY 1ST THROUGH DECEMBER 31ST**
Priority Date:	**01/01/1889**

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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 permit, to change the point of diversion, place and manner of use of a portion of the waters of Unnamed Creek No. 3, ARG-1 Spring heretofore appropriated under claim of vested right as evidenced by Proof of Appropriation of Water Claim V09648, is issued with the understanding that no other rights on the source will be affected by the change proposed herein. The State reserves the right to regulate the use of the water herein granted at any and all times. This permit is issued subject to any determination of the waters of Unnamed Creek No. 3, ARG-1 Spring that may be made under adjudication proceedings under NRS 533.090 through 533.320.

The total combined duty of water under Permits 84727, 84838 and Claim of Vested Right V09648 shall not exceed 8.06 acre-feet annually, or sufficient to water 150 head of cattle, 10 horses, and 1000 sheep.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

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

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

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 0.0045 cubic feet per second or 3.226 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:	**December 16 2017**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:	**December 16 2020**
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 16th day of **December, 2015**

P.E.

State Engineer

Application No. 84838

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 FEB 13 2015

Returned to applicant for correction

Corrected application filed Map filed Feb 13 2015 under 84727

The applicant Julian Tomera Ranches, Inc., Battle Mountain Division

Post Office Box 276 (Street Address or PO Box) of Battle Mountain (City or Town)

Nevada 89820-0276 (State and ZIP Code) hereby make(s) application for permission to change the

☑ 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

1. The source of water is Unnamend Creek No. 3 (ARG-1 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 NW1/4 NW1/4 of Section 30, T.32N., R.47E., 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 04°43'27" West, a distance of 1,596.41 feet. Refer to map filed in support of this application. (ARG-1 Spring)

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.

LRRV 4-59 La

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

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., and the W1/2 NW1/4 Section 30, T.32N., R.47E., M.D.M. Refer to map filed in support of this application.

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 (Month and Day) to December 31 (Month and Day) of each year.

10. Existing use permitted from January 1 (Month and Day) to December 31 (Month and Day) of each year.

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-1 Spring show measurements of approximately 2 gallons per minute.

16. Miscellaneous remarks:

Chris N. Facque
Type or print name clearly

cfacque@farrwestengineering.com
E-mail Address

(775) 853-7268
Phone No. Ext.

Signature, applicant or agent

Farr West Engineering
Company Name

5442 Longely Lane, Suite A
Street Address or PO Box

Reno, Nevada 89511
City, State, ZIP Code

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

Revised 07/13 $240 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION